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PENNSYLVANIA BULLETIN

Volume 31 Number 3
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Pages 397—524

Agencies in this issue:

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The Courts
Department of Banking
Department of Education
Department of Environmental Protection
Department of General Services
Department of Health
Department of Labor and Industry
Department of Transportation
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Fish and Boat Commission
Insurance Department
Legislative Reference Bureau
Liquor Control Board
Pennsylvania Commission for Women
Pennsylvania Infrastructure Investment Authority
Pennsylvania Public Utility Commission
Philadelphia Regional Port Authority

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

No. 314, January 2001

PENNSYLVANIA



BULLETIN

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Pennsylvania Bulletin

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

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

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

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

Adoption, Amendment or Repeal of Regulations

Generally an agency wishing to adopt, amend or repeal regulations must first publish in the *Pennsylvania Bulletin* a Notice of Proposed Rulemaking. There are limited instances 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.

**SUBSCRIPTION INFORMATION: (717) 766-0211
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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.

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List of Pa. Code Chapters Affected

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 2001.

| | | | |
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| 4 Pa. Code (Administration) | | 49 Pa. Code (Professional and Vocational Standards) | |
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THE GENERAL ASSEMBLY

COMMISSION ON SENTENCING

Meeting Notice

The Commission on Sentencing announces the following public meetings, to be held at the Harrisburg Hilton and Towers, One North Second Street, Harrisburg, PA 17101 in the Penn Harris Room:

- Tuesday, February 6, 2001 Dinner/Work Session
6 p.m. (work session begins at 7:30 p.m.)
 - Wednesday, February 7, 2001 Quarterly Commission Mtg. 9 a.m.
- MARK H. BERGSTROM,
Executive Director

[Pa.B. Doc. No. 01-60. Filed for public inspection January 19, 2001, 9:00 a.m.]

Meeting Schedule for 2001

The Commission on Sentencing is giving notice that the following dates have been established for upcoming meetings in the year 2001:

- February 6, 7 (Tuesday, Wednesday)—Harrisburg, PA
- May 8, 9 (Tuesday, Wednesday)—Harrisburg, PA
- September 11, 12 (Tuesday, Wednesday)—State College, PA
- December 4, 5 (Tuesday, Wednesday)—Philadelphia, PA

Tuesday evening dinner/work sessions are scheduled from 6 p.m. to 9 p.m. with the work session beginning at 7:30 p.m. All regular quarterly Commission meetings are scheduled to begin at 9 a.m. on Wednesday mornings. The February and May Commission meetings will be held at the Harrisburg Hilton and Towers, One North Second Street, Harrisburg, PA. The September meeting will be held at the Carnegie House, 100 Cricklewood Drive, Toftrees, State College, PA. The December meeting in Philadelphia will be held at the Union League of Philadelphia, 140 South Broad Street, Philadelphia, PA.

If there are any questions concerning upcoming meetings, contact Mark H. Bergstrom, Executive Director at (814) 863-2797.

MARK H. BERGSTROM,
Executive Director

[Pa.B. Doc. No. 01-61. Filed for public inspection January 19, 2001, 9:00 a.m.]

THE COURTS

Title 225—RULES OF EVIDENCE

[225 PA. CODE ART. I AND VII—IV]

Proposed Changes Corresponding to Recent Amendments to the Federal Rules of Evidence

Introduction

The Committee on Rules of Evidence is planning to recommend that the Supreme Court of Pennsylvania amend Rules of Evidence 103, 701, 803, and 902, and approve the revision of the *Comment* to Rule of Evidence 404. These changes are being proposed to update the Pennsylvania Rules of Evidence in view of the recent changes to the Federal Rules of Evidence. This proposal has not been submitted for review by the Supreme Court of Pennsylvania.

The following explanatory *Report* highlights the Committee's considerations in formulating this proposal. Please note that the Committee's *Reports* should not be confused with the official Committee *Comments* to the rules. Also note that the Supreme Court does not adopt the Committee's *Comments* or the contents of the explanatory *Reports*.

The text of the proposed rule changes precedes the *Report*. Additions are shown in bold and are underlined, and deletions are in bold and brackets.

We request that interested persons submit suggestions, comments, or objections concerning this proposal to the Committee through counsel, Richard L. Kearns, Staff Counsel, Supreme Court of Pennsylvania, Committee on Rules of Evidence, 5035 Ritter Road Suite 800, Mechanicsburg, PA 17055.

no later than Wednesday, February 14, 2001.

By the Committee on Rules of Evidence

CHARLES B. GIBBONS,
Chair

Annex A

TITLE 225. EVIDENCE

ARTICLE I. GENERAL PROVISIONS

Rule 103. Rulings on Evidence

(a) *Effect of Erroneous Ruling.* Error may not be predicated upon a ruling [**which**] that admits or excludes evidence unless

* * * * *

Once the court makes a definitive ruling on the record admitting or excluding evidence, either at or before trial, a party need not renew an objection or offer of proof to preserve a claim of error for appeal.

* * * * *

Comment

Paragraph 103(a) differs from F.R.E. 103(a) in that the Federal [**Rule**] rule says, "Error may not be predicated upon a ruling which admits or excludes evidence unless a

substantial right of the party is affected, and" (emphasis added). The italicized words have been deleted because they are inconsistent with **prior** Pennsylvania **case** law in criminal cases. In criminal cases, the accused is entitled to relief for an erroneous ruling unless the court is convinced beyond a reasonable doubt that the error is harmless. See *Commonwealth v. Story*, 476 Pa. 391, 383 A.2d 155 (1978). Civil cases are governed by Pa.R.C.P. 126 which permits the court to disregard an erroneous ruling "which does not affect the substantial rights of the parties." Pa.R.E. 103(a) does not change the existing rule.

Paragraphs [**103**] (a)(1) and (a)(2) are consistent with **prior** Pennsylvania **case** law. See *Dilliaine v. Lehigh Valley Trust Co.*, [**457 Pa. 255,**] 322 A.2d 114 (Pa. 1974); *Commonwealth v. Clair*, [**458 Pa. 418,**] 326 A.2d 272 (Pa. 1974). Paragraphs [**103**] (a)(1) and (a)(2) are similar to F.R.E. 103(a)(1) and (a)(2). The term "motion in limine" has been added and the last three words have been changed. Motions in limine permit the trial court to make rulings on evidence prior to trial or at trial but before the evidence is offered. Such motions can expedite the trial and assist in producing just determinations. A ruling on a motion in limine on the record is sufficient to preserve the issue for appeal, without renewal of the objection or offer at trial. The change in language is intended to make clear that the requirement that offers of proof be made is applicable to testimonial and other types of evidence.

Pa.R.E. 103(a) was amended in 2001 by adding the second paragraph. The amendment, which is identical to the amendment to F.R.E. 103(a) that became effective December 1, 2000, is consistent with prior Pennsylvania case law. See *Bell v. City of Philadelphia*, 491 A.2d 1396 (Pa. Super 1985). It is also consistent with the second paragraph of this Comment.

Paragraphs [**103**] (b) and (c) are identical to F.R.E. 103(b) and (c) and are consistent with Pennsylvania practice.

F.R.E. 103(d) permits a court to grant relief for "plain errors affecting substantial rights although they were not brought to the attention of the court." This paragraph has been deleted because it is inconsistent with paragraphs (a)(1) and (a)(2) and with **prior** Pennsylvania **case** law as established in *Dilliaine and Clair*. [**In some capital cases, the Supreme Court has relaxed traditional waiver concepts. See *Commonwealth v. Zettlemoyer*, 500 Pa. 16, 454 A.2d 937 (1982).**]

Official Note: Adopted May 8, 1998, effective October 1, 1998; amended , 2001; effective , 2001.

Committee Explanatory Reports:

Report explaining the proposed amendments published at 31 Pa.B. 408 (January 20, 2001).

ARTICLE N. RELEVANCY AND ITS LIMITS

Rule 404. Character Evidence not Admissible to Prove Conduct; Exceptions; Other Crimes.

(a) *Character Evidence Generally.* Evidence of a person's character or a trait of character is not admissible for

the purpose of proving action in conformity therewith on a particular occasion, except as follows:

* * * * *

(3) *Character of [witness] Witness.* * * *

(b) *Other Crimes, Wrongs, or Acts.*

* * * * *

(2) Evidence of other crimes, wrongs, or acts may be admitted for other purposes, such as proof of motive, opportunity, intent, preparation, plan, knowledge, identity, or absence of mistake or accident.

* * * * *

Comment

The basic principle of Pa.R.E. 404 is consistent with F.R.E. 404 and prior Pennsylvania case law. Pa.R.E. 404, with certain enumerated exceptions, provides that character evidence cannot be used to prove conduct. Under this rule, evidence that an employee had a character trait of absent-mindedness would not be admissible to prove that on a particular occasion he or she failed to fasten the safety latch on a piece of equipment. The rule does not preclude the use of character evidence for other purposes, including where character is an element of a claim or defense. See, e.g., *Dempsey v. Walso Bureau, Inc.*, 431 Pa. 562, 246 A.2d 418 (1968)(negligent employment); *Commonwealth ex rel. Grimes v. Grimes*, 281 Pa. Super. 484, 422 A.2d 572 (1980)(parental fitness).

The exceptions to the [Rule] rule differ from F.R.E. 404 as indicated below.

Subsection (a). Subsection (a) of the rule differs from F.R.E. 404(a).

Paragraph (a)(1) has not been amended to conform with the December 1, 2000 amendments to F.R.E. 404(a)(1), which provide that the prosecution may respond to the accused's offer of evidence of the character of the alleged victim of a crime by offering evidence of the same trait of character of the defendant, because this is not consistent with present Pennsylvania law.

Subsection (a)(2) is consistent with prior Pennsylvania case law. See, e.g., *Commonwealth v. Dillon*, [528 Pa. 417,] 598 A.2d 963 (Pa. 1991); *Commonwealth v. Amos*, [445 Pa. 297,] 284 A.2d 748 (Pa. 1971); see also Pa.R.E. 405 (regarding means of proof of the complainant's character for violence).

The exception provided at Pa.R.E. 404(a)(2)(iii) does not appear in the Federal rule. It is consistent with Pennsylvania decisional law. See *Bell v. Philadelphia*, [341 Pa. Super. 534,] 491 A.2d 1386 (Pa. Super. 1985).

Subsection (b). This [rule] paragraph is similar to F.R.E. 404(b) in recognizing legitimate evidentiary purposes for the introduction of evidence of other crimes, wrongs, or bad acts. Unlike the Federal rule, however, Pennsylvania law provides a distinct standard for balancing the inherent prejudice of such evidence against its probative value. Under federal law, if evidence of other crimes, wrongs, or bad acts is offered for a legitimate evidentiary purpose, the evidence is admissible if it meets the general standard of F.R.E. 403. F.R.E. 403 provides that relevant evidence is admissible unless its probative value is substantially outweighed by prejudicial danger.

Under Pennsylvania law, evidence of other crimes, wrongs, or bad acts offered for a legitimate evidentiary purpose is admissible only if its probative value outweighs the potential for prejudice. See *Commonwealth v. Morris*, [493 Pa. 164,] 425 A.2d 715 (Pa. 1981). Pa.R.E. 404(b)(3) codifies Pennsylvania decisional law and is an exception to the general rule defined by Pa.R.E. 403.

Official Note: Adopted May 8, 1998, effective October 1, 1998; Comment revised , 2001; effective , 2001.

Committee Explanatory Reports:

Report explaining the proposed Comment revision published at 31 Pa.B. 408 (January 20, 2001).

ARTICLE VII. OPINIONS AND EXPERT TESTIMONY

Rule 701. Opinion Testimony by Lay Witnesses.

If the witness is not testifying as an expert, the witness' testimony in the form of opinions or inferences is limited to those opinions or inferences which are rationally based on the perception of the witness, [and] helpful to a clear understanding of the witness' testimony or the determination of a fact in issue, and not based on scientific, technical, or other specialized knowledge within the scope of Rule 702.

Comment

* * * * *

F.R.E. 701 was amended, effective December 1, 2000, to clarify that testimony based on scientific, technical, or specialized knowledge is governed by F.R.E. 702, and not F.R.E. 701. The 2001 amendment to Pa.R.E. 701 is likewise aimed at clarifying that testimony based on scientific, technical, and specialized knowledge is governed by Pa.R.E. 702.

Pa.R.E. 701 is consistent with prior Pennsylvania case law. See *Lewis v. Mellor*, [259 Pa. Super. 509,] 393 A.2d 941 (Pa. Super. 1978)(adopting F.R.E. 701). Under Lewis, lay opinion may embrace the ultimate issue. See Pa.R.E. 704. The trial judge may exclude the opinion if the trial judge decides that it would not be helpful, or would confuse, mislead, or prejudice the jury, or would waste time. Lewis, [259 Pa. Super. at 523,] 393 A.2d at 949.

Official Note: Adopted May 8, 1998, effective October 1, 1998; amended , 2001; effective , 2001.

Committee Explanatory Reports:

Report explaining the proposed amendments published at 31 Pa.B. 408 (January 20, 2001).

ARTICLE VIII. HEARSAY

Rule 803. Hearsay Exceptions; Availability of Declarant Immaterial.

The following statements, as hereinafter defined, are not excluded by the hearsay rule, even though the declarant is available as a witness:

* * * * *

(6) *Records of Regularly Conducted Activity.* A memorandum, report, record, or data compilation, in any form, of acts, events, or conditions, made at or near the time by, or from information transmitted by, a person with knowledge, if kept in the course of a regularly conducted

business activity, and if it was the regular practice of that business activity to make the memorandum, report, record, or data compilation, all as shown by the testimony of the custodian or other qualified witness, or by certification that complies with Rule 902(11), Rule 902(12), or a statute permitting certification, unless the sources of information or other circumstances indicate lack of trustworthiness. The term "business" as used in this paragraph includes business, institution, association, profession, occupation, and calling of every kind, whether or not conducted for profit.

Comment

Pa.R.E. 803(6) is similar to F.R.E. 803(6), but with two differences. One difference is that Pa.R.E. 803(6) does not include opinions and diagnoses. This is consistent with prior Pennsylvania case law. See *Williams v. McClain*, [513 Pa. 300,] 520 A.2d 1374 (Pa. 1987); *Commonwealth v. DiGiacomo*, [463 Pa. 449,] 345 A.2d 605 (Pa. 1975). The second difference is that Pa.R.E. 803(6) allows the court to exclude business records that would otherwise qualify for exception to the hearsay rule if the "sources of information or other circumstances indicate lack of trustworthiness." The [federal] Federal rule allows the court to do so only if "the source of information or the method or circumstances of preparation indicate lack of trustworthiness."

Rule 803(6) was amended in 2001 consistent with the December 1, 2000 amendments to F.R.E. 803(6) that permit records of regularly conducted activity to be authenticated by certification. This amendment is designed to save the expense and time consumption caused by calling needless foundation witnesses. The notice requirements provided in Pa.R.E. 902(11) and (12) will give other parties a full opportunity to test the adequacy of the foundation.

If offered against a defendant in a criminal case, an entry in a business record may be excluded if its admission would violate the defendant's constitutional right to confront the witnesses against him or her. See *Commonwealth v. McCloud*, [457 Pa. 310,] 322 A.2d 653 (Pa. 1974).

Pa.R.E. 803(6) differs only slightly from 42 Pa.C.S. [A.] § 6108, which provides:

* * * * *

Pa.R.E. 803(6) permits records of regularly conducted activity to be authenticated by certification.

* * * * *

Official Note: Adopted May 8, 1998, effective October 1, 1998; Comment revised March 23, 1999, effective immediately; Comment revised March 10, 2000, effective immediately; amended _____, 2001; effective _____, 2001.

* * * * *

Committee Explanatory Reports:

* * * * *

Report explaining the proposed amendments to paragraph 6 published at 31 Pa.B. 408 (January, 2001).

ARTICLE IX. AUTHENTICATION AND IDENTIFICATION

Rule 902. Self-Authentication.

Extrinsic evidence of authenticity as a condition precedent to admissibility is not required with respect to the following:

* * * * *

(11) Certified domestic records of regularly conducted activity. The original or a duplicate of a domestic record of regularly conducted activity that would be admissible under Rule 803(6) if accompanied by a written declaration of its custodian or other qualified person, verified as provided in Pa.R.C.P. 76, certifying that the record -

(A) was made at or near the time of the occurrence of the matters set forth by, or from information transmitted by, a person with knowledge of those matters;

(B) was kept in the course of the regularly conducted activity; and

(C) was made by the regularly conducted activity as a regular practice.

A party intending to offer a record into evidence under this paragraph must provide written notice of that intention to all adverse parties, and must make the record and declaration available for inspection sufficiently in advance of their offer into evidence to provide an adverse party with a fair opportunity to challenge them.

(12) Certified foreign records of regularly conducted activity. In a civil case, the original or a duplicate of a foreign record of regularly conducted activity that would be admissible under Rule 803(6) if accompanied by a written declaration by its custodian or other qualified person certifying that the record—

(A) was made at or near the time of the occurrence of the matters set forth by, or from information transmitted by, a person with knowledge of those matters;

(B) was kept in the course of the regularly conducted activity; and

(C) was made by the regularly conducted activity as a regular practice.

The declaration must be signed in a manner that, if falsely made, would subject the maker to criminal penalty under the laws of the country where the declaration is signed. A party intending to offer a record into evidence under this paragraph must provide written notice of that intention to all adverse parties, and must make the record and declaration available for inspection sufficiently in advance of their offer into evidence to provide an adverse party with a fair opportunity to challenge them.

Comment

* * * * *

Paragraphs (11) and (12), which were added in 2001, permit the authentication of domestic and foreign records of regularly conducted activity by certification. This is new to Pennsylvania law for records of regularly conducted activity, but is consistent with Pa.R.E. 902(2), (3), and (4) which permit authentication of various kinds of public documents and records by certification. These paragraphs are similar to F.R.E. 902(11) and (12) that were adopted effective December 1, 2000. The language of Pa.R.E. 902(11) differs from F.R.E. 902(11) in that it refers to Pa.R.C.P. 76, rather than to

federal law. The amendment is intended to implement the amendment to Pa.R.E. 803(6).

Official Note: Adopted May 8, 1998, effective October 1, 1998; amended , 2001; effective , 2001.

Committee Explanatory Reports:

Report explaining the proposed amendments published at 31 Pa.B. 408 (January 20, 2001).

Report

Proposed Amendments to Pa.Rs.E. 103, 701, 803, and 902, and Revision of the Comment to Pa.R.E. 404

CHANGES CORRESPONDING TO THE RECENT AMENDMENTS TO THE FEDERAL RULES OF EVIDENCE

The Committee is proposing amendments to Rules of Evidence 103 (Rulings on Evidence), 701 (Opinion Testimony by Lay Witness), 803 (Hearsay Exceptions; Availability of Declarant Immaterial) and 902 (Self-Authentication), and the revision of the Comment to Rule 404 (Character Evidence Not Admissible to Prove Conduct; Exceptions; Other Crimes). These changes update the rules in view of the recent changes to the Federal Rules of Evidence, which became effective on December 1, 2000.

I. Introduction

Beginning in May 2000, aware of the proposed changes to the Federal Rules of Evidence, the Committee undertook an extensive review of the proposed Federal rule changes and Pennsylvania's Rules of Evidence. Although the Federal Rules have no direct impact on Pennsylvania's Rules of Evidence, and in many cases Pennsylvania's rules go their own way, the rules usually refer to the Federal rules in the Comments. In view of this, the Committee noted that, at a minimum, some of the Comments to Pennsylvania's rules would need to be updated. As we reviewed the rules, the Committee agreed that some of the proposed changes to the Federal rules merited consideration for inclusion in Pennsylvania's rules, while other changes were inconsistent with Pennsylvania practice. As explained more fully below, the Committee is proposing that:

(1) Rule 103(a) be amended consistent with the changes to F.R.E. 103(a), with an explanatory provision added to the Comment;

(2) F.R.E. 404 not be followed, but an explanation be added to the Rule 404 Comment,

(3) Rule 701 be amended consistent with the changes to F.R.E. 103(a), with an explanatory provision added to the Comment;¹ and

(4) Rules 803(6) and 902 be amended consistent with the changes to F.Rs.E. 803(6) and 902, with an explanatory provision added to the Comments.

II. Discussion

A. Pa.R.E. 103 (Rulings on Evidence)

Federal Rule of Evidence 103 (Rulings On Evidence) has been amended by the addition of the following to paragraph (2):²

¹ The Committee deferred consideration of the amendments to F.Rs.E. 702 and 703 pending the Supreme Court's decision in *Blum v. Merrell Dow*. The Court handed down its decision on December 22, 2000.

² The Federal rule amendments are highlighted by underlining.

(a)(2) Offer of proof. In case the ruling is one excluding evidence, the substance of the evidence was made known to the court by offer or was apparent from the context within which questions were asked.

Once the court makes a definitive ruling on the record admitting or excluding evidence, either at or before trial, a party need not renew an objection or offer of proof to preserve a claim of error for appeal.

This new language is consistent with Pennsylvania law, see *Bell v. City of Philadelphia*, 491 A.2d 1386 at 1391 (Pa. Super. 1985), and appears to clarify an issue that might not have been entirely clear to the bench and bar.³ In view of these considerations, the Committee agreed that a comparable provision should be added to Rule 103(a). This will avoid the possible confusion the bench and bar might have if the two rules were different in this regard. The Comment would be revised by the addition of a paragraph explaining the new rule provision and cross-referencing *Bell*, supra.

B. Pa.R.E. 404 (Character Evidence Not Admissible to Prove Character; Exceptions; Other Crimes)

Federal Rule 404 (Character Evidence Not Admissible To Prove Conduct; Exceptions; Other Crimes) has been amended by the addition of new language in paragraph (a)(1) and "alleged" before "victim" in paragraph (a)(2), as follows:

(a)(1) Character of accused. Evidence of a pertinent trait of character offered by an accused, or by the prosecution to rebut the same, *or if evidence of a trait of character of the alleged victim of the crime is offered by an accused and admitted under Rule 404 (a)(2), evidence of the same trait of character of the accused offered by prosecution.*

(a)(2) Character of *alleged* victim. Evidence of a pertinent trait of character of the *alleged* victim of the crime offered by an accused, or by the prosecution to rebut the same, or evidence of a character trait of peacefulness of the *alleged* victim offered by the prosecution in a homicide case to rebut evidence that the *alleged* victim was the first aggressor.

This amendment to F.R.E. 404(a)(1) adds a new concept to the Federal rules that does not presently exist in Pennsylvania law. The rationale for the Federal rule amendment is that when a defendant offers evidence of a character trait of the victim, such as the trait of violence in assault cases, the prosecution should be able to respond by showing evidence of a corresponding trait of the defendant.

The Committee considered proposing the inclusion of this new concept in the Pennsylvania rules, but declined to do so. However, we agreed that the Comment should be revised to explain that because the Federal rule change is not consistent with Pennsylvania law, Rule 404 has not been amended.

Federal Rule 404(a)(2) has been amended by adding the adjective "alleged" to modify "victim." Pa.R.E. 404(a)(2) uses the term "complainant," which was adopted after lengthy consideration. After reviewing the rule history and the Federal rule change, the Committee agreed there is no reason to revert to "victim."

C. Pa.R.E. 701 (Opinion Testimony by Lay Witness)

Federal Rule 701 (Opinion Testimony By Lay Witnesses) has been amended as follows:

³ A similar but more limited idea is expressed in the second paragraph of the Pa.R.E. 103 Comment.

If the witness is not testifying as an expert, the witness' testimony in the form of opinions or inferences is limited to those opinions or inferences which are (a) rationally based on the perception of the witness, (b) helpful to a clear understanding of the witness' testimony or the determination of a fact in issue, and (c) not based on scientific, technical, or other specialized knowledge within the scope of Rule 702.

This amendment is intended to prevent parties from offering expert testimony without the need for qualifying the witness as an expert and without the need for establishing that the witness' testimony was based on reliable scientific, technical, or other specialized knowledge. See F.R.E. 702. It also is intended to prevent parties from avoiding discovery rules.

The Committee agreed that this same reasoning makes sense for Pennsylvania. By adding a comparable provision to Pa.R.E. 701, the relationship between Pa.Rs.E. 701 and 702 will be clarified, and, as with the Federal rule, the change will prevent parties from trying to avoid the requirements of Pa.R.E. 702 and the discovery rules, see, e.g., Pa.R.C.P. 4003.5 and Pa.R.Crim.P. 305(B)(1)(e), by offering expert testimony under the guise of lay testimony.

D. Pa.Rs.E. 803 (Hearsay Exceptions; Availability of Declarant Immaterial) and 902 (Self-Authentication)

Federal Rule 803 (Hearsay Exceptions; Availability of Declarant Immaterial) has been amended as follows:

(6) Records of regularly conducted activity. A memorandum, report, record, or data compilation, in any form, of acts, events, conditions, opinions, or diagnoses, made at or near the time by, or from information transmitted by, a person with knowledge, if kept in the course of a regularly conducted business activity, and if it was the regular practice of that business activity to make the memorandum, report, record, or data compilation, all as shown by the testimony of the custodian or other qualified witness, or by certification that complies with Rule 902 (11), Rule 902 (12), or a statute permitting certification, unless the source of information or the method or circumstances of preparation indicate lack of trustworthiness. The term "business" as used in this paragraph includes business, institution, association, profession, occupation, and calling of every kind, whether or not conducted for profit.

In a correlative change, Federal Rule 902 (Self-Authentication) has been amended as follows:

Extrinsic evidence of authenticity as a condition precedent to admissibility is not required with respect to the following:

* * * * *

(11) Certified domestic records of regularly conducted activity. The original or a duplicate of a domestic record of regularly conducted activity that would be admissible under Rule 803(6) if accompanied by a written declaration of its custodian or other qualified person, in a manner complying with any Act of Congress or rule prescribed by the Supreme Court pursuant to statutory authority, certifying that the record -

(A) was made at or near the time of the occurrence of the matters set forth by, or from information transmitted by, a person with knowledge of those matters;

(B) was kept in the course of the regularly conducted activity; and

(C) was made by the regularly conducted activity as a regular practice.

A party intending to offer a record into evidence under this paragraph must provide written notice of that intention to all adverse parties, and must make the record and declaration available for inspection sufficiently in advance of their offer into evidence to provide an adverse party with a fair opportunity to challenge them.

(12) Certified foreign records of regularly conducted activity. In a civil case, the original or a duplicate of a foreign record of regularly conducted activity that would be admissible under Rule 803(6) if accompanied by a written declaration by its custodian or other qualified person certifying that the record -

(A) was made at or near the time of the occurrence of the matters set forth by, or from information transmitted by, a person with knowledge of those matters;

(B) was kept in the course of the regularly conducted activity; and

(C) was made by the regularly conducted activity as a regular practice.

The declaration must be signed in a manner that, if falsely made, would subject the maker to criminal penalty under the laws of the country where the declaration is signed. A party intending to offer a record into evidence under this paragraph must provide written notice of that intention to all adverse parties, and must make the record and declaration available for inspection sufficiently in advance of their offer into evidence to provide an adverse party with a fair opportunity to challenge them.

These amendments are aimed at eliminating the time and expense involved in presenting foundation witnesses in situations in which there is really no question about the authenticity of the records. This concept is new for records of regularly conducted activity, but it is consistent with the self-authentication provisions of F.R.E. 902(2)—(4) for governmental records and other kinds of documents.

The Committee, in reviewing these changes, noted that, in Pennsylvania law, there are similar provisions provided by statute for authenticating governmental records in 42 Pa.C.S. §§ 5328 and 6103, and medical records in 42 Pa.C.S. §§ 6151-6159. We agreed that the reasons for the Federal rule changes apply equally well in Pennsylvania, and therefore are proposing comparable changes to Pa.Rs.E. 803 and 902.

[Pa.B. Doc. No. 01-62. Filed for public inspection January 19, 2001, 9:00 a.m.]

Title 231—RULES OF CIVIL PROCEDURE

PART I. GENERAL [231 PA. CODE CH. 200] Damages for Delay

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

* * * * *

Addendum to Explanatory Comment

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

| <i>Date of Publication</i> | <i>Prime Rate Percentage</i> | <i>Date of Publication</i> | <i>Prime Rate Percentage</i> |
|----------------------------|------------------------------|----------------------------|------------------------------|
| January 2, 1980 | 15 to 15 1/2 | January 2, 1991 | 9 1/2 to 10 |
| January 2, 1981 | 20 1/2 to 21 1/2 | January 2, 1992 | 6 1/2 |
| January 4, 1982 | 15 3/4 | January 4, 1993 | 6 |
| January 3, 1983 | 11 to 11 1/2 | January 3, 1994 | 6 |
| January 3, 1984 | 11 | January 3, 1995 | 8 1/2 |
| January 2, 1985 | 10 3/4 | January 2, 1996 | 8 1/2 |
| January 2, 1986 | 9 1/2 | January 2, 1997 | 8 1/4 |
| January 2, 1987 | 7 1/2 | January 2, 1998 | 8 1/2 |
| January 4, 1988 | 8 3/4 | January 4, 1999 | 7 3/4 |
| January 3, 1989 | 10 1/2 | January 3, 2000 | 8 1/2 |
| January 2, 1990 | 10 1/2 | January 2, 2001 | 9 1/2 |

By the Civil Procedural Rules Committee

REA BOYLAN THOMAS,
Chair

[Pa.B. Doc. No. 01-63. Filed for public inspection January 19, 2001, 9:00 a.m.]

PART I. GENERAL [231 PA. CODE CH. 200]

Proposed Amendment to Rules Governing Briefs and Preferences on the Trial List; Proposed Recommendation No. 171

The Civil Procedural Rules Committee proposes that the Rules of Civil Procedure governing briefs and preferences on the trial list be amended as set forth herein. The proposed recommendation is being submitted to the bench and bar for comments and suggestions prior to its submission to the Supreme Court.

All communications in reference to the proposed recommendation should be sent not later than March 2, 2001 to:

Harold K. Don, Jr., Esquire
Counsel
Civil Procedural Rules Committee
5035 Ritter Road, Suite 700
Mechanicsburg, Pennsylvania 17055
or E-Mail to
civil.rules@supreme.court.state.pa.us

The Explanatory Comment which appears in connection with the proposed recommendation has been inserted by

the Committee for the convenience of the bench and bar. It will not constitute part of the rules of civil procedure nor will it be officially adopted or promulgated by the Court.

Annex A

TITLE 231. RULES OF CIVIL PROCEDURE

PART I. GENERAL

CHAPTER 200. BUSINESS OF COURTS

Rule 210. Form of Briefs (Rescinded).

[If briefs are filed they shall be typewritten, printed or otherwise duplicated and endorsed with the name of the case, the court and number and name and address of the attorney.]

Rule 214. Preferences on Trial Lists.

Preference shall be given in the preparation of trial lists to[]:

(a) Cases in which the Commonwealth is the real party in interest;

(b) Suits against defaulting officers of the Commonwealth or any political subdivision thereof or the sureties of such officers;

(c) **Actions of quo warranto or mandamus involving public officers;**

(d) **Cases in which a new trial has been granted, a judgment of nonsuit removed (excepting a nonsuit entered for failure of appearance) or a venire facias de novo awarded, by either the court of original or appellate jurisdiction;**

(e) **Suits to recover wages due for manual labor;**

(f) **Cases arising under the laws of this Commonwealth to determine the competency of any person alleged to be weak-minded, insane or an habitual drunkard;**

(g) **Such other] such cases as the court upon application and cause shown may designate.**

[Official Note: The Committee does not recommend that any relative preferences be accorded inter se to cases in the various classes entitled to priority under this Rule, other than the chronological order in which they are placed on the trial lists.]

Rule 215. Assigning and Setting Aside Preferences on Trial List (Rescinded).

[No case shall be assigned a preference on any trial list unless the right to preference is brought to the attention of the officer in charge of the list by praecipe, order or otherwise; and any party in interest may, at least ten days before the case is called for trial, make application to set aside such preference as may have been assigned.]

Explanatory Comment

Rule 210

The rescission of Rule 210 is proposed because it no longer serves a useful function. The requirements that briefs be typewritten and contain an endorsement are routine with the bench and bar and prescribed by other rules. Pennsylvania Rule of Appellate Procedure 124(a)(1) requires that papers and documents be typed or printed. Pennsylvania Rules of Civil Procedure 1025 requires an endorsement of every pleading or other legal paper.

Rules 214 and 215

Rule 214 presently lists seven categories of cases that should be accorded priority on a trial list. Six of the seven categories are to be deleted. Paragraph (g) is the catchall provision for the present rule providing for preference upon a trial list for "Such other cases as the court upon cause shown may designate." It will be retained as the basis for the revised rule.

Five of the six categories to be deleted are based upon statutes which have been repealed since the promulgation of the rule in 1938. "Actions of quo warranto or mandamus involving public officers," the sixth category, were accorded priority, in the words of the original note to the rule, "by reason of their importance."

Rule 215 requires that a request for a preference be brought to the attention of the court and specifies a procedure. This procedure is a matter of administration which need not be set forth in the rules of civil procedure.

The requirement to apply for the preference is included in revised Rule 214.

By the Civil Procedural Rules Committee

REA BOYLAN THOMAS,
Chair

[Pa.B. Doc. No. 01-64. Filed for public inspection January 19, 2001, 9:00 a.m.]

PART I. GENERAL

[231 PA. CODE CHS. 200 AND 1000]

Proposed Amendments Governing Entry of Appearance and Civil Cover Sheet; Proposed Recommendation No. 168

The Civil Procedural Rules Committee proposes that the Rules of Civil Procedure governing entry of appearance and civil cover sheet be amended as set forth herein. The proposed recommendation is being submitted to the bench and bar for comments and suggestions prior to its submission to the Supreme Court.

All communications in reference to the proposed recommendation should be sent not later than March 2, 2001 to:

Harold K. Don, Jr., Esquire
Counsel
Civil Procedural Rules Committee
5035 Ritter Road, Suite 700
Mechanicsburg, Pennsylvania 17055
or E-Mail to
civil.rules@supreme.court.state.pa.us

The Explanatory Comment which appears in connection with the proposed recommendation has been inserted by the Committee for the convenience of the bench and bar. It will not constitute part of the rules of civil procedure nor will it be officially adopted or promulgated by the Court.

Annex A

TITLE 231. RULES OF CIVIL PROCEDURE

PART I. GENERAL

CHAPTER 200. BUSINESS OF COURTS

Rule 205.1. Filing Legal Papers. Mailing. Personal Presentation by Attorney No Necessary.

Any legal paper not requiring the signature of, or action by, a judge prior to filing may be delivered or mailed to the prothonotary, sheriff or other appropriate officer accompanied by the filing fee, if any. Neither the party nor the party's attorney need appear personally and present such paper to the officer. The signature of an attorney on a paper constitutes a certification of authorization to file it. The endorsement of an address **[within the Commonwealth]** where papers may be served shall constitute a sufficient registration of address. The notation on the paper of the attorney's current **[certificate] Supreme Court identification** number issued by the Court Administrator of Pennsylvania shall constitute proof of the right to practice in the **[county] Commonwealth**. A paper sent by mail shall not be deemed filed until received by the appropriate officer.

Official Note: See Rules 1012(a) and 1025 which specify the requirements for an address where papers may be served.

* * * * *

Rule 236. Notice by Prothonotary of Entry of Order, Decree or Judgment.

(a) The prothonotary shall immediately give written notice of the entry of

* * * * *

(2) any other order, decree or judgment to each party's attorney of record or, if unrepresented, to each party. The notice shall include a copy of the order, decree or judgment.

Official Note: See Rules 1012 and 1025 as to the requirement of an address [**within the Commonwealth**] on an appearance and a pleading.

* * * * *

Rule 1012. Entry of Appearance. Withdrawal of Appearance. Notice.

(a) A party may enter a written appearance which shall state an address [**within the Commonwealth**] at which **pleadings and other legal papers** may be served and a telephone number, and may state a telephone facsimile number. The address shall be a street address where papers may be mailed or delivered. Such appearance shall not constitute a waiver of the right to raise any defense including questions of jurisdiction or venue. Written notice of entry of an appearance shall be given forthwith to all parties.

Official Note: Entry of a written appearance is not mandatory.

The inclusion of a telephone number for facsimile transmission constitutes an agreement to accept service of pleadings or other legal papers by that means. See Rule 440(d).

(b)(1) Except as provided in subdivision (b)(2), [**An**] an attorney's appearance for a party may not be withdrawn without leave of court [**unless another attorney has entered or simultaneously enters an appearance for the party and the change of attorneys does not delay any stage of the litigation**]. The attorney shall file a petition to withdraw appearance which shall include an affidavit stating the last known address of the party and the efforts made to notify the party of the petition to withdraw. Upon the court granting leave to withdraw, the attorney shall immediately so notify the party by ordinary mail and include a copy of the order of court.

(2) An attorney's appearance for a party may be withdrawn without leave of court if the change of attorneys does not delay any stage of the litigation and

(i) another attorney has previously entered an appearance for the party, or

(ii) another attorney simultaneously enters an appearance for the party.

(d)(1) The entry of appearance under subdivision (a) shall be substantially in the following form:

Caption

Praeceptum for Entry of Appearance

To the Prothonotary:

Enter my appearance on behalf of _____

(Plaintiff/Defendant/Additional Defendant)

Papers may be served at the address set forth below.

Attorney for Party Named Above and Identification Number

Firm

Address

City, State, Zip Code

Telephone Number

Fax Number for Service of Papers (Optional)

Date: _____

Signature

(d)(2) A praecipe for withdrawal of appearance without leave of court pursuant to subdivision (b)(2)(i) shall be substantially in the following form:

Praecipe for Withdrawal of Appearance (Rule 1012(b)(2)(i))

To the Prothonotary:

Withdraw my appearance on behalf of _____

(Plaintiff/Defendant/Additional Defendant)

_____ has entered his/her appearance for the aforementioned party.

I hereby certify that this change is not intended to, nor will it, delay this proceeding to the best of my knowledge, information and belief.

Date: _____

Signature

(d)(3) The substitution of counsel under subdivision (b)(2)(ii) shall be substantially in the following form:

Caption

Substitution of Counsel Without Leave of Court (Rule 1012(b)(2)(ii))

Praecipe for Entry of Appearance

To the Prothonotary:

Enter my appearance on behalf of _____

(Plaintiff/Defendant/Additional Defendant)

I hereby certify that this change is not intended to, nor will it, delay this proceeding to the best of my knowledge, information and belief.

Papers may be served at the address set forth below.

**Attorney for Party Named Above
 and Identification Number**

Firm

Address

City, State, Zip Code

Telephone Number

**Fax Number for Service of
 Papers (Optional)**

Praecept for Withdrawal of Appearance

To the Prothonotary:

Withdraw my appearance on behalf of _____

 (Plaintiff/Defendant/Additional Defendant)

Date: _____ Signature _____

Rule 1012.1. Cover Sheet.

(a) If a court by local rule prescribes a form of cover sheet to be attached to the first legal paper filed in an action, the court shall file a copy of the form with the Administrative Office of Pennsylvania Courts which shall maintain the form on its website.

Official Note: The forms of cover sheets of those courts requiring them may be found at the AOPC website at www.aopc.org/...

A local rule prescribing a form of cover sheet is not enforceable unless the form of cover sheet is maintained on the website of the AOPC.

(b) If a court by local rule requires that a party attach a cover sheet to the first legal paper filed in an action and a party files the legal paper without a cover sheet attached or with a cover sheet attached which is incomplete or incorrectly completed, the prothonotary shall accept the legal paper for filing and may request the filing party to correct any defect.

Rule 1025. Endorsement.

Every pleading or other legal paper of a party represented by an attorney shall be endorsed with the name of the attorney, and every pleading or other legal paper of a party not represented by an attorney shall be endorsed with the name of the party, together in each case with an address [within the Commonwealth] where pleadings and other legal papers may be served and a telephone number and may state a telephone facsimile number. The address shall be a street address where papers may be mailed or delivered.

* * * * *

Explanatory Comment

The proposed amendments affect three practices under the rules of civil procedure.

I. Address within the Commonwealth

The recommendation proposes to remove the requirement currently contained in several rules of providing an address "within the Commonwealth". An address within

the Commonwealth is currently required by Rule 205.1 governing the filing of legal papers by mail, Rule 1012(a) governing the entry of appearance and Rule 1025 governing the endorsement of pleadings and other legal papers. A note to Rule 236(a)(2) contains a cross-reference to this requirement in Rules 1012 and 1025.

The requirement as set forth in the rules of civil procedure dates from the promulgation of Rules 1012 and 1025 in 1946. In view of modern transportation and communication, the requirement has become obsolete.

Under the proposed amendments, the address required is "a street address where papers may be mailed or delivered". The rule is mandatory that the address contain a telephone number but optional with respect to a facsimile telephone number.

II. Entry of Appearance

The recommendation proposes to add to Rule 1012 new paragraph (b)(1) which would require an attorney seeking court approval to withdraw from the representation of a party to include in the petition for withdrawal the last known address of the party and the efforts made to inform the party of the filing of the petition. This address would also be used by the court for further communication with the party if the petition is granted. The proposed amendment also imposes an obligation on the withdrawing counsel to provide the party with a copy of the order if it is granted.

The recommendation also proposes to add to Rule 1012 forms for the entry or withdrawal of appearance. New subdivision (d)(1) contains the form of an entry of appearance under Rule 1012(a). Subdivision (d)(2) contains the form for a praecipe for withdrawal of appearance under Rule 1012(b)(2)(i) when another attorney has already entered his or her appearance and thus approval by the court is not necessary. Subdivision (d)(3) provides the form to be completed by both the entering and withdrawing attorneys for the automatic substitution of counsel without leave of court under Rule 1012(b)(2)(ii).

III. First Filing Cover Sheet

In Recommendation No. 155 issued in the summer of 1999, the Civil Procedural Rules Committee proposed a requirement of a statewide cover sheet to be attached to the first paper filed in an action. The recommendation also included a form of cover sheet to be used statewide.

Presently, however, the use of a coversheet extends only to a minority of judicial districts and those cover sheets are not uniform in the information that they require. Also, there is presently no statewide automated information system with respect to civil cases in the courts of common pleas which requires uniform information. Consequently, the Committee believes that it is not feasible or desirable to impose a cover sheet statewide at this time.

However, in the interest of promoting the statewide practice of law, the recommendation proposes the adoption of new Rule 1012.1 which is intended to guarantee accessibility to the required forms of those counties requiring a cover sheet. The new rule contains two main principles. First, subdivision (a) provides that a local court requiring a cover sheet would need to file it with the Administrative Office of the Pennsylvania Courts which would maintain the form on its website. The forms of the cover sheets of the various judicial districts requiring them would be readily accessible for computer downloading from the AOPC website.

Second, subdivision (b) requires the prothonotary to accept for filing documents which do not have a cover

sheet attached or which have a defective cover sheet attached. The prothonotary may request that the defect be remedied but, in the meantime, the paper will be filed and any time requirements will be met.

By the Civil Procedural Rules Committee

REA BOYLAN THOMAS,
Chair

[Pa.B. Doc. No. 01-65. Filed for public inspection January 19, 2001, 9:00 a.m.]

PART I. GENERAL
[231 PA. CODE CH. 200]

Proposed Amendment to Rule 238 Governing Damages for Delay; Proposed Recommendation No. 166

The Civil Procedural Rules Committee proposes that Rule of Civil Procedure 238 governing damages for delay be amended as set forth herein. The proposed recommendation is being submitted to the bench and bar for comments and suggestions prior to its submission to the Supreme Court.

All communications in reference to the proposed recommendation should be sent not later than March 2, 2001 to:

Harold K. Don, Jr., Esquire
Counsel
Civil Procedural Rules Committee
5035 Ritter Road, Suite 700
Mechanicsburg, Pennsylvania 17055
or E-Mail to
civil.rules@supreme.court.state.pa.us

The Explanatory Comment which appears in connection with the proposed recommendation has been inserted by the Committee for the convenience of the bench and bar. It will not constitute part of the rules of civil procedure nor will it be officially adopted or promulgated by the Court.

Annex A

TITLE 231. RULES OF CIVIL PROCEDURE

PART I. GENERAL

CHAPTER 200. BUSINESS OF COURTS

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

(b) The period of time for which damages for delay shall be calculated under subdivision (a)(2) shall exclude the period of time, if any,

(1) after which the defendant has made a written offer of

* * * * *

(ii) a structured settlement **including an annuity** underwritten by a financially responsible entity, **which offer includes the actual cost of the annuity and the identity of the underwriter, plus any cash payment to the plaintiff,**

and **[continued that offer in effect]** which offer shall contain an express clause continuing the offer in effect for at least ninety days or until commencement of trial, which ever first occurs, which offer was not

accepted and the plaintiff did not recover by award, verdict or decision, exclusive of damages for delay, more than 125 percent of either the specified sum or the actual cost of the **[structured settlement] annuity** plus any cash payment to the plaintiff; or

Official Note: The actual terms of a structured settlement may vary and have to be recalculated at the time of acceptance due to market fluctuation over the ninety day period during which the offer must remain open. For this reason, to permit the plaintiff to make an informed decision regarding settlement, the actual cost of the structured settlement must be included in the offer. However, the offer is sufficient as long as the offer of the cost of the annuity remains open for ninety days.

(2) during which the plaintiff caused delay of the trial.

* * * * *

Explanatory Comment

The proposed amendment to Rule 238(b)(1) governing damages for delay incorporates into the rule certain requirements imposed by case law to bring an offer of settlement within the exclusion of that rule from the calculation of delay damages. *Sonlin v. Abington Memorial Hospital*, 748 A.2d 213 (2000), imposes three requirements, one of which applies to offers of both cash settlements and structured settlements and two of which apply to offers of structured settlements only.

A written offer of settlement, whether cash or structured, must, in the words of the *Sonlin* case, contain "a clause expressly validating the offer for 90 days . . ." This requirement carries out the intention of the rule which presently requires that an offer be in writing and that it be continued "in effect for at least ninety days or until commencement of trial, whichever first occurs . . ." The recommendation proposes to amend subdivision (b) to include the requirement of "an express clause" so providing.

If the offer is one of a structured settlement including an annuity, it must also state the actual cost of the annuity and the identity of the underwriter. The offer must be sufficient to enable, again in the words of *Sonlin*, a "knowledgeable appraisal of the offer's legitimacy" and these two elements are essential to that inquiry. The recommendation proposes to amend subdivision (b)(1)(ii) to include these two elements of the offer.

A note added to subdivision (b)(1) recognizes that most entities underwriting structured settlement annuity cannot commit to the exact payout terms of a structured settlement for the entire ninety-day period required under the rule because the payout is often dependent on the financial market which may fluctuate over the period of the offer. Slight variations due to market forces should not invalidate the offer for purposes of this rule and thus repeated modifications of the offer are not required. It is imperative, therefore, that the plaintiff be aware of the actual cost to be paid for the structured settlement annuity.

By the Civil Procedural Rules Committee

REA BOYLAN THOMAS,
Chair

[Pa.B. Doc. No. 01-66. Filed for public inspection January 19, 2001, 9:00 a.m.]

PART I. GENERAL
[231 PA. CODE CH. 200]

Proposed Amendment to Rule 240 Governing Proceedings In Forma Pauperis; Proposed Recommendation No. 169

The Civil Procedural Rules Committee proposes that Rule of Civil Procedure 240 governing proceedings in forma pauperis be amended as set forth herein. The proposed recommendation is being submitted to the bench and bar for comments and suggestions prior to its submission to the Supreme Court.

All communications in reference to the proposed recommendation should be sent not later than March 2, 2001 to:

Harold K. Don, Jr., Esquire
Counsel
Civil Procedural Rules Committee
5035 Ritter Road, Suite 700
Mechanicsburg, Pennsylvania 17055
or E-Mail to
civil.rules@supreme.court.state.pa.us

The Explanatory Comment which appears in connection with the proposed recommendation has been inserted by the Committee for the convenience of the bench and bar. It will not constitute part of the rules of civil procedure nor will it be officially adopted or promulgated by the Court.

Annex A

TITLE 231. RULES OF CIVIL PROCEDURE

PART I. GENERAL

CHAPTER 200. BUSINESS OF COURTS

Rule 240. In Forma Pauperis.

* * * * *

(d)(1) If the party is represented by an attorney, the prothonotary shall allow the party to proceed in forma pauperis upon the filing of a praecipe which

[(i)] contains a certification by the attorney that he or she is providing free legal service to the party and believes the party is unable to pay the costs [, and

(ii) is accompanied by the affidavit required by subdivision (c)].

(2) The praecipe shall be substantially in the form prescribed by subdivision (i).

* * * * *

(i) The praecipe required by subdivision (d) shall be substantially in the following form:

(Caption)

PRAECIPE TO PROCEED IN FORMA PAUPERIS

To the Prothonotary:

Kindly allow _____, (Plaintiff) (Defendant), to proceed in forma pauperis.

I, _____, attorney for the party proceeding in forma pauperis, certify that I believe the party is unable to pay the costs and that I am providing free legal service to the party. [**The party's affidavit show-**

ing inability to pay the costs of litigation is attached hereto.]

Attorney for

Explanatory Comment

Present Rule 240(d) provides for a party represented by an attorney to proceed in forma pauperis upon the filing of a praecipe. The rule prescribes two requirements for the praecipe. First, the praecipe must contain "a certification by the attorney that he or she is providing free legal service to the party and believes the party is unable to pay the costs". Second, the praecipe must be "accompanied by the affidavit required by subdivision (c)" which is filed in support of a petition for leave to proceed in forma pauperis and which demonstrates the party's inability to pay the costs of litigation.

Recommendation No. 169 proposes that subdivision (d) be amended by deleting the requirement that the affidavit accompany the praecipe. As amended, the rule would provide for the prothonotary to allow a party to proceed in forma pauperis solely upon a praecipe containing the certification of the party's attorney. A conforming amendment is proposed to the form of the praecipe in subdivision (i) which deletes the reference to the accompanying affidavit. These proposed amendments would bring the rule into conformity with Rule 552(d) of the Pennsylvania Rules of Appellate Procedure and Rule 206 E. (iii) of the Pennsylvania Rules of Civil Procedure Governing Actions and Proceedings before District Justices.

By the Civil Procedural Rules Committee

REA BOYLAN THOMAS,
Chair

[Pa.B. Doc. No. 01-67. Filed for public inspection January 19, 2001, 9:00 a.m.]

PART I. GENERAL

[231 PA. CODE CH. 1000]

Proposed Amendment to Rule 1035.3 Governing Motions for Summary Judgment; Proposed Recommendation No. 167

The Civil Procedural Rules Committee proposes that Rule of Civil Procedure 1035.3 governing the response to a motion for summary judgment be amended as set forth herein. The proposed recommendation is being submitted to the bench and bar for comments and suggestions prior to its submission to the Supreme Court.

All communications in reference to the proposed recommendation should be sent not later than March 2, 2001 to:

Harold K. Don, Jr., Esquire
Counsel
Civil Procedural Rules Committee
5035 Ritter Road, Suite 700
Mechanicsburg, Pennsylvania 17055
or E-Mail to
civil.rules@supreme.court.state.pa.us

The Explanatory Comment which appears in connection with the proposed recommendation has been inserted by the Committee for the convenience of the bench and bar.

It will not constitute part of the rules of civil procedure nor will it be officially adopted or promulgated by the Court.

Annex A

TITLE 231. RULES OF CIVIL PROCEDURE

PART I. GENERAL

CHAPTER 1000. ACTIONS AT LAW

Rule 1035.3. Response. Judgment For Failure to Respond.

* * * * *

(e) Nothing in this rule is intended to prohibit a court, at any time prior to trial, from ruling upon a motion for summary judgment without written responses or briefs if no party is prejudiced. A party is prejudiced if not given a full and fair opportunity to argue the motion.

Official Note: The decision to entertain a motion for summary judgment on the eve of trial is entirely within the discretion of the court.

Explanatory Comment

The proposed amendment to Rule 1035.3 addresses the confusion regarding whether a motion for summary judgment may be granted immediately prior to trial and, if so, whether a formal written response to the motion is required.

The addition of new subdivision (e) to Rule 1035.3 makes clear that a court may decide a motion for summary judgment at any time prior to the start of trial and need not require written responses or briefs so long as the parties suffer no prejudice thereby. This amendment reflects the current practice in many courts where motions for summary judgment are often heard and decided by the court immediately prior to start of trial. Frequently in these cases, discovery is closed and the issues raised by the motion have become clear. The court may even have previously ruled upon one or more issues raised by the motion after having had the benefit of a response and briefs. In such circumstances, as long as the opposing party is given "full and fair opportunity to argue the motion," there is no need to require either an extensive time period for response or the filing of written responses or briefs.

However, as the note makes clear, the decision to entertain a motion for summary judgment which is raised on the eve of trial remains entirely within the discretion of the court.

By the Civil Procedural Rules Committee

REA BOYLAN THOMAS,
Chair

[Pa.B. Doc. No. 01-68. Filed for public inspection January 19, 2001, 9:00 a.m.]

PART I. GENERAL

[231 PA. CODE CH. 3000]

Proposed Amendment to Rules Governing Deficiency Judgments; Proposed Recommendation No. 170

The Civil Procedural Rules Committee proposes that the Rules of Civil Procedure governing deficiency judg-

ments be amended as set forth herein. The proposed recommendation is being submitted to the bench and bar for comments and suggestions prior to its submission to the Supreme Court.

All communications in reference to the proposed recommendation should be sent not later than March 2, 2001 to:

Harold K. Don, Jr., Esquire
Counsel
Civil Procedural Rules Committee
5035 Ritter Road, Suite 700
Mechanicsburg, Pennsylvania 17055
or E-Mail to
civil.rules@supreme.court.state.pa.us

The Explanatory Comment which appears in connection with the proposed recommendation has been inserted by the Committee for the convenience of the bench and bar. It will not constitute part of the rules of civil procedure nor will it be officially adopted or promulgated by the Court.

Annex A

TITLE 231. RULES OF CIVIL PROCEDURE

PART I. GENERAL

CHAPTER 3000. JUDGMENTS

Subchapter E. ENFORCEMENT OF JUDGMENTS IN SPECIAL ACTIONS

DEFICIENCY JUDGMENTS

GENERAL PROVISIONS

Rule 3277. Definitions.

As used in this chapter,

["judgment" means any judgment which is subject to the provisions of Section 8103 of the Judicial Code and includes a judgment de terris, a judgment in rem and a judgment in personam.

Official Note: The inclusion of judgments de terris, in rem, and in personam is intended to implement Section 8103(a) of the Deficiency Judgment Law which provides that the "petition shall be filed as a supplementary proceeding in the matter in which the judgment was entered." This changes the practice under prior case law which did not permit the filing of the proceeding supplementary to a matter in which the judgment obtained was not in personam.

The bringing of a deficiency judgment proceeding supplementary to an action in rem or de terris such as mortgage foreclosure does not change the character of the action as in rem or de terris. See Rule 3286.

"judgment creditor" means the holder of a judgment as defined by this rule;]

(1) "prior lien amounts" means the amounts of any prior liens, costs, taxes and municipal claims not discharged by the sale, and the amounts of any such items paid at distribution on the sale[.];

(2) "special allocations" means the special allocations required by Section 8301(f) of the Judicial Code;

Official note: Section 8301(f) of the Judicial Code provides for certain special allocations when judg-

ment has been entered with respect to a partial recourse obligation or an obligation of which only a portion is guaranteed.

(3) the following words shall have the meanings set forth in Section 8103(g) of the Judicial Code: "judgment", "judgment creditor", "nonconsumer judgment creditor", and "partial recourse obligation".

Official Note: Section 8103(g) of the Judicial Code contains several definitions relating to deficiency judgments. The words set forth in paragraph (1) are common to both the rules and the Code.

"Judgment" is defined by Section 8103(g) as "[t]he judgment which was enforced by the execution proceedings referred to in subsection (a), whether that judgment is a judgment in personam such as a judgment requiring the payment of money or a judgment de terris or in rem such as a judgment entered in an action of mortgage foreclosure or a judgment entered in an action or proceeding upon a mechanic's lien, a municipal claim, a tax lien or a charge on land."

"Judgment creditor" is defined by Section 8103(g) as "[t]he holder of the judgment which was enforced by the execution proceedings."

The terms "nonconsumer judgment creditor" and "partial recourse obligation" are found both in Rule 3282(a)(9) and in subsection (f) of Section 8103 of the Code relating to "Certain special allocations."

PROCEEDINGS UNDER SECTION 8103(A) TO FIX FAIR MARKET VALUE OF REAL PROPERTY SOLD
Rule 3282. Petition. Averments. Notice to Defend.

(a) The petition shall set forth:

* * * * *

(5) the date [that] the property was [sold by the sheriff] struck down to the successful bidder and the date [that] the sheriff's deed was [executed and acknowledged,] delivered,

* * * * *

(8) a description of all prior lien amounts if the petitioner desires credit for such amounts, [and]

Official Note: For the definition of prior lien amounts, see Rule 3277.

(9) if the petition requests a special allocation, a statement that the judgment creditor is a nonconsumer judgment creditor;

(10) any special allocation required by Section 8103(f) of the Judicial Code, and

(11) a request that the court fix the fair market value of the real property at the value set forth in the petition and that the court determine any prior lien amounts and any special allocation as set forth in the petition.

* * * * *

Rule 3284. Order Upon Default or Admission.

The court shall, without further notice or hearing, enter an order determining the fair market value of the real property to be the value alleged in the petition [and], determining the prior lien amounts to be in the amounts

alleged in the petition and making any special allocation requested by the petition if

* * * * *

(2) an answer is filed which does not deny the allegations in the petition as to the fair market value [or]; the prior lien amounts or any special allocation.

Rule 3285. Trial

If an answer is filed which denies the allegations in the petition as to the fair market value [or], the prior lien amounts or the entitlement of the petitioner to any special allocation, the trial shall be limited to such of those [two] issues as are raised by the answer, which shall be heard by a judge sitting without a jury in accordance with Rule 1038.

* * * * *

Rule 3286. Order. Effect. (Rescinded).

[(a) The order of the court, whether upon default, admission or after trial, determining the fair market value of the real property and of the prior lien amounts shall release the respondents named and served to the extent of the fair market value so determined less the prior lien amounts.

Official Note: Section 8103(c)(2) of the Judicial Code provides for a decree to be entered "directing the judgment creditor to file release of the debtors, obligors, guarantors or any other persons directly or indirectly liable for the debts, to the extent of the fair value so fixed."

(b) No order entered in a proceeding pursuant to these rules shall determine or be deemed to have determined whether any respondent is personally liable to the petitioner.]

Explanatory Comment

The proposed amendments are prompted by the passage of Act No. 144 of 1998 which amended provisions of the Judicial Code relating to the Statute of Limitations, 42 Pa.C.S. § 5122(b)(2), and the Deficiency Judgment Act, 42 Pa.C.S. § 8103.

Statute of Limitations

Section 5122(b)(2) of the Judicial Code provides that a petition for the establishment of a deficiency judgment must be commenced within six-months. Act No. 144 of 1998 revised the language specifying the date from which the six month period is calculated. Prior to amendment, the section used the language that the period commenced "following sale of the collateral of the debtor under the provisions of section 8103 (relating to deficiency judgments)." Act No. 144 deleted the words "sale of the collateral of the debtor under" and revised the provision to read:

(b) *Commencement of action required.*—The following actions and proceedings must be commenced within six months

(2) A petition for the establishment of a deficiency judgment following execution and delivery of the sheriff's deed for the property sold in connection with the execution proceedings referenced in the provisions of section 8103 (relating to deficiency judgments).

Rule 3282(a)(5) presently requires the petition to fix the fair market value under the Code to set forth "the date that the property was sold by the sheriff and the date that the sheriff's deed was executed and acknowledged". In light of the revision to the Judicial Code, the rule is to be revised as follows:

(5) the date the property was struck down to the successful bidder and the date the sheriff's deed was delivered,

Deficiency Judgment Act

Definitions

Act No. 144 of 1998 amended Section 8201 of the Judicial Code by adding new subsection (g) providing definitions. New subsection (g) includes definitions of the terms "judgment" and "judgment creditor" which are substantially identical to the definitions of those terms presently found in Pa.R.C.P. 3277. It is proposed that the definitions of those terms in Rule 3277 be deleted and a cross-reference to the definitions in the Code be set forth in a note to the rule.

At the same time, Act No. 144 introduced the concept of "special allocations" into the Deficiency Judgment Act. To alert the bench and bar to this concept, a definition has been added to Rule 3277:

(2) "special allocations" means the special allocations required by Section 8301(f) of the Judicial Code.

The definition of the term "prior lien amounts" presently found in the rule remains unchanged.

Special Allocations

Act No. 144 also amended Section 8103 by adding new subsection (f) entitled "Certain special allocations" which is specific in its application. The subsection applies only if the judgment creditor is a nonconsumer judgment creditor. Further, it applies to two particular types of obligations: a partial recourse obligation and an obligation of which only a portion is guaranteed.

Rule 3282(a) will be revised to accommodate the new provisions of Section 8103(f). The text of paragraph (9) will be transferred to new paragraph (11) with the addition of a reference to "any special allocation." New text will be added to paragraph (9) and new paragraph (10) will be added to provide that, if a special allocation is requested, the petition contain averments that the judgment creditor is a nonconsumer judgment creditor and that a special allocation is required by Section 8103(f) of the Code.

Rule 3284 governing the order to be entered upon default or admission and Rule 3285 governing the trial if an answer denies the allegations of the petition are also amended to accommodate the new Code provision requiring "certain special allocations".

Order and Its Effect

The recommendation proposes the rescission of Rule 3286 governing the order of the court and its effect. Subdivision (a) relating to the effect of the order determining the fair market value of the real property was based upon language in Section 8103(c)(2) of the Deficiency Judgment Act which has been deleted by Act No. 144. Subdivision (b) relating to the order as affecting

personal liability of the respondent is no longer necessary in view of the Act as amended.

By the Civil Procedural Rules Committee

REA BOYLAN THOMAS,
Chair

[Pa.B. Doc. No. 01-69. Filed for public inspection January 19, 2001, 9:00 a.m.]

Title 25—LOCAL COURT RULES

CARBON COUNTY

Amendment of Orphans' Court Rules; No. 01-9001

Administrative Order 5-2001

And Now, this 2nd day of January, 2001, in order to better utilize judicial resources and address problematic issues which have arisen concerning the proper administration of Orphans' Court matters, it is hereby

Ordered, Adjudged, and Decreed follows:

1. The use of backers is discontinued.
2. Parties shall submit a case initiation cover sheet and a petition/pleading cover sheet together with each pleading filed in the form as follows and marked Appendix A, B, & C or in such form as may be adopted by the Orphans' Court Division from time to time.
3. Releases filed in connection with settlement of estates shall be notarized.
4. This Administrative Order shall become effective on March 1, 2001.

The Carbon County District Court Administrator is *Ordered* and *Directed* to do the following:

1. File seven (7) certified copies of this Administrative Order with the Administrative Office of Pennsylvania Courts.
2. File two (2) certified copies and one (1) diskette with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.
3. File one (1) certified copy with the Orphans' Court Procedural Rules Committee.
4. Forward one (1) copy for publication in the Carbon County Law Journal.
5. Forward one (1) copy to the Carbon County Law Library.
6. Keep continuously available for public inspection copies of this Order in the Clerk of Orphans' Court Office.

By the Court

JOHN P. LAVELLE,
President Judge

Court of Common Pleas of
Carbon County
Orphans' Court Division
Case Initiation Cover Sheet

For Clerk of Orphans' Court Use Only (Orphans' Court Number)

| | | | |
|---|---------------|---|-----------------------|
| NAME OF ESTATE | | | |
| NAME OF FILING PARTY | | ADDRESS | |
| FILING PARTY'S RELATIONSHIP TO ESTATE | | | |
| TYPE OF ESTATE (SEE INSTRUCTIONS) | | | |
| DOCUMENT FILED (SEE INSTRUCTIONS) | | | |
| RELATED CASES | | | |
| RELIEF REQUESTED | | | |
| TOTAL NUMBER OF INTERESTED PARTIES | | NUMBER OF INTERESTED PARTIES FORM(S) ATTACHED | |
| <p>TO THE CLERK OF ORPHANS' COURT:</p> <p>Kindly enter my appearance on behalf of the _____ estate _____ interested party _____</p> <p>Papers may be served at the addresses set forth below.</p> | | | |
| NAME OF FILING ATTORNEY OR PARTY | | ADDRESS (SEE INSTRUCTIONS) | |
| PHONE NUMBER | FAX NUMBER | | |
| SUPREME COURT IDENTIFICATION NO. | | E-MAIL ADDRESS | |
| SIGNATURE OF FILING ATTORNEY OR PARTY | | DATE | |
| INFORMATION FOR USE BY THE CLERK OF ORPHANS' COURT—NOT TO BE RELEASED | | | |
| DATE OF BIRTH | DATE OF DEATH | SOCIAL SECURITY NO. | REGISTER OF WILLS NO. |

APPENDIX "A"

Instructions for Completing Case Initiation Cover Sheet

Rules of Court require that a Case Initiation Cover Sheet be attached to any document commencing an action. The information requested is necessary to allow the Court to properly monitor, control, and dispose cases filed. A copy of the Case Initiation Cover Sheet must be attached to service copies of the document commencing the action. The attorney or non-represented party filing a case shall complete the form as follows:

A. Parties.

- i. Name of Estate. Enter the full name of the Estate. The Type of Estate will be identified hereunder.
- ii. Name and Address of Filing Party. Enter the name of the filing party as well as his/her address at the time of filing of the action. List additional parties on the Interested Parties Form.
- iii. Set forth the relationship of the filing party to the Estate. (i.e. guardian, administrator, executor, debtor, etc.)

B. Type of Estate. Insert the Estate Type by consulting the list set forth hereunder:

| | |
|------------------------------|--------------------|
| Minor | Decedent's Estate |
| Alleged Incapacitated Person | Testamentary Trust |
| Incapacitated Person | Inter Vivos Trust |
| Other: | Cemetery Trust |

C. Document Filed. Indicate the type of document filed to commence the action by consulting the list set forth hereunder:

| | |
|--|--------------------------|
| Petition for Appointment of Guardian of Minor | Account |
| Petition for Appointment of Guardian of Alleged Incapacitated Person | Inheritance Tax Matter |
| Petition for Appointment of Guardian Ad Litem | Report of _____ |
| Petition for Allowance | Marriage License |
| Petition for Sale of Real Estate | Schedule of Distribution |
| Other: | Petition for _____ |

D. Related Pending Cases. All previously filed related cases must be identified.

E. Relief Requested. Set forth a brief statement of the nature of the request.

F. Filing Attorney or Party

The name of the filing attorney must be inserted herein together with other required information. In the event the filing party is not represented by an attorney, the name of the filing party, address, the phone number, and signature is required.

The Filing Party shall complete the Statistical Information Block at the bottom of the form only on the ORIGINAL Case Initiation Cover Sheet filed with the Clerk, and not the service copies. The information will only be used by the Clerk.

The Clerk shall not release this information to the general public.

PLEASE NOTE

APPENDIX "A"

CARBON COUNTY COURT OF COMMON PLEAS
ORPHANS' COURT DIVISION
PETITION/PLEADING COVER SHEET

FOR COURT USE ONLY

ASSIGNED TO JUDGE: _____

DATE: _____

Do not telephone Judge for status.
Do not send Judge courtesy copies.

Estate of: _____

Type of Estate: _____

O.C. No. _____ of _____

Name of Filing Party: _____

(Check one) Moving Party Responding Party

| | |
|---|---|
| Type of Petition/Pleading or Document: _____ _____ _____ | C. Has another petition been decided in this case? <input type="checkbox"/> Yes <input type="checkbox"/> No Is another petition pending? <input type="checkbox"/> Yes <input type="checkbox"/> No If yes, identify the judge, and/or the status of the petition(s). |
| A. Is Notice Required: <input type="checkbox"/> No. <input type="checkbox"/> No. All required waivers are attached. <input type="checkbox"/> Yes. Copy of notice and certification attached. Date of Notice: _____ Response Date: _____ | D. OTHER PARTIES (Name, address and <i>telephone number</i> of all counsel of record and unrepresented parties. If needed, use separate sheet.) Attach a stamped addressed envelope for each attorney of Record and unrepresented party. |
| B. If Citation is Requested: 1. Was Citation Against Instant Respondent previously issued? <input type="checkbox"/> Yes <input type="checkbox"/> No 2. If yes, was it served? <input type="checkbox"/> Yes. No additional citation is necessary. Notice is required. <input type="checkbox"/> No. Explain why it was not served. | |

By filing this document and signing below, the moving or responding party certifies that no notice was required, or that this petition/response, along with all documents filed, were served upon all counsel and unrepresented parties, in accordance with Carbon _____. Further, the moving or responding party verifies (subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities) that the answers made herein are true and correct and understands that sanctions may also be imposed for inaccurate or incomplete answers.

(Attorney Signature/Unrepresented Party) (Print Name) (Attorney I.D. No.)

This Petition or Pleading will be forwarded to the Court after the Response Date, or immediately if no notice or response is required.

Court of Common Pleas of
Carbon County
Orphans' Court Division
Case Initiation Cover Sheet
Interested Parties

For Clerk of Orphans' Court Use Only (Docket Number)

| | |
|--------------------------|--------------------------|
| Estate of: | |
| _____ | |
| Name | |
| _____ | O.C. No. _____ of _____ |
| Type of Estate | |
| NAME OF INTERESTED PARTY | NAME OF INTERESTED PARTY |
| RELATIONSHIP TO ESTATE: | RELATIONSHIP TO ESTATE: |
| ADDRESS: | ADDRESS: |
| NAME OF INTERESTED PARTY | NAME OF INTERESTED PARTY |
| RELATIONSHIP TO ESTATE: | RELATIONSHIP TO ESTATE: |
| ADDRESS: | ADDRESS: |
| NAME OF INTERESTED PARTY | NAME OF INTERESTED PARTY |
| RELATIONSHIP TO ESTATE: | RELATIONSHIP TO ESTATE: |
| ADDRESS: | ADDRESS: |
| NAME OF INTERESTED PARTY | NAME OF INTERESTED PARTY |
| RELATIONSHIP TO ESTATE: | RELATIONSHIP TO ESTATE: |
| ADDRESS: | ADDRESS: |
| NAME OF INTERESTED PARTY | NAME OF INTERESTED PARTY |
| RELATIONSHIP TO ESTATE: | RELATIONSHIP TO ESTATE: |
| ADDRESS: | ADDRESS: |
| NAME OF INTERESTED PARTY | NAME OF INTERESTED PARTY |
| RELATIONSHIP TO ESTATE: | RELATIONSHIP TO ESTATE: |
| ADDRESS: | ADDRESS: |

Prepared By: _____ Signature: _____

Address: _____ Date: _____

APPENDIX "C"

[Pa.B. Doc. No. 01-70. Filed for public inspection January 19, 2001, 9:00 a.m.]

YORK COUNTY

Fee Bill for the Office of the Clerk of the Orphans' Court; No. 67-01-0007

Administrative Order

And Now, this 26th day of December, 2000, pursuant to the provisions of 42 P.S. § 21032.1, the fee bill of the Clerk of the Orphans' Court of York County, Pennsylvania, is amended to add an automation fee as indicated on the proposed fee bill following the within Petition. The automation fee imposed by the Clerk of the Orphans' Court of York County, Pennsylvania, shall be used solely to maintain the existing computer system in the Office of the Clerk of the Orphans' Court of York County, Pennsylvania. Any improvements to the system, more particularly programming and improved equipment, shall be designed to be incorporated into the Integrated County-wide Justice Computerization Project. The fee bill shall be effective the 1st day of March, 2001, upon due advertisement as required by the Administrative Rules of Court.

It Is Further Ordered that in accordance with Pa.R.C.P. 239, the District Court Administrator shall:

(a) File 7 certified copies hereof with the Administrative Office of Pennsylvania Courts;

(b) Distribute 2 certified copies hereof to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*;

(c) Cause a copy hereof to be published in the *York Legal Record* once a week for 2 successive weeks at the expense of the County of York; and

(d) Supervise the distribution thereof to all Judges and all members of the Bar of this Court.

By the Court

JOHN C. UHLER,
President Judge

FEE BILL

ACCOUNTS

| | |
|--|----------|
| For the filing, advertising and adjudication of accounts of guardians and trustees | |
| Total debits not over \$2,000 | \$75.00 |
| Over \$2,000 but not over \$5,000 | 80.00 |
| Over \$5,000 but not over \$10,000 | 85.00 |
| Over \$10,000 but not over \$25,000 | 110.00 |
| Over \$25,000 but not over \$50,000 | 135.00 |
| Over \$50,000 but not over \$100,000 | 165.00 |
| Each additional \$100,000 or fraction thereof, and additional | 40.00 |
| ADOPTION | |
| Petition, Certificate and Report of Intermediary | 30.00 ** |
| Voluntary or Involuntary Termination, Confirm Consent | 10.00 ** |
| Costs of Investigation to be determined by the Court under the circumstance in each case | |
| Pennsylvania Judicial Computer Project Fee | 5.00 |
| Report of intent | 10.00 |
| Act 34 Fund | 75.00 |
| Certificate of Adoption | 5.00 |
| AFFIDAVIT | 2.00 |
| ANSWER | 10.00 |
| APPEAL to Appellate Court filing fee | 35.00 |

| | |
|--|-------------|
| AUTOMATION FEE | |
| Clerk of Orphans' Court | 5.00 |
| SUPERIOR COURT/SUPREME COURT | 55.00 |
| BIRTH/DEATH RECORD | |
| Certificate from original | 4.00 |
| Delayed registration | 5.00 |
| CERTIFICATION* | 5.00 |
| CERTIFICATION* under Act of Congress | 10.00 |
| *Plus \$1.00 per page if copy is not furnished | |
| Certificate of Authority | 2.00 |
| CITATION | |
| Petition and issuing, one respondent | 25.00 |
| Each additional respondent | 5.00 |
| File a claim | 10.00 |
| CLAIM | 10.00 |
| Satisfaction or withdrawal | 5.00 |
| COPY of any instrument, per page of copy (certification extra) | 1.00 |
| DISCLAIMER | 10.00 |
| ELECTION under or against Will | 10.00 |
| EXCEPTIONS/OBJECTIONS | 10.00 |
| FAMILY EXEMPTION | |
| Personalty | 15.00 |
| Realty (one purpart) | 20.00 |
| Each additional purpart | 3.00 |
| Advertising | 50.00 |
| INCAPACITATED ESTATES | |
| Petition, citation and appointment of guardian | 25.00 *** |
| Entry of security | 10.00 |
| Inventory | 10.00 |
| Order of Allowance | 10.00 |
| Petition for Sale | 25.00 |
| JOINDER/PRAECIPE | 5.00 |
| MINOR'S ESTATE | |
| Petition for appointment of guardian per child | \$25.00 *** |
| Entry of Security | 10.00 |
| Inventory | 10.00 |
| Petition for Order of Allowance | 10.00 |
| Report of guardian ad Item | 5.00 |
| MARRIAGE | |
| WAIVER (Military-Free) | 10.00 |
| License & Affidavits (including tax & Automation fee) | 40.00 |
| Consent of parents | 2.00 |
| Special proceeding on Court Order | 10.00 |
| Certified copy of license and return of marriage | 5.00 |
| Certified copy of application | 5.00 |
| PA JUDICIAL COMPUTER PROJECT FEE | 5.00 |
| PETITION (MISCELLANEOUS) | 25.00 *** |
| POWER OF ATTORNEY | 15.00 |
| PRESUMED DECEDENT | |
| Petition and final decree | 20.00 |
| REAL ESTATE OF DECEDENTS SALE OR MORTGAGE | |
| Execution of deed by Clerk | 10.00 |
| Approval of security and the entry thereof .. | 10.00 |
| Excuse from security | 10.00 |
| Leave to bid at public sale | 10.00 |
| Decree of confirmation of title | 10.00 |
| RELEASE, first page | 5.00 |
| Each additional page | 1.00 |
| SHORT CERTIFICATE | 5.00 |
| SMALL ESTATE (DECEDENTS or MINORS) .. | 25.00 *** |
| STIPULATION | 10.00 |
| SUBPOENA | 5.00 |

| | |
|----------------------------------|----------|
| TRUSTEE | |
| Petition for appointment..... | 25.00 ** |
| Entry of security | 10.00 |
| Report of Trustee and litem..... | 10.00 |
| Resignation..... | 10.00 |

NOTE: In cases not herein specifically provided for, the Clerk of Orphans' Court shall make the same charge as that imposed for services of a substantially similar nature. All orders heretofore establishing feebill for the Clerk of Orphans' Court of York County shall be revoked and superseded as of the effective date hereof.

**Pennsylvania Judicial Computer Project Fee
 ***Clerk of Orphans' Court Automation Fee

[Pa.B. Doc. No. 01-71. Filed for public inspection January 19, 2001, 9:00 a.m.]

YORK COUNTY

Fee Bill for the Office of the Register of Wills; No. 67-01-0007

Administrative Order

And Now, this 26th day of December, 2000, pursuant to the provisions of 42 P.S. § 21022.1, the fee bill of the Register of Wills of York County, Pennsylvania, is amended to add an automation fee as indicated on the proposed fee bill following the within Petition. The automation fee imposed by the Register of Wills of York County, Pennsylvania, shall be used solely to maintain the existing computer system in the Office of the Register of Wills of York County, Pennsylvania. Any improvements to the system, more particularly programming and improved equipment, shall be designed to be incorporated into the Integrated County-wide Justice Computerization Project. The fee bill shall be effective the 1st day of March, 2001, upon due advertisement as required by the Administrative Rules of Court.

It Is Further Ordered that in accordance with Pa.R.C.P. 239, the District Court Administrator shall:

- (a) File 7 certified copies hereof with the Administrative Office of Pennsylvania Courts;
- (b) Distribute 2 certified copies hereof to the Legislative Reference Bureau for Publication in the *Pennsylvania Bulletin*.
- (c) Cause a copy hereof to be published in the *York Legal Record* once a week for 2 successive weeks at the expense of the County of York; and
- (d) Supervise the distribution thereof to all Judges and all members of the Bar of this Court.

By the Court

JOHN C. UHLER,
President Judge

FEE BILL

ACCOUNTS

For the filing, advertising and adjudication of the accounts of personal representatives

| | |
|---|---------|
| Total debits not over \$2,000..... | \$75.00 |
| Over \$2,000 but not over \$5,000 | 80.00 |
| Over \$5,000 but not over \$10,000 | 85.00 |
| Over \$10,000 but not over \$25,000 | 110.00 |

| | |
|--|-----------|
| Over \$25,000 but not over \$50,000 | 135.00 |
| Over \$50,000 but not over \$100,000 | 165.00 |
| Each additional \$100,000 or fraction thereof, an additional | 40.00 |
| LETTERS OF ADMINISTRATION and LETTERS TESTAMENTARY | |
| Total Assets not over \$2,000 | \$10.00** |
| Over \$2,000 but not over \$5,000 | 30.00** |
| Over \$5,000 but not over \$10,000 | 40.00** |
| Over \$10,000 but not over \$25,000 | 60.00** |
| Over \$25,000 but not over \$50,000 | 75.00** |
| Over \$50,000 but not over \$100,000 | 100.00** |
| Each additional \$100,000 or fraction thereof, an additional | 40.00 |
| Pennsylvania Judicial Computer Project Fee | 5.00 |
| Renunciation per page | 5.00 |
| Waiver Fiduciary Bond | 5.00 |

NOTE: Letters d.b.n. or d.b.n.c.t.a. minimum fee will be charged.

NOTE: Where inventory, tax return or account is of greater value than original estimated value for any letters the right is reserved to make an additional charge based upon such greater value.

PROBATE OF WILLS AND CODICILS

Probate and granting letters testamentary of administration c.t.a.—see schedule for letters above.

Probate without letters same as under each classification above less \$2.00

Probate of each codicil..... 10.00

AUTOMATION FEE

Register of Wills

BOND filing and entering

CAVEAT filing including bond

NO PROBATES ACCEPTED WITHOUT DEATH CERTIFICATE

CERTIFICATION*..... 5.00

CERTIFICATION* under Act of Congress

*Plus \$1.00 per page if copy is not furnished

CERTIFYING RECORD to Orphans' Court upon appeal

CITATION

Petition and issuing, one respondent

Each Additional respondent.....

COMMISSION to taken testimony

COPY or FAX of any filed instrument per page of copy (certification extra).....

EXECUTION OF COMMISSION from other Register of Pennsylvania or foreign jurisdiction.....

FOREIGN JURISDICTION'S CERTIFIED OR EXEMPLIFIED COPIES OF LETTERS AND PROCEEDINGS filing and entering.....

20.00

Non resident affidavit re debts..... 5.00

| | |
|--|-------|
| GENEOLOGICAL RESEARCH per hour or fraction thereof (on a time available basis) . . . | 10.00 |
| INHERITANCE TAX RETURN | 10.00 |
| Supp Inheritance Tax Return | 10.00 |
| (No charge for filing with account) | |
| (No charge for insolvent Returns) | |
| Letter protesting tax appraisalment. | 5.00 |
| Certificate of payment. | 10.00 |
| INVENTORY | 10.00 |
| PENNSYLVANIA JUDICIAL COMPUTER PROJECT FEE | 5.00 |
| PRAECIPE/JOINDER | 5.00 |
| SHORT CERTIFICATE | 5.00 |
| SUBPOENA | 5.00 |
| REGISTERS HEARING | 50.00 |
| RETURNED CHECK | 20.00 |
| MISC. FILINGS | 10.00 |

- Tonia A. Bair
Lawrenceville, NJ
- Keith D. Barrack
Sayreville, NJ
- Michael Berman
Turnersville, NJ
- Charles A. Boller
Honolulu, HI
- David A. Bolner
Chicago, IL
- Nina D. Bonner
Piscataway, NJ
- Karen A. Bower
Washington, DC
- David Jackson Brown
Rockville, MD
- Gustee Brown
Richmond, VA
- James Rupert Burdett
Washington, DC
- Paul K. Caliendo
Woodbridge, NJ
- James P.A. Cavanaugh
Marlton, NJ
- Suzanne Chenault
TANZANIA
- Debra Christine Chiesa
New York, NY
- Babita Chodha
ENGLAND
- Robert Joon-Kyu Choi
SEOUL KOREA
- Thomas Michael Clayton
Jacksonville, FL
- Robert Scott Clewell
Mt. Laurel, NJ
- Raymond William Cobb
Wilmington, DE
- Lisa Carol Cohen
Cherry Hill, NJ
- Stefanie Levine Cohen
Cherry Hill, NJ
- Lawrence E. Colbert
Northridge, CA
- Montina Monique Cole
Washington, DC
- Daniel Thomas Conrad
Dallas, TX
- Mary B. Conway
New York, NY
- Julian Abele Cook III
Strafford, VA
- Frank W. Cornett Jr.
Morgantown, WV
- Joseph Michael Dashe
New York, NY
- Henry L. Davenport Jr.
Rockford, IL

NOTE: in cases not herein specifically provided for, the Register shall make the same charge as that imposed for services of a substantially similar nature. All orders heretofore establishing fee bill for the Register of Wills of York County shall be revoked and superseded as of the effective date hereof.

**Pennsylvania Judicial Computer Project Fee
***Register of Wills Automation Fee

[Pa.B. Doc. No. 01-72. Filed for public inspection January 19, 2001, 9:00 a.m.]

DISCIPLINARY BOARD OF THE SUPREME COURT

Notice of Transfer of Attorney to Inactive Status

Notice is hereby given that the following attorneys have been transferred to inactive status by Order of the Supreme Court of Pennsylvania dated November 30, 2000, pursuant to Rule 219, Pa.R.D.E. The Order became effective December 30, 2000.

Notice with respect to attorneys having Pennsylvania registration addresses, who have been transferred to inactive status by said Order, was published in the appropriate county legal journal.

- Laura M. Andraccchio
San Diego, CA
- Charles D. Atkins
New York, NY
- David A. Avedissian
Cherry Hill, NJ
- Robert D. Aversa
Margate City, NJ
- Valerie S. Bailey
Washington, DC

Sabrina Marie Dodd
Washington, DC

Karen Eisele
Haddonfield, NJ

Angela Kay Essary
Washington, DC

Douglas Allen Evans
Bellevue, NE

Robert S. Feinberg
Washington, DC

Adib E. Ferzli
Washington, DC

Calvin Leonard Fisher Jr.
Swedesboro, NJ

Suzanne Robin Flaxman
Palm Beach Gardens, FL

Daniel Edward Fleming III
Hoffman Estates, IL

Brian T. Flynn
Burlington, NJ

Richard J. Fraher
Lakewood, NJ

David Eldon Fretz
Amherst, NY

Thomas J. Galligan Jr.
Ft. Wayne, IN

Kathleen P. Garvey
Edgewater, NJ

Gary L. Goldberg
Gaithersburg, MD

Erik C. Grandell
Cherry Hill, NJ

Reginald D. Greene
Bowie, MD

Francis M. Gregory III
Jersey City, NJ

Sean T. Hagan
Brick, NJ

Steven D. Harowitz
Los Angeles, CA

Timothy F. Hegarty
Glen Ridge, NJ

Geoffrey James Hill
Clifton, NJ

Dawson Horn III
New York, NY

Patricia Ann Hunter
Alexandria, VA

Nancie Susan Jennifer
Portland, OR

Woodie Johnson III
Washington, DC

Kevin Howard Josel
New York, NY

Andrew Kalavanos
West Orange, NJ

Richard Alan Kanoff
Boston, MA

R. Scott Kappes
Wilmington, DE

Philip David Kass
Haydenville, MA

Marc David Keffer
Washington, DC

John Breffni Kehoe
TAIWAN

Dale Wharton Keith
Cherry Hill, NJ

George Anthony Kelman
Manville, NJ

Cynthia Rump Kelsey
Wilmington, DE

Kyong Mok Kim
Seoul, KOREA

John R. Klotz
Totowa, NJ

Cynthia A. Kozakiewicz
Boston, MA

Michael Darryl Lane
Fayetteville, NC

Elizabeth Mary Lascheid
Los Angeles, CA

Sharon Ann Lepping
Chicago, IL

Thomas Louie
Glendale, AZ

Elizabeth D. Lunsford
Washington, DC

Libero Marinelli Jr.
Melbourne, FL

John W. Marsh Jr.
Arlington, VA

Nathalie D. Martin
Albuquerque, NM

Eugene J. McCaffrey Jr.
Woodbury, NJ

Brian Arthur McCormick
Wert River, MD

James Albert McGuire
Kingwood, TX

Steven Hugh McMahon
McLean, VA

Humphrey Lee McPherson
JAMAICA

Heather Love Montgomery
Riverwoods, IL

Robert Morici
Garden City, NY

Thomas Leo Murphy
Linwood, NJ

Todd Brian Nurick
Wilmington, DE

Karen R. O'Brien
Washington, DC

Ralph V. Pagano
Cranbury, NJ

Elaine M. Panzitta
Washington, DC

David R. Parker
Detroit, MI

Helene A. Pattera
West Windsor, NJ

Mark G. Paulson
Washington, DC

Kenneth Pocrass
Denver, CO

Linda Pollitt-Baer
Newark, NJ

Sylvia Louise Quinton
Lanham, MD

Thomas Eugene Redmond
Washington, DC

William A. Riback
Camden, NJ

John Edward Rogers
Kenilworth, IL

Evan S. Rosen
Middlesex, NJ

Brian H. Rubenstein
New York, NY

Manjari Sahai
Austin, TX

Agnes Bundy Scanlan
Cambridge, MA

James Ohara Schlicht
Louisville, KY

Suzanne Lange Schmelter
Wildwood, MO

Lynn Michelle Schneider
New York, NY

Wendy Barrie Schreckinger
Newark, NJ

John Calvin Scott
Columbia, MD

Daniel Adam Shabel
Mt. Laurel, NJ

David Richard Shaman
NETHERLANDS

Neal Sharma
Trenton, NJ

Michele N. Siekerka
Trenton, NJ

Laura Jean Sinnott
Newark, NJ

Nicholas George Sladic
Richmond, VA

Karen Stanislaus-Fund
New Hartford, NY

Kimberley Stuart
Haddon Heights, NJ

John Michael Tapajcik
Washington, DC

Irwin J. Tenenbaum
Los Angeles, CA

Laura M. Todaro
Trenton, NJ

Helen Elizabeth Tuttle
New York, NY

Michael Wells
Alexandria, VA

Robin Christine Welsh
Owings, MD

Annette Marie Wencil
Arlington, VA

Kevin Theodore Williams
Southfield, MI

Curt H. Wilson
Waltham, MA

Wendy Zoe Woods
Washington, DC

Sandra Ellen Yampell
Haddonfield, NJ

Samuel P. Ynzunza
Seal Beach, CA

Mark A. Zeto
Charleston, SC

ELAINE M. BIXLER
*Executive Director & Secretary
The Disciplinary Board of the
Supreme Court of Pennsylvania*

[Pa.B. Doc. No. 01-73. Filed for public inspection January 19, 2001, 9:00 a.m.]

RULES AND REGULATIONS

Title 25—ENVIRONMENTAL PROTECTION

ENVIRONMENTAL HEARING BOARD

[25 PA. CODE CH. 102]

Practice and Procedure

The Environmental Hearing Board (Board) by this order amends Chapter 1021 (relating to practice and procedure) to read as set forth at Annex A. The regulations modify the rules of practice and procedure before the Board by implementing improvements in practice and procedure.

The Board approved the final regulations at its October 4, 2000, meeting.

Effective Date

The regulations will go into effect upon publication in the *Pennsylvania Bulletin* as final rulemaking.

Contact Person

For further information, contact William T. Phillipy IV, Secretary to the Board, 2nd Floor, Rachel Carson State Office Building, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. If information concerning this rulemaking is required in an alternative form, William Phillipy may be contacted at the number in this Preamble. TDD users may telephone the Board through the AT&T Pennsylvania relay center at (800) 654-5984.

Statutory Authority

The regulations are promulgated under the authority of section 5 of the Environmental Hearing Board Act (act) (35 P. S. § 7515) which empowers the Board to adopt regulations pertaining to practice and procedure before the Board.

Comments and Revisions to Proposed Rulemaking

The Board received comments on the proposed regulations from the Independent Regulatory Review Commission (IRRC) and from John W. Carroll, Esq. of Pepper Hamilton LLP. The comments will be addressed on a section-by-section basis.

§ 1021.24 Referral to Pro Bono Counsel

Mr. Carroll questioned why the pro bono program is limited to pro se litigants and to "parties" and suggested that the rule should also apply to organizations and all persons before they become "parties." The Board agreed with this comment and has changed the rule to apply to any person who appears or intends to appear before the Board on a pro se basis and who claims inability to afford a lawyer.

Subsection (a) of the proposed rule authorized the Secretary to the Board to refer to pro bono counsel parties "who claim not to be able to afford a lawyer." Both the staff of IRRC and Mr. Carroll questioned whether the Board should include a process and standard for verifying a party's financial need. Proposed subsections (a)(3) and (b), which authorized the Board Secretary to refer parties to "an individual attorney, law firm or organization whose name appears on the Board's register of attorneys who have volunteered to take on the representation," were also opposed for these and other reasons.

The Board's consideration of these and other comments has led it to withdraw subsections (a)(3) and (b) of this rule. The final proposed rule only seeks authority to refer persons who claim to be unable to afford a lawyer to the appropriate state or county bar association with respect to their request for pro bono representation. Any bar association may then make its own decision as to whether or not to seek pro bono representation for the applicant based on its standards for determining whether the applicant is able to afford a lawyer. The Board has therefore added the following language to the proposed final rule: "The financial standard for determining a person's ability to afford a lawyer will be the standard adopted or applied by the appropriate bar association at the time of referral."

The Board's ability to refer persons not represented by counsel is important not only to the Board but also to other litigants before the Board. Persons who represent themselves in Board proceedings waste both the Board's time and that of business or municipal entities involved in the litigation as a result of favorable Department of Environmental Protection (Department) action with respect to their application. This is because persons who represent themselves are not versed in either the Board's rules of procedure or 225 Pa. Code (relating to Pennsylvania Rules of Evidence). These complex rules are applied in the hearing on the merits of the claims of the parties. In addition, persons who represent themselves have been known to improperly conduct discovery proceedings through the issuance of subpoenas to the great cost and annoyance of the other parties to the litigation.

The proposed final regulation will serve these interests by authorizing the Board's Secretary to direct these persons to the Pennsylvania Bar Association, or any relevant county bar association, for referral to pro bono counsel willing to provide these services without payment of a fee. The Board and the Pennsylvania Bar Association have inaugurated such a program under which the Secretary to the Board refers any such person to the Pennsylvania Bar Association. The Pennsylvania Bar Association will attempt to secure representation for any person who can demonstrate to the bar association an inability to pay for such legal services.

The standard for providing pro bono services to persons unable to afford legal representation through the Pennsylvania Bar Association was developed through a committee of that Bar Association's Environmental, Mineral and Natural Resources Law Section in consultation with members of the Board. The standard reflects the fact that totally destitute persons ordinarily do not take appeals from actions of the Department. However, persons owning some property may be adversely affected by Department action, but may be unable to afford legal representation. This standard also reflects the consideration that the pro bono program must be designed so that paying clients will not be taken away from attorneys in this Commonwealth who charge comparatively low legal fees. Accordingly, a standard was developed which is somewhat more liberal than what is applied under strict Legal Services Corporation guidelines. The standard applied by the Pennsylvania Bar Association under the current program is that the individual must meet one of the following eligibility criteria:

1. Income greater than 187.5% of the official Federal poverty threshold (OPT) guideline but no more than 200% of the OPT.

2. Income below 187.5% of the OPT who are nevertheless ineligible for free legal services through another program either as a result of a lack of appropriate funding or lack of environmental training on the part of program attorneys.

The Pennsylvania Bar Association will seek pro bono counsel for an appellant referred to it by the Board with a full financial disclosure that the applicant meets this standard. In the event an individual does not fall into either of these categories, the applicant may qualify for pro bono services by submitting an in forma pauperis affidavit under Pa.R.C.P. 240(h). This rule requires the party to make a complete financial disclosure and supply an affidavit from his attorney stating his belief that the party is unable to pay for legal services and that the attorney is providing free legal service to the party.

This financial standard will permit individuals having an income level somewhat above that which would qualify them for free representation in Federally funded programs as well as those persons who may be eligible for other Federally funded programs, but to whom these free legal services are unavailable or where there is a lack of appropriate environmental training on the part of program attorneys.

The Board expects that the standard for inability to pay for legal services approved by the Pennsylvania Bar Association or any relevant bar association will vary from time to time depending upon changing economic circumstances of likely applicants and of the practice of law. These standards may also vary depending on changes in state and Federal standards for providing public service to needy persons without charge. Accordingly, the Board has not proposed a fixed standard for bar associations to follow in making their decision as to whether to seek pro bono counsel for any particular applicant. However, the Board believes that the Pennsylvania Bar Association standard is most appropriate and that the bar associations will apply adequate standards for anyone who is unable to pay for legal services as circumstances may change.

The Board received other comments with respect to the now withdrawn provisions of the rule. It is unnecessary to respond to these comments in connection with this proposed final rule.

§ 1021.54 Substitution of Parties

Both IRRC and Mr. Carroll commented that the use of the word "election" in subsection (a) was unclear and that it should be clarified to indicate that it meant election to public office. The Board agreed with this comment and added the language "to public office" after the word "election" in subsection (a) of the final rule.

Mr. Carroll stated that the last sentence of subsection (b) referring to § 1021.53 was confusing. He questioned whether the reference should specifically be to § 1021.53(b)(2). The Board agreed and revised subsection (b) of the final rule to refer to § 1021.53(b)(2).

§ 1021.99 Authority Delegated to Hearing Examiners

IRRC submitted no comments on this proposed rule. Mr. Carroll had two comments. First, he suggested that the word "appoint" in subsection (a) should be replaced with "assign." The Board disagreed, determining that "appoint" was the proper term. While the Board might assign the duties of a hearing examiner to an assistant counsel employed by the Board, the rule should be more expansive in order to include the appointment of someone

not in the employ of the Board, such as a former administrative law judge, to act as a hearing examiner in times of a heavy caseload.

Mr. Carroll also felt that the use of the phrase "dispose of procedural matters" in subsection (a)(4) was too broad. The Board disagreed and determined that use of the word "dispose" was appropriate. The intent of the rule is that an assigned hearing examiner will work closely with the Board member in disposing of important objections or motions.

Sunset Date

A sunset date has not been established for these regulations. The effectiveness of the regulations will be evaluated on an ongoing basis by the Board and the Rules Committee.

Regulatory Review

As required by section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), the Board submitted copies of the proposed rulemaking, which was published at 30 Pa.B. 2766 (June 3, 2000), to IRRC and the Senate and House Environmental Resources and Energy Committees for review and comment. The Board also provided IRRC and the Committees with the Regulatory Analysis Form prepared in compliance with Executive Order 1996-1 (relating to regulatory review promulgation) and copies of comments received.

In preparing the final-form regulations, the Board has considered the comments received from the public and IRRC. No comments on the proposed rulemaking were received from either of the legislative committees.

These final-form regulations were submitted to the House Environmental Resources and Energy Committee and the Senate Environmental Resources and Energy Committee on November 8, 2000. Because no action was taken by the Committees within 20 days after submission of the final-form regulations, they are deemed approved. IRRC met on December 14, 2000, and approved the regulations under section 5.1(e) of the Regulatory Review Act (71 P. S. § 745.5a(e)).

Findings

The Board finds that

(1) Public notice of the proposed rulemaking was given under sections 201 and 202 of the act of July 31, 1968 (P. L. 769, No. 240) (45 P. S. §§ 1201 and 1202) and the regulations thereunder, 1 Pa. Code §§ 7.1 and 7.2.

(2) These regulations are necessary and appropriate for administration of the act.

Order

The Board orders that:

(a) The regulations of the Board, 25 Pa. Code Chapter 1021, are amended by adding §§ 1021.24, 1021.54 and 1021.99 to read as set forth in Annex A.

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

(c) The Chairperson of the Board shall submit this order and Annex A to the House Environmental Resources and Energy Committee, the Senate Environmental Resources and Energy Committee and IRRC, as required by law.

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

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

GEORGE J. MILLER,
Chairperson

(Editor's Note: For the text of the order of the Independent Regulatory Review Commission relating to this document, see 30 Pa.B. 6964 (December 30, 2000).)

Fiscal Note: Fiscal Note 106-5 remains valid for the final adoption of the subject regulations.

Annex A

TITLE 25. ENVIRONMENTAL PROTECTION

PART IX. ENVIRONMENTAL HEARING BOARD

CHAPTER 1021. PRACTICE AND PROCEDURE

Subchapter A. PRELIMINARY PROVISIONS

REPRESENTATION BEFORE THE BOARD

§ 1021.24. Referral to pro bono counsel.

(a) The Secretary to the Board is authorized to refer persons who appear before the Board on a pro se basis, and who claim not to be able to afford a lawyer, to one of the following:

(1) The pro bono committee of the Pennsylvania Bar Association's Environmental, Mineral and Natural Resources Law Section.

(2) A county bar association lawyer referral service.

(b) The financial standard for determining a person's inability to afford a lawyer will be the standard adopted by the appropriate bar association at the time of referral.

Subchapter C. FORMAL PROCEEDINGS

APPEALS

§ 1021.54. Substitution of parties.

(a) A person who has succeeded to the interests of a party to an appeal by operation of law, election to public office, appointment or transfer of interest may become a party to the pending action by filing with the Board a verified petition for substitution of party, which includes a statement of material facts upon which the right to substitute is based.

(b) The substituted party shall have all the rights and liabilities of the original party to the proceeding provided that any other party to the proceeding may move to strike the substituted party for just cause. A substituted party-appellant is limited to pursuing only those objections raised by the original appellant in its appeal, unless both the original appellant and the substituted appellant meet the conditions of § 1021.53(b)(2) (relating to amendments to appeal; nunc pro tunc appeals).

HEARING EXAMINERS

§ 1021.99. Authority delegated to hearing examiners.

(a) The Board may appoint hearing examiners to preside at hearings. Subject to the approval of the Board member assigned to the case, the hearing examiner shall have the following authority:

- (1) To schedule and regulate the course of the hearings.
- (2) To administer oaths and affirmations.

(3) To rule on motions in limine, offers of proof and the admission or exclusion of evidence.

(4) To conduct pretrial conferences, settlement conferences and related pretrial proceedings and to dispose of procedural matters.

(5) To schedule the filing of posthearing briefs following the conclusion of the hearing.

(6) To recommend to the Board member or to the Board an opinion and order or adjudication disposing of the matters considered at the hearing.

(b) Subsection (a) supersedes 1 Pa. Code § 35.187 (relating to authority delegated to presiding officers.)

[Pa.B. Doc. No. 01-74. Filed for public inspection January 19, 2001, 9:00 a.m.]

Title 40—LIQUOR

LIQUOR CONTROL BOARD

[40 PA. CODE CHS. 5, 7, 9, 11 AND 13]

Licensees and Vendors

The Liquor Control Board (Board) under the authority of section 207(i) of the Liquor Code (47 P.S. § 2-207(i)), adopts amendments to §§ 5.16, 5.31, 7.1, 7.5, 7.6, 7.22, 7.23, 7.41, 9.12, 9.91, 11.1, 11.2, 11.3, 11.201, 11.203, 11.204, 11.205, 13.43 and adds §§ 7.8 and 7.9.

Purpose

The Board regulations amended by this order will codify the Board's policy permitting outside employment for club managers or stewards, rescind the ability of municipalities to set the hours of amusement for retail licensees in contravention of the Liquor Code, delete references to surety bond requirements that were eliminated by statute, correct erroneous cites to the Malt Beverage Tax Law (72 P.S. §§ 9001—9016), delete the 120-day requirement for discounting wholesale beer prices as a result of a Federal court decision that struck down corresponding portions of the act of December 20, 1996 (P.L. 1513, No. 196) (Act 196), permit the sale of grain alcohol for nonpotable use, eliminate inaccurate references to cost limits on interior displays and eliminate the requirement that interior displays bear serial or model numbers.

Comments

Notice of proposed rulemaking was published at 29 Pa.B. 5301 (October 9, 1999), with a 30-day written public comment period.

The Board received four written comments from managers of hotels and a written comment from the President of the Pennsylvania Travel Council in support of its proposed regulatory change to § 13.102. This regulatory amendment would have allowed hotels to offer an open bar to their overnight guests as part of a meal package on December 31, 1999, until 2 a.m. on January 1, 2000. The amendment to § 13.102, as well as amendments to §§ 3.31, 3.33, 3.63, 3.73, 11.91, 11.92, 13.71—13.75, 13.77—13.79, 13.81, 13.86 and 13.87 relating to registration of vendors' agents, which were previously included with these regulatory amendments, were filed as a final rulemaking with proposed rulemaking omitted on November 8, 1999. These amendments took effect upon their publication at 29 Pa.B. 6337 (December 18, 1999).

The Independent Regulatory Review Commission (IRRC) submitted comments relative to the proposed rulemaking as follows:

1. As a general comment, IRRC referenced that portion of the rulemaking dealing with vendor registration as an area not addressed in these comments since a separate final-omitted regulations were submitted by the Board on November 8, 1999.

2. IRRC commented on several sections of the regulations that refer to forms and noted that the Board uses expressions such as "form furnished by the Board" or "transfer form" throughout its regulations. IRRC suggested that for the sake of clarity, the Board should consider providing a brief description of the forms after each of the aforementioned phrases. IRRC suggested this would help licensees obtain and use the appropriate form. However, only the Board's Bureau of Licensing furnishes forms to licensees and applicants for licenses and permits. In doing so, the Bureau of Licensing takes steps to insure that the appropriate and correct forms are furnished. Because the Board issues over 70 different types of licenses or permits and each of those licenses or permits could require a variety of actions such as transfer of location or ownership, correction to license, renewal, and the like, describing the forms in the regulations would serve no useful purpose. Identifying forms in the regulations would also restrict the Board's ability to change or eliminate a form without a regulatory change.

3. IRRC suggested that in § 7.5 (relating to transfers on death of the licensee) the comma between "transfer form" and the word "application" should be deleted. However, the transfer form and application are separate forms, therefore only the reference to the bond is deleted.

4. IRRC suggested that § 7.9 (relating to site plans) needed clarification. The proposed language states that the site plan submitted by an applicant for a new license or transfer of an existing license must depict the location of the proposed licensed premises in relation to identifiable property lines or easily identifiable landmarks. IRRC recommended that the term "easily identifiable landmarks" should be defined since the term is unclear. Therefore, "or reference points" was added after "landmarks."

5. IRRC stated that the term "maximum value" as used in § 13.43(b) and (c) (relating to interior display) referencing the value of interior displays, is vague and suggested that "maximum value as set by the Board" would better define the term. The Board agrees and the referenced section is being amended.

6. IRRC recommended clarification of § 13.87 (relating to records). Since subsection (b) states, "[T]he records shall also be open to inspection by authorized representatives of the Board during normal business hours," the IRRC questioned whether the phrase "normal business hours" referred to the standard hours of operation of the vendor or the Board. Although it is recognized that business may be conducted at all hours of the day or night, "normal business hours" is a general term similar to "nine to five." It references a generally recognized standard for conducting business so as not to inconvenience either party. This section was amended by a final regulation with proposed rulemaking omitted as referenced and published at 29 Pa.B. 6337.

The Board received no other comments, either in support of or in opposition to the proposed amendments, during the public comment period.

Fiscal Impact

These final-form regulations will not impose additional costs on the regulated community, the State or local governments.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on September 17, 1999, the Board submitted a copy of the notice of proposed rulemaking to IRRC and the Chairpersons of the House Committee on Liquor Control and the Senate Committee on Law and Justice for review and comment. These final-form regulations were submitted to the Chairpersons of the House and Senate Committees and IRRC on October 31, 2000.

These final-form regulations were deemed approved by the House and Senate Committees on November 21, 2000. Under section 5.1(e) of the Regulatory Review Act (71 P. S. § 745.5a(e)), IRRC met on December 14, 2000, and approved the final-form regulations.

Contact Person

Persons requiring an explanation of the final-form regulations or information related thereto should contact Jerry Danyluk, Liquor Control Board, 513 Northwest Office Building, Harrisburg, PA 17124-0001.

Findings

The Board finds that:

(1) Public notice of intention to adopt amendments to the administrative regulations by this order has been given under sections 201 and 202 of the act of July 31, 1968 (P. L. 769, No. 240) (45 P. S. §§ 1201 and 1202) and the regulations thereunder, 1 Pa. Code §§ 7.1 and 7.2.

(2) The adoption of the final-form regulations set forth in this order is necessary and appropriate for the administration and enforcement of the authorizing statute.

Order

The Board, acting under the enabling statute, orders that:

(a) The regulations of the Board, 40 Pa. Code Chapters 5, 7, 9, 11 and 13, are amended by adding §§ 7.8 and 7.9; by deleting §§ 11.2 and 11.201, 11.203—11.205; and by amending §§ 5.16, 5.31, 7.1, 7.5, 7.6, 7.22, 7.23, 7.41, 9.12, 9.91, 11.1, 11.3 and 13.43 to read as set forth in Annex A. Amendments to §§ 3.31, 3.33, 3.63, 3.73, 11.91, 11.92, 13.71—13.75, 13.77—13.79, 13.81, 13.86, 13.87 and 13.102 previously published at 29 Pa.B. 5301 were filed separately as a final rulemaking with proposed rulemaking omitted and were effective upon publication in the *Pennsylvania Bulletin* at 29 Pa.B. 6337.

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

(c) The Board 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 publication in the *Pennsylvania Bulletin*.

JOHN E. JONES, III,
Chairperson

(Editor's Note: For the text of the order of the Independent Regulatory Review Commission relating to this document, see 30 Pa.B. 6964 (December 30, 2000).)

Fiscal Note: Fiscal Note 54-55 remains valid for the final adoption of the subject regulations.

Annex A
TITLE 40. LIQUOR

PART I. LIQUOR CONTROL BOARD
CHAPTER 5. DUTIES AND RIGHTS OF
LICENSEES

Subchapter B. EMPLOYES OF LICENSEES

§ 5.16. Appointment of managers.

(a) The operation of a licensed business requires the full time and attention of a manager. A licensee holding one or more licenses shall appoint an individual as manager for each licensed establishment and the manager shall devote full time and attention to the licensed business. If the licensee is an individual, he may designate himself as manager of one licensed establishment, except in the case of distributors or importing distributors. If a license is held by more than one individual, the manager may be one of the individuals or another person the licensee may designate, except in the case of distributors and importing distributors.

(b) The manager appointed by a licensee shall be a reputable person. The licensee shall notify the Board in writing of the name and home address of the manager and the date and place of birth. If there is a change of manager, the licensee shall give the Board written notice within 15 days of the change together with full information for the new individual who is appointed as manager. Each notice of the appointment of a manager or notice of a change of manager shall be accompanied by a fee of \$60.

(c) When a background investigation shall be conducted to obtain or verify information regarding an individual appointed as manager, an additional fee of \$75, for a total fee of \$135, will be assessed. An individual may not act in the capacity of manager after the licensee has been notified that the individual has been disapproved by the Board. The designated manager shall devote full time to the licensed business and may not be employed or engaged in another business unless prior written approval is obtained from the Board.

(d) A club manager or steward may be engaged in employment outside his duties as manager or steward except as provided in section 493(11) of the Liquor Code (47 P. S. § 4-493(11)).

Subchapter C. AMUSEMENT AND
ENTERTAINMENT

§ 5.31. Amusement permit.

(a) *Requirements.*

(1) Under section 493(10) of the Liquor Code (47 P. S. § 4-493(10)), the Board may issue an amusement permit authorizing dancing, theatricals, floor shows and motion picture exhibitions in licensed premises, or in another place operated in connection therewith, to the holder of a retail liquor or retail dispenser license, except clubs, upon proper application and payment of the required fee.

(2) An application for an amusement permit may be filed with the Board at any time during the license period. Amusement permits expire with the license. Amusement permits may be extended at license validation unless the permit is revoked or subject to suspension.

(3) An amusement permit may be denied to a licensee against whom revocation or criminal proceeds are pending or to a licensee who, in the Board's opinion, has failed to conduct the licensed premises in accordance with the laws of the Commonwealth. A licensee denied an amuse-

ment permit may appeal the decision of the Board by requesting a hearing before the Board within 20 days of notice of denial.

(4) An amusement permit may not be assigned. When the retail liquor or retail dispenser license of the licensee is transferred by the Board from one person to another, or from one place to another, the amusement permit held by the licensee may be transferred in like manner upon the payment of a filing fee of \$10.

(5) An amusement permit is not required for television devices, audio/video playback devices, radio, instrumental music, games or events/tournaments/contests.

(b) *Suspension or revocation of an amusement permit.*

(1) The Office of Administrative Law Judge, upon sufficient cause shown that a licensee holding an amusement permit, or a partner, officer, director, servant, agent or employe of the licensee, has permitted in the licensed premises a violation of the Liquor Code or this title, or upon other sufficient cause shown, may, upon due notice and proper hearing being given to the licensee, suspend or revoke the permit.

(2) The Office of Administrative Law Judge, upon sufficient cause shown that a licensee holding an amusement permit, or a partner, officer, director, servant, agent or employe of the licensee, is guilty of, or pleads guilty to a violation of the laws of the Commonwealth before a court may after hearing suspend or revoke the amusement permit of the licensee upon the receipt of a transcript of the record in that proceeding.

(3) The action of the Office of Administrative Law Judge in suspending or revoking an amusement permit is final. A new amusement permit will not be approved until the expiration of 1 year from the date of revocation.

(c) *Revocation/suspension of a permit.* If the liquor or malt or brewed beverage license is revoked or suspended, for whatever reason, the amusement permit of the licensee will be similarly automatically revoked or suspended. There will be no refund made nor credit given for the unused portion of the fee paid for the permit, upon suspension or revocation.

CHAPTER 7. TRANSFER, EXTENSION,
SURRENDER, EXCHANGE AND SUSPENSION OF
LICENSES

Subchapter A. TRANSFER OF LICENSES

§ 7.1. Filing of applications for transfer.

Licenses issued by the Board, under Article IV of the Liquor Code (47 P. S. §§ 4-401—4-498), may be transferred in accordance with this subchapter. Applications for transfer of licenses may be filed at any time, but when filed within 30 days of the expiration date of the license term, the transfer applies to the renewal license only, except in the case of death. Applications for transfer shall be made on the regular transfer form, which shall be accompanied by the application for license and remittance of proper fees in accordance with the applicable provisions of section 614-A of The Administrative Code of 1929 (71 P. S. § 240.14A).

§ 7.5. Transfers on death of the licensee.

On the death of the licensee, the license may be transferred immediately to the surviving spouse or to the

administrator or executor of the estate of the licensee, upon presentation of the transfer form, application, filing fee, and short form certificate from the registrar of wills. If it is desired to transfer the license to a person designated by and acting for the administrator or executor, the transfer application and fee, with written evidence of the designation, shall be submitted by the administrator or executor. The Board will be notified in writing within 30 days of the death of a licensee.

§ 7.6. Transfer of partnership licenses.

If one or more partners voluntarily retire, an application for correction of license shall be executed and filed by all the partners, including the retiring partner. In the case of death of a partner, the application for correction of license shall be executed and filed by the surviving partners, and by the administrator or executor of the estate of the deceased partner, if any, and be accompanied by a short form certificate from the registrar of wills. If there is no administrator or executor, the application for correction of license shall be executed and filed by the surviving partners together with documentary evidence of the death of the deceased partner. These requirements also apply if the license is held jointly by husband and wife. Applications for correction of a license under this section shall be accompanied by the proper fee in accordance with the applicable provisions of section 614-A of The Administrative Code of 1929 (71 P. S. § 240.14A).

§ 7.8. Floor plans.

Applicants for new licenses or for transfer of location of existing licenses shall submit floor plans with the application depicting all areas to be licensed. Floor plans are required for existing structures, as well as for structures proposed for construction and are to depict room dimensions. Floor plans shall be reproduced on paper and are not to exceed 8 1/2 by 11 inches. A separate floor plan is required for each floor used in conjunction with the licensed business.

§ 7.9. Site plans.

Applicants for new licenses or for transfer of location of existing licenses shall submit site plans when the structure the applicant intends to occupy has not been constructed at the time the application is filed with the Board. Site plans shall be reproduced on paper in an 8 1/2 by 11-inch format and shall depict the location of the proposed licensed premises in relation to identifiable property lines or easily identifiable landmarks or reference points with measurements to the property lines, landmarks or reference points.

Subchapter B. EXTENSION OF LICENSES

§ 7.22. Application.

(a) To obtain Board approval, an application for extension of license describing the additional premises shall be filed with the Board.

(b) A fee of \$220 shall accompany an application for extension of license, and a physical inspection of the premises will be made whenever deemed necessary by the Board.

(c) An applicant for extension of premises shall post, for a period of at least 15 days beginning with the day the application is filed with the Board, in a conspicuous place on the outside of the licensed premises, a notice of application in a form, and size and containing provisions the Board requires concerning the requested extension. Proof of the posting of the notice shall be filed with the Board.

§ 7.23. Approval.

The additional premises for which it is desired to extend a license shall be completely equipped for the carrying on of the type of business permitted under the license, but no sales of liquor or malt or brewed beverages, storage or similar activity may take place in the additional premises until approval has been given by the Board. Where the extension of premises involves physical alterations or new construction, the Board may grant prior approval for the extension, as similarly provided in section 403(a) of the Liquor Code (47 P. S. § 4-403(a)). The application for extension of license shall be accompanied by a written request for consideration, together with floor plans as set forth in § 7.8 (relating to floor plans) clearly showing the premises as it will be after the alterations or construction are completed. If the additional premises the applicant intends to license has not been constructed at the time the application is filed with the Board, a site plan shall be submitted as set forth in § 7.9 (relating to site plans). Approval may be in the form of a new license, giving the additional address or a letter authorizing the use of additional premises. In the case of distributors and importing distributors of malt or brewed beverages, no sales of malt or brewed beverages may be made in a warehouse except that in which the office or principal place of business of the licensee is maintained.

**Subchapter D. EXCHANGE OF LICENSES
DISTRIBUTOR AND IMPORTING DISTRIBUTOR
LICENSES**

§ 7.41. Applications.

An application for the exchange of Distributor or Importing Distributor Licenses shall be filed on a form furnished by the Board and will be considered by the Board only at the times indicated in § 7.42 (relating to effective dates).

**CHAPTER 9. TRANSPORTATION, IMPORTATION,
DISPOSITION AND STORAGE**

**Subchapter A. TRANSPORTATION OF LIQUOR,
MALT OR BREWED BEVERAGES OR ALCOHOL
LICENSES**

§ 9.12. Applications for Transporter-for-Hire Licenses.

(a) *Transporter-for-Hire License, Class A.* An application for a Transporter-for-Hire License, Class A, shall be filed on forms furnished by the Board and shall be accompanied by application and license fees in accordance with section 614-A of The Administrative Code of 1929 (71 P. S. § 240.14A). The license will be issued for the calendar year and the license fee will be prorated quarterly, in accordance with section 508 of the Liquor Code (47 P. S. § 5-508).

(b) *Transporter-for-Hire License, Class B.* An application for a Transporter-for-Hire License, Class B, shall be accompanied by application and license fees in accordance with section 614-A of The Administrative Code of 1929. The licenses will be issued for the calendar year.

(c) *Transporter-for-Hire License, Class C.* An application for Transporter-for-Hire License, Class C, shall be accompanied by application and license fees in accordance with section 614-A of The Administrative Code of 1929. The license will be issued for the calendar year. To secure this license, the applicant shall demonstrate that he maintains a fleet of vehicles primarily engaged in general parcel consignment, servicing all points within this Commonwealth and shall demonstrate that he can transport

liquor from points in this Commonwealth to Board facilities, from Pennsylvania licensed limited winery locations to limited winery customers and from distilleries of historical significance to distillery customers.

**Subchapter E. IMPORTATION AND
DISTRIBUTION OF MALT OR BREWED
BEVERAGES**

GENERAL PROVISIONS

§ 9.91. Importation.

(a) A person may not import malt or brewed beverages into this Commonwealth for delivery or use therein, unless the person holds a valid Importing Distributor License, issued by the Board under the Liquor Code, or unless the person is otherwise exempted by the provisions of this section.

(b) This section does not prohibit the importation of malt or brewed beverages by either of the following:

(1) A resident of this Commonwealth, for personal use only and not for sale, provided that the malt or brewed beverages are in original containers and that the tax thereon has been paid, or provisions for the payment have been made under the Malt Beverage Tax Law (72 P. S. §§ 9001—9016).

(2) Railroad and pullman companies, in their dining, club and buffet cars, licensed in this Commonwealth.

(c) Sales of malt or brewed beverages intended to be transported for delivery or use in this Commonwealth shall be consummated outside this Commonwealth and shall be paid for in full prior to or at the time of delivery to the consignee in this Commonwealth, who shall pay transportation charges. The beverages shall also be tax paid in accordance with section 2003 of the Malt Beverage Tax Law (72 P. S. § 9003), and the transporter shall be considered the agent of the consignee.

CHAPTER 11. PURCHASES AND SALES

Subchapter A. GENERAL PROVISIONS

RETAIL AND WHOLESALE PURCHASE—GENERAL

§ 11.1. Definitions.

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

Manufacturer—A person engaged in the manufacture, rectification or compounding of liquors, other than wines, or an agent or representative of the manufacturer. The term, as it relates to Subchapter L (relating to manner of changing prices of malt or brewed beverages), is any entity licensed for and engaged in the manufacture of malt or brewed beverages within this Commonwealth or elsewhere.

State, territory or county of origin—The place where liquors other than wines offered for sale to the Board are manufactured, rectified or compounded for the market.

§ 11.2. (Reserved).

§ 11.3. Sales at retail.

(a) State liquor stores may stock ethyl alcohol, 190 proof, for retail sales subject to the following:

(1) An individual or entity desiring to purchase ethyl alcohol shall file an application on forms provided by the Board.

(2) The Board may approve the application of an individual or entity who swears or affirms that the alcohol will be purchased for nonpotable use only.

(b) Special orders are subject to the following:

(1) Special orders for ethyl alcohol shall be accepted for a minimum quantity of one case of 24 pints or one case of 12 quarts.

(2) Special orders of absolute ethyl alcohol, 200 proof, shall be accepted for a minimum quantity of 1 gallon.

(3) Special orders require a deposit of at least 25% of the selling price at the time of placing an order. The name of the manufacturer shall also be furnished.

Subchapter L. (Reserved)

§ 11.201. (Reserved).

§ 11.203. (Reserved).

§ 11.204. (Reserved).

§ 11.205. (Reserved).

CHAPTER 13. PROMOTION

Subchapter A. ADVERTISING

ADVERTISING OF BRAND NAMES

§ 13.43. Interior display.

(a) A licensee may not install or permit to be installed electrically operated signs or devices, lithographs, framed pictures, cardboard displays, statuettes, plaques, placards, streamers or similar items advertising brand names and intended for interior display on the licensed premises until the licensee has submitted detailed information to the Board on forms provided by the Board, and obtained Board approval. A photograph or sketch of the display sign shall accompany the application form.

(b) When the approved sign, as described in subsection (a), is of maximum value as set by the Board, no background material may be used in conjunction with the installation.

(c) Signs or displays intended for use interchangeable in a window, doorway or in the interior shall meet the requirements for both maximum area, as provided in § 13.42 (relating to window and doorway display) and maximum value as set by the Board.

[Pa.B. Doc. No. 01-75. Filed for public inspection January 19, 2001, 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 January 9, 2001.

BANKING INSTITUTIONS Holding Company Acquisitions

| <i>Date</i> | <i>Name of Corporation</i> | <i>Location</i> | <i>Action</i> |
|-------------|---|-----------------|---------------|
| 1-3-01 | National Penn Bancshares, Inc., Boyertown, to acquire 100% of voting shares of Community Independent Bank, Inc., Bernville | Boyertown | Effective |

New Charter Applications

| <i>Date</i> | <i>Name of Bank</i> | <i>Location</i> | <i>Action</i> |
|-------------|---|---|-------------------------|
| 1-8-01 | Earthstar Bank Southampton Bucks County | 111 Second Street Pike Southampton Bucks County | Commenced Operations |

Branch Applications

| <i>Date</i> | <i>Name of Bank</i> | <i>Location</i> | <i>Action</i> |
|-------------|---|---|---------------|
| 1-2-01 | Susquehanna Trust and Investment Company Lititz Lancaster County | 59 W. Washington St. Hagerstown Washington County Maryland | Opened |
| 1-4-01 | Brentwood Bank Bethel Park Allegheny County | 6257 Library Road Bethel Park Allegheny County | Approved |

Branch Discontinuances

| <i>Date</i> | <i>Name of Bank</i> | <i>Location</i> | <i>Action</i> |
|-------------|--|---|---------------|
| 1-2-01 | Standard Bank Monroeville Allegheny County | Shop 'N Save 418 Latrobe Thirty Shopping Center Latrobe Westmoreland County | Filed |
| 1-2-01 | Standard Bank Monroeville Allegheny County | Giant Eagle Eastgate Shopping Center 1120B E. Pittsburgh St. Greensburg Westmoreland County | Filed |

SAVINGS INSTITUTIONS

No Activity

CREDIT UNIONS

Consolidations, Mergers and Absorptions

| <i>Date</i> | <i>Name of Credit Union</i> | <i>Location</i> | <i>Action</i> |
|-------------|---|-----------------|---------------|
| 1-8-01 | White Rose Credit Union, York, and Stanreco Federal Credit Union, York Surviving Institution— White Rose Credit Union, York | York | Approved |

JAMES B. KAUFFMAN,
Acting Secretary

[Pa.B. Doc. No. 01-76. Filed for public inspection January 19, 2001, 9:00 a.m.]

Maximum Lawful Rate of Interest for Residential Mortgages for the Month of February 2001

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in section 301 of the act of January 30, 1974 (P. L. 13, No. 6) (41 P. S. § 301), hereby determines that the maximum lawful rate of interest for residential mortgages for the month of February, 2001, is 8 1/2%.

The interest rate limitations under the State's usury statute were preempted to a great extent by Federal law, the Depository Institutions Deregulation and Monetary Control Act of 1980 (Pub. L. 96-221). Further preemption was instituted with the signing of Pub. L. 96-399, which overrode State interest rate limitations on any individual who finances the sale or exchange of residential real property which the individual owns and which the individual occupies or has occupied as his principal residence.

Each month the Department of Banking is required by State law to compute and announce the ceiling rate on residential mortgages in Pennsylvania. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the U. S. Treasury. The latest yield rate on long-term government securities is 6.06 to which was added 2.50 percentage points for a total of 8.56 that by law is rounded off to the nearest quarter at 8 1/2%.

JAMES B. KAUFFMAN, Jr.,
Acting Secretary

[Pa.B. Doc. No. 01-77. Filed for public inspection January 19, 2001, 9:00 a.m.]

DEPARTMENT OF EDUCATION

Availability of Program Year 2001-02 Federal Even Start Grants for New and Expansion Family Literacy Programs

The Federal Even Start Family Literacy Program is authorized by Title I, Part B, of the Elementary and Secondary Education Act (ESEA), as amended by the Literacy Involves Families Together (LIFT) Act. This program is administered by the Pennsylvania Department of Education (PDE) for family literacy programs that will:

1. Target families living in areas of high concentration of poverty who are receiving welfare benefits and who have educational needs;
2. Enable communities to foster cooperative partnerships that build on existing community resources to create a new range of services; and
3. Provide services that are of sufficient intensity in terms of hours and of sufficient duration, to make sustainable changes in a family, and that integrate all of the following:
 - a. Interactive literacy activities between parents and their children;

b. Training for parents regarding how to be the primary teacher for their children and full partners in the education of their children;

c. Parent literacy training that leads to economic self-sufficiency; and

d. An age-appropriate education to prepare children for success in school and life experiences.

Organizations eligible to apply for an Even Start grant include Local Educational Agencies (LEA) or Community-Based Organizations (CBO). Eligible entities are required to establish a formal partnership between one or more LEAs and one or more CBOs. Priority consideration will be given to applications that reflect the family focus of Even Start; locate new sites in areas designated by the Federal government as empowerment zones or enterprise communities; submit a total budget which contains a local match beyond the required Even Start statutory percentages; and target services to families most in need (that is, educationally disadvantaged adults who are receiving public assistance; do not have high school diplomas; are members of minority groups; are single parents; have children with developmental delays; reside in a Title I school attendance area; and [if in primary grades] are receiving Title I services). Priority will also be given to programs that are coordinated with adult education and literacy programs; county assistance offices; social service agencies; public libraries; Team PA Career Link One-Stop Centers; Workforce Investment Act (WIA) Programs; elementary schools; family centers; preschool programs such as Head Start; licensed child care centers; and other community groups or agencies that provide services and assistance to persons in need of basic literacy skills and/or support services.

Special consideration will be given to Even Start Family Literacy Programs in the following order of priority:

1. Applications for Renewal of grants to currently-funded Even Start Family Literacy Programs, providing sufficient progress is made toward meeting program goals and objectives. *Note:* Even Start projects applying for their fourth or eighth year of operation should consult the application guidelines for special provisions pertaining to the duration of projects;
2. Applications for Expansion of existing Even Start Family Literacy Programs within the same county(ies) to new school districts or charter schools which receive Title I, Part A, ESEA funds, providing sufficient progress is made toward meeting program goals and objectives;
3. Applications for New Even Start Family Literacy Programs by school districts or charter schools receiving Title I, Part A, ESEA funds in unserved areas of counties not served by a current Even Start or State Act 143 grant; and
4. Applications for New Even Start Family Literacy Programs by community-based organizations, in partnership with school districts and/or charter schools receiving Title I, Part A, ESEA funds in unserved areas of counties not served by a current Even Start or State Act 143 grant.

The "Grant Period" (or duration of an Even Start grant) will be for a term of 4 years provided that sufficient progress is made towards meeting program objectives. At the end of the grant period, grantees will be authorized to reapply and compete with other applicants for another 4-year term. Upon the completion of 8 years, special

provisions apply to the continuation of program operations. Refer to the application guidelines for details.

Restrictions placed upon the PDE for the administration of the Even Start grant:

1. The Federal program requires a local contribution/matching funds in addition to the requested grant amount. The total cost of the program is to be supported by grant funds and a "local share." The Even Start statute requires a graduated increase in the local share, which ranges from 10% (in the first year) to 65% depending upon the year of operation (see application guidelines for details); and

2. Section 1204 of the Even Start statute prohibits a local program from using grant funds for indirect costs. This restriction includes the project's matching funds (local share).

Even Start applications must be completed on-line and submitted via the e-grant website at <http://www.egrants.ed.state.pa.us> to the Bureau of Adult Basic and Literacy Education, Pennsylvania Department of Education, on or before the following submission dates:

- Even Start Family Literacy Renewal Applications..... March 9, 2001
- Even Start Family Literacy New and Expansion Applications..... April 3, 2001

Instructions and the Application Guidelines are available via ABLE site at www.paadulthood.org and via the e-grant website.

Current grant recipients already have Master Agreements in effect that expire June 30, 2003, provided that sufficient progress is made toward meeting program objectives and program/fiscal reporting requirements. The agencies must execute a 2001-02 Program Year Rider W, to include a new budget and any changes to the application narrative in order to continue their funding. At the end of the grant period, grantees will be authorized to reapply and compete with other applicants for another multi-year term. These grants will be funded by Rider W to a Master Agreement executed between the Department of Education and the funded agency. Agencies not currently funded will be given instructions on execution of the Master Agreement once grant applications are accepted for approval.

All potential applicants are urged to attend the proposal development workshop to learn the latest changes to program guidelines and new requirements for submitting e-grant applications for adult education and family literacy programs funded through (1) the Federal Workforce Investment Act, Section 231, (2) State Adult Literacy Program, Act 143 of 1986, and (3) the Federal Even Start Family Literacy Program. This workshop will be conducted by teleconference on January 30, 2001, 1 to 3:30 p.m. For the nearest downlink site and to ensure that space, materials and handouts are available, all attendees must register to attend by contacting the Distance Learning Center at (800) 236-5293 or for individuals who are hearing impaired, the Pennsylvania Relay Service (800) 654-5984 TTY can be used to call the Distance Learning Center. A follow-on, more detailed workshop will be conducted during Pennsylvania's Annual Adult Education Midwinter Conference, February 7-9, 2001, at the Hershey Lodge and Convention Center, Hershey, PA. The workshop will be conducted on February 8, 4 to 6 p.m. In order to ensure timely administra-

tion and processing of e-grant applications, both the grant writer and the fiscal officer should attend the workshop.

EUGENE W. HICKOK,
Secretary

[Pa.B. Doc. No. 01-78. Filed for public inspection January 19, 2001, 9:00 a.m.]

Availability of Program Year 2001-02 State Act 143 of 1986 Grants for New and Expansion Family 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 and family 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;
2. Expand the availability of adult literacy, family literacy and other adult education programs, including volunteer programs, in the Commonwealth; and
3. Only family literacy will provide services that are of sufficient intensity in terms of hours, and of sufficient duration, to make sustainable changes in a family, and that integrate all of the following:
 - a. Interactive literacy activities between parents and their children;
 - b. Training for parents regarding how to be the primary teacher for their children and full partners in the education of their children;
 - c. Parent literacy training that leads to economic self-sufficiency; and
 - d. An age-appropriate education to prepare children for success in school and life experiences.

Eligible applicants include literacy councils, libraries, local education agencies, community colleges, public and private non-profit agencies, organizations and institutions.

For Act 143 Family Literacy Programs, special consideration will be given in the following order of priority:

1. Applications for Renewal of grants to currently-funded Act 143 Family Literacy Programs, providing sufficient progress is made toward meeting program goals and objectives;
2. Applications for Expansion of existing family literacy programs within the same county(ies) to new school districts or charter schools, providing sufficient progress is made toward meeting program goals and objectives;
3. Applications for New Act 143 Family Literacy Programs by school districts or charter schools in unserved areas of counties not served by a current Act 143 or Federal Even Start grant; and
4. Applications for New Act 143 Family Literacy Programs by community-based organizations, in partnership

with school districts and/or charter schools, in unserved areas of counties not served by a current Act 143 or Federal Even Start grant.

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

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 awarded for adult literacy grants 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.

All Act 143 applications must be completed online and submitted via the e-grant website at <http://www.egrants.ed.state.pa.us> to the Bureau of Adult Basic and Literacy Education, Pennsylvania Department of Education, on or before the following dates:

- Act 143 Family Literacy Renewal Applications March 9, 2001
- Act 143 Family Literacy Summer Reading Renewal and March 14, 2001
New Applications
- Act 143 Adult Literacy Applications March 23, 2001
- Act 143 Family Literacy New and Expanded Applications April 3, 2001

Instructions and the Application Guidelines are available via the ABLEsite at www.paadulted.org and via the e-grant website.

Current grant recipients already have Master Agreements in effect that will expire June 30, 2003—provided that sufficient progress is made toward meeting program objectives. The agencies must execute a 2001-02 Program Year Rider L, to include a new budget and any changes to the application narrative in order to continue their funding. At the end of the grant period, grantees will be authorized to reapply and compete with other applicants for another multi-year term. These grants will be funded by Rider L to a Master Agreement executed between the Department of Education and the funded agency. Agencies not currently funded will be given instructions on execution of the Master Agreement once grant applications are accepted for approval.

All potential applicants are urged to attend the proposal development workshop to learn the latest changes to program guidelines and new requirements for submitting e-grant applications for adult education and family literacy programs funded through (1) the Federal Workforce Investment Act, Section 231, (2) State Adult Literacy Program, Act 143 of 1986, and (3) the Federal Even Start Family Literacy Program. This workshop will be conducted by teleconference on January 30, 2001 from 1 to 3:30 p.m. For the nearest downlink site and to ensure that space, materials and handouts are available, all attendees must register to attend by contacting the Distance Learning Center at (800) 236-5293. For individuals who are deaf or hard of hearing, the Pennsylvania Relay Service (800) 654-5984 TTY can be used to call the Distance Learning Center. A more detailed workshop will be conducted during Pennsylvania's annual Adult Educa-

tion Midwinter Conference, which takes place from February 7-9, 2001 at the Hershey Lodge and Convention Center, Hershey, PA. The workshop will be conducted on February 8, 2001, from 4 to 6 p.m. In order to ensure timely administration and processing of e-grant applications, both the grant writer and the fiscal officer should attend the workshop.

EUGENE W. HICKOK,
Secretary

[Pa.B. Doc. No. 01-79. Filed for public inspection January 19, 2001, 9:00 a.m.]

Availability of Workforce Investment Act of 1998 Section 231 Funds for Adult Basic Education and Adult Secondary Education Programs for Program Year 2001-02

Title II of The Workforce Investment Act of 1998, The Adult Education and Family Literacy Act, provides funds to local eligible provider agencies through the Pennsylvania Department of Education for the establishment of adult education and family literacy programs that will:

1. Assist adults to become literate and obtain the knowledge and skills necessary for employment and self-sufficiency;
2. Assist adults who are parents to obtain the educational skills necessary to become full partners in the educational development of their children; and
3. Assist adults in the completion of a secondary school education.

Additional funding has recently been released by the United States Department of Education for the sole purpose of integrating "English literacy and civics education services to immigrants and other limited English proficient populations." Pennsylvania has been awarded approximately \$1,000,000 of the \$70 million allocated funds. Funding for ESL will not be awarded without a civics curriculum component. Instruction is intended for, but not limited to, those immigrants seeking permanent legal residence in the United States.

Eligible applicants include local education agencies and public or private non-profit 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 non-profit 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 and Family Literacy Act and the intent of the earmarked funding for ESL/Civics, for Program Year 2001-02, the Pennsylvania Department of Education will give consideration to programs for immigrants seeking permanent legal residence in the United States as follows:

- A. *Primary Consideration:* Applications for the continuation or expansion of existing ESL/Civics programs that have demonstrated an ability to produce results consistent with the objectives of the Adult Education and Family Literacy Act and the requirements of the ESL/Civics earmarked funding; and/or
- B. *Secondary Consideration:* Applications for other ESL/Civics programs that demonstrate evidence of an

ability to produce results consistent with the objectives of the Adult Education and Family Literacy Act and the requirements of the federal ESL/Civics earmarked funding language.

In applying for ESL/Civics program, funding agencies will determine appropriate funding levels (grant amounts) by ensuring that the cost per student does not exceed \$450. Call Jeff Bostic at (717) 787-6344 if assistance in this calculation is required.

When mailing in the Rider signature page, the applicant should also enclose documentation that provides evidence of the following:

1. A compelling need for the services, such as waiting lists;
2. The ability to integrate civics instruction into existing ESL programming;
3. A plan for integrating and delivering curriculum and evaluating the benefits of this instruction;
4. Proof of a viable curriculum that is used for ESL instruction that includes assessment; and
5. A history of having met or exceeded its enrollment obligations for the past several years in programs funded by the Bureau of Adult Basic and Literacy Education.

The "Grant Period" (or duration of a Section 231 ESL/Civics grant) will be for a term of 1 year—July 1, 2001, through June 30, 2002. All grants will be funded by Rider K to a Master Agreement executed between the Department of Education and the funded agency. Current ESL/Civics grant recipients already have Master Agreements in effect that will expire June 30, 2003, provided that sufficient progress is made toward meeting program objectives. The agencies must execute a 2001-02 Program Year Rider K to include a new budget and any changes to the application narrative in order to continue their funding. Agencies not currently funded will be given instructions on execution of the Master Agreement once grant applications are accepted for approval.

Section 231 ESL/Civics grants will comprise the 75% Federal share of total program costs. Grant recipients must fund the 25% local match share that 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 Pennsylvania Department of Education by the United States Department of Education on the administration of the grant include:

1. Not less than 82.5% of the State's allotment must be used for adult education and/or family literacy programs;

2. Not more than 8.25% of the State's allotment may be used for corrections education programs; and

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, Pennsylvania Department of Education.

Section 231 ESL/Civics applications must be completed online and submitted via the e-grant website at <http://www.egrants.ed.state.pa.us> to the Bureau of Adult Basic and Literacy Education, Pennsylvania Department of Education. Instructions and the Application Guidelines are available via the ABLEsite at www.paadulted.org and via the e-grant website.

Application due date for ESL/Civics (an 061 project in the e-grant process) is April 20, 2001

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

All potential applicants are urged to attend the proposal development workshop to learn the latest changes to program guidelines and new requirements for submitting e-grant applications for adult education and family literacy programs funded through (1) the Federal Workforce Investment Act, Section 231, (2) State Adult Literacy Program, Act 143 of 1986, and (3) the Federal Even Start Family Literacy Program. This workshop will be conducted by teleconference on January 30, 2001, 1 to 3:30 p.m. For the nearest downlink site and to ensure that space, materials and handouts are available, all attendees must register to attend by contacting the Distance Learning Center at (800) 236-5293. For individuals who are deaf or hard of hearing, the Pennsylvania Relay Service (800) 654-5984 TTY can be used to call the Distance Learning Center. In order to ensure timely administration and processing of e-grant applications, both the grant writer and the fiscal officer should attend the workshop.

ESL/Civics funding is not to be considered permanent, as its continued availability is not something that is guaranteed. For information on existing civics materials, contact the state literacy resource center, ADVANCE, at (800) 992-2283.

EUGENE W. HICKOK,
Secretary

[Pa.B. Doc. No. 01-80. Filed for public inspection January 19, 2001, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS

NPDES APPLICATIONS

PART I PERMITS

Pursuant to the Federal Clean Water Act and the Pennsylvania Clean Streams law, the following parties have applied for an NPDES permit or to renew their current permit to discharge controlled wastewaters into the waters of this Commonwealth or to conduct other activities required by the NPDES permit. For renewal applications, the Department of Environmental Protection (Department) has made a tentative determination to reissue these permits for five years subject to effluent limitations and monitoring and reporting requirements in their current permits, with appropriate and necessary updated requirements to reflect new and changed regulations and other requirements. For all new permit

applications, renewal application with major changes or applications for permits not waived by EPA, the Department will make a tentative determination upon the completion of its technical reviews. These determinations will be published as proposed actions prior to taking the actions.

Unless indicated otherwise below, the EPA Region III Administrator has waived the 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 office noted above the application within 30 days from the date of this public notice. Comments received within this 30-day comment period will be considered in the formulation of the final determinations regarding this application. The comments should include the name, address, and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held if the responsible office considers the public response significant. Following the comment period, the Department's Water Management Program Manager will make a final determination regarding these applications. Notice of this final determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

The renewal application, including proposed effluent limitations and special conditions, is available on file. For new permit applications, information submitted with the applications is available on file. The information may be inspected and arrangements made for copying at the office indicated above the application.

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

NPDES Renewal Applications

Southeast Region: Water Management Program Manager; Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, (610) 832-6000.

| <i>NPDES No. (Type)</i> | <i>Facility Name and Address</i> | <i>County and Municipality</i> | <i>Stream (Watershed)</i> | <i>EPA Waived (Renewal)</i> |
|-------------------------|--|---|-------------------------------------|-----------------------------|
| PA0055476 | Chadds Ford Township Sewer Authority P. O. Box 816 Chadds Ford, PA 19317 | Delaware County Chadds Ford Township | UNT to Harvey Run | YES |
| PA0053881 | Karl and Karen Helker 21 Woodland Drive Glen Mills, PA 19342 | Delaware County Birmingham Township | UNT of West Branch Chester Creek | |

NPDES Renewal Applications

Southcentral Region: Water Management Program Manager; 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4700.

| <i>NPDES No. (Type)</i> | <i>Facility Name and Address</i> | <i>County and Municipality</i> | <i>Stream (Watershed)</i> | <i>EPA Waived (New/Renewal)</i> |
|-------------------------|---|---|---------------------------|---------------------------------|
| PA0028592 | Borough of Bonneauville 46 E. Hanover Street Gettysburg, PA 17325 | Bonneauville Borough Adams County | Chicken Run | TRC |
| PA0083593 | Silver Spring Township Authority 6475 Carlisle Pike Mechanicsburg, PA 17050 | Cumberland County Silver Spring Township | Conodoguinet Creek | TRC |

Applications for New Permits, Renewal of Major Permits and EPA Non-Waived Permit Applications

Southeast Region: Water Management Program Manager; Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, (610) 832-6000.

No. PA0058254, Sewage, **Father Patrick O'Neill**, 8901 Dickens Avenue, Miami Beach, FL 33154.

This application is for issuance of an NPDES permit to discharge treated sewage from O'Neill Residence STP in Douglass Township, **Montgomery County**. This is a new discharge to West Branch Perkiomen Creek.

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

The first downstream potable water supply intake from this facility is the Philadelphia Suburban Water Company in Upper Providence Township.

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 |
| Total Suspended Solids | 20 | 40 |
| Total Residual Chlorine | Monitor/Report | Monitor/Report |

| <i>Parameter</i> | <i>Average Monthly (mg/l)</i> | <i>Instantaneous Maximum (mg/l)</i> |
|------------------|--|---|
| Fecal Coliform | 200 colonies/100 ml as a geometric average | |
| pH | Within limits of 6.0—9.0 Standard Units at all times | |

Other Conditions:

The EPA Waiver is in effect.

No. PA0012416, Industrial Waste, **City of Coatesville Authority**, 114 East Lincoln Highway, P. O. Box 791, Coatesville, PA 19320.

This application is for renewal of an NPDES permit to discharge treated filter back wash water and supernatant from sedimentation basin cleaning from a water filtration plant in West Caln Township, **Chester County**. This is an existing intermittent discharge to Rock Run.

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

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

| <i>Parameter</i> | <i>Average Monthly (mg/l)</i> | <i>Maximum Daily (mg/l)</i> | <i>Instantaneous Maximum (mg/l)</i> |
|-------------------------|--|---------------------------------|---|
| CBOD ₅ | | | |
| (5-1 to 10-31) | 10 | 20 | 25 |
| (11-1 to 4-30) | 20 | 40 | 50 |
| Total Suspended Solids | 20 | 40 | 50 |
| Iron, Total | 2.0 | 4.0 | 5.0 |
| Aluminum, Total | 0.8 | 1.7 | 2.1 |
| Manganese, Total | 1.0 | 2.0 | 2.5 |
| Chloroform | | Monitor/Report | Monitor/Report |
| Chlorodibromomethane | | Monitor/Report | Monitor/Report |
| Dichlorobromomethane | | Monitor/Report | Monitor/Report |
| Total Residual Chlorine | 0.5 | | 1.6 |
| pH | Within limits of 6.0—9.0 Standard Units at all times | | |

Other Conditions:

The EPA Waiver is in effect.

Conditions for future permit modification.

No. PA0053970. Sewage, **Dawn Holding, L.P.**, 215 West Church Street, Suite 105, King of Prussia, PA 19406.

This application is for renewal of an NPDES permit to discharge treated sewage from the Martin's Mobile Home Village WWTP in West Nottingham Township, **Chester County**. This is an existing discharge to an unnamed tributary to Northeast Creek.

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

The proposed effluent limits for Outfall 001, based on an average flow of 12,000 gallons per day 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 | | 20 |
| (11-1 to 4-30) | 20 | | 40 |
| Total Suspended Solids | 10 | | 20 |
| Ammonia (as N) | | | |
| (5-1 to 10-31) | 3.0 | | 6.0 |
| (11-1 to 4-30) | 9.0 | | 18.0 |
| Fecal Coliform | | | |
| (5-1 to 9-30) | | 200 colonies/100 ml as a geometric average | |
| (10-1 to 4-30) | | 2000 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 Residual Chlorine | 0.34 | | 0.8 |

The EPA waiver is in effect.

Applications for New Permits, Renewal of Major Permits and EPA Non-Waived Permit Applications

Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701, (570) 327-3636.

PA0033928. Sewerage, SIC, 4952, **Town and County Estates c/o Thomas Calkins III**, P. O. Box 353, Troy, PA 16947.

This proposed action is for renewal of an NPDES permit for an existing discharge of treated sewage wastewater to Unnamed Tributary of West Branch Sugar Creek in Troy Township, **Bradford County**.

The receiving stream is classified for the following uses: trout stocking, aquatic life, water supply and recreation. For the purposes of evaluating effluent requirements for TDS, NO₂-NO₃, Fluoride and Phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is Danville Municipal Authority located at Danville.

Outfall 001

The proposed effluent limits, based on a design flow of 0.024 MGD, are:

| <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 | | 20 |
| (11-1 to 4-30) | 20 | | 40 |
| Total Suspended Solids | 10 | | 20 |
| Total Cl ₂ Residual | 1.0 | | 2.3 |
| Fecal Coliform | | | |
| (5-1 to 9-30) | | 200 col/100 ml as a geometric average | |
| (10-1 to 4-30) | | 200 col/100 ml as a geometric average | |
| pH | | 6.0 to 9.0 at all times | |

The EPA waiver is in effect.

Applications for New Permits, Renewal of Major Permits and EPA Non-Waived Permit Applications

Southwest Region: Water Management Program Manager; 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4000.

1a. PA0002208, Industrial Waste, SIC, 3339, **Zinc Corporation of America**, 300 Frankfort Road, Monaca, PA 15061-2295.

This application is for renewal of an NPDES permit to discharge treated process water, sewage, cooling water, storm water, leachate and untreated storm water from Zinc Manufacturing Plant in Potter Township, **Beaver County**.

The following effluent limitations are proposed for discharge to the receiving waters, Ohio River, Raccoon Creek and Poorhouse Run, classified as warm water fisheries with existing and/or potential uses for aquatic life, water supply, and recreation. The first existing/proposed downstream potable water supply (PWS) is ARCO Chemical Company, Beaver Valley Plant, located at Monaca, 0.9 mile below the discharge point.

Outfall 001: existing discharge, design flow of 5.1 mgd.

| <i>Parameter</i> | <i>Mass (lb/day)</i> | | <i>Concentration (mg/l)</i> | | |
|------------------|--|----------------------|-----------------------------|----------------------|------------------------------|
| | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Instantaneous Maximum</i> |
| Flow (MGD) | Monitor and Report | | | | |
| pH | not less than 6.0 nor greater than 9.0 | | | | |

Outfall 101: existing discharge, design flow of 0.72 mgd.

| <i>Parameter</i> | <i>Mass (lb/day)</i> | | <i>Concentration (mg/l)</i> | | |
|------------------|---|----------------------|-----------------------------|----------------------|------------------------------|
| | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Instantaneous Maximum</i> |
| Flow (MGD) | Monitor and Report | | | | |
| TSS | 60 | 90 | 10 | 15 | 19 |
| Arsenic | 3.42 | 8.35 | 0.57 | 1.39 | 1.7 |
| Cadmium | 0.48 | 1.20 | 0.08 | 0.2 | 0.3 |
| Copper | 3.66 | 7.69 | 0.61 | 1.28 | 1.6 |
| Lead | 0.54 | 0.60 | 0.09 | 0.10 | 0.13 |
| Zinc | 2.52 | 6.12 | 0.42 | 1.02 | 1.3 |
| Fluoride | Monitor and Report | | | | |
| pH | not less than 6.0 nor greater than 10.0 | | | | |

Outfall 201: existing discharge, design flow of 5.1 mgd.

| <i>Parameter</i> | <i>Mass (lb/day)</i> | | <i>Concentration (mg/l)</i> | | |
|------------------|------------------------|----------------------|--------------------------------|----------------------|------------------------------|
| | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Instantaneous Maximum</i> |
| Flow (MGD) | Monitor and Report | | | | |
| Temperature | | | | | |
| (1-1 to 6-30) | | | 9.79 x 10 ⁹ BTU/day | | |
| (7-1 to 12-31) | | | 5.84 x 10 ⁹ BTU/day | | |

| <i>Parameter</i> | <i>Mass (lb/day)</i> | | <i>Concentration (mg/l)</i> | | |
|------------------|--|----------------------|-----------------------------|----------------------|------------------------------|
| | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Instantaneous Maximum</i> |
| TRC | | | 0.5 | | 1.0 |
| pH | not less than 6.0 nor greater than 9.0 | | | | |

Outfall 002: existing discharge, design flow of 0.22 mgd.

| <i>Parameter</i> | <i>Mass (lb/day)</i> | | <i>Concentration (mg/l)</i> | | |
|---------------------------|--|----------------------|-----------------------------|----------------------|------------------------------|
| | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Instantaneous Maximum</i> |
| Flow (MGD) | Monitor and Report | | | | |
| CBOD-5 | | | 25 | | 50 |
| TSS | | | 30 | | 60 |
| TRC | | | 1.0 | | 3.3 |
| Dissolved Oxygen | | | 5.0 minimum | | |
| Fecal Coliform (#/100 ml) | | | | 400 | |
| (5-1 to 10-31) | | | 200 | | |
| (11-1 to 4-30) | | | 2000 | | |
| pH | not less than 6.0 nor greater than 9.0 | | | | |

Outfall 003: existing discharge, design flow of 69 mgd.

| <i>Parameter</i> | <i>Mass (lb/day)</i> | | <i>Concentration (mg/l)</i> | | |
|-------------------------|--|----------------------|-----------------------------|-----------------------|------------------------------|
| | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Instantaneous Maximum</i> |
| Flow (MGD) | Monitor and Report | | | | |
| Temperature | | | | 1.19x10 ¹¹ | |
| (1-1 to 6-30) | | | | BTU/day | |
| (7-1 to 12-31) | | | | 7.12x10 ¹⁰ | |
| Free Available Chlorine | | | | BTU/day | 0.2 |
| pH | not less than 6.0 nor greater than 9.0 | | | | |

Outfall 004: existing discharge, design flow of 0.5 mgd.

| <i>Parameter</i> | <i>Mass (lb/day)</i> | | <i>Concentration (mg/l)</i> | | |
|------------------|--|----------------------|-----------------------------|----------------------|------------------------------|
| | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Instantaneous Maximum</i> |
| Flow (MGD) | Monitor and Report | | | | |
| TSS | | | 30 | 100 | |
| Oil and Grease | | | 15 | 20 | |
| pH | not less than 6.0 nor greater than 9.0 | | | | |

Outfall 005: existing discharge.

| <i>Parameter</i> | <i>Mass (lb/day)</i> | | <i>Concentration (mg/l)</i> | | |
|---------------------|--|----------------------|-----------------------------|----------------------|------------------------------|
| | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Instantaneous Maximum</i> |
| Flow (MGD) | Monitor and Report | | | | |
| TSS | | | 30 | | 100 |
| Cadmium | | | 0.2 | | 0.5 |
| Chromium hexavalent | | | 0.2 | | 0.5 |
| Lead | | | 0.2 | | 0.5 |
| Selenium | | | 0.2 | | 0.5 |
| pH | not less than 6.0 nor greater than 9.0 | | | | |

Outfall 006: existing discharge.

| <i>Parameter</i> | <i>Mass (lb/day)</i> | | <i>Concentration (mg/l)</i> | | |
|------------------|------------------------|----------------------|-----------------------------|----------------------|------------------------------|
| | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Instantaneous Maximum</i> |
| Flow (MGD) | Monitor and Report | | | | |
| TSS | | | 30 | | 100 |
| Aluminum | | | 3.8 | | 7.0 |
| Iron | | | 5.0 | | 12.0 |
| Manganese | | | 0.14 | | 0.22 |
| Selenium | | | 0.03 | | 0.04 |
| Zinc | | | 0.6 | | 1.0 |

NOTICES

| Parameter | Mass (lb/day) | | Concentration (mg/l) | | |
|-----------|--|---------------|----------------------|---------------|-----------------------|
| | Average Monthly | Maximum Daily | Average Monthly | Maximum Daily | Instantaneous Maximum |
| TRC | | | 0.5 | | 1.0 |
| pH | not less than 6.0 nor greater than 9.5 | | | | |

Outfall 007: existing discharge.

| Parameter | Mass (lb/day) | | Concentration (mg/l) | | |
|------------|--|---------------|----------------------|---------------|-----------------------|
| | Average Monthly | Maximum Daily | Average Monthly | Maximum Daily | Instantaneous Maximum |
| Flow (MGD) | Monitor and Report | | | | |
| Zinc | | | | | 3.34 |
| pH | not less than 6.0 nor greater than 9.0 | | | | |

Outfall 008: existing discharge.

| Parameter | Mass (lb/day) | | Concentration (mg/l) | | |
|------------|--|---------------|----------------------|---------------|-----------------------|
| | Average Monthly | Maximum Daily | Average Monthly | Maximum Daily | Instantaneous Maximum |
| Flow (MGD) | Monitor and Report | | | | |
| TSS | Monitor and Report | | | | |
| Zinc | | | | | 3.34 |
| pH | not less than 6.0 nor greater than 9.0 | | | | |

Outfall 009: existing discharge.

| Parameter | Mass (lb/day) | | Concentration (mg/l) | | |
|------------|--|---------------|----------------------|---------------|-----------------------|
| | Average Monthly | Maximum Daily | Average Monthly | Maximum Daily | Instantaneous Maximum |
| Flow (MGD) | Monitor and Report | | | | |
| Zinc | | | | | 3.34 |
| pH | not less than 6.0 nor greater than 9.0 | | | | |

Outfall 010: existing discharge.

| Parameter | Mass (lb/day) | | Concentration (mg/l) | | |
|------------|--|---------------|----------------------|---------------|-----------------------|
| | Average Monthly | Maximum Daily | Average Monthly | Maximum Daily | Instantaneous Maximum |
| Flow (MGD) | Monitor and Report | | | | |
| Zinc | | | | | 3.34 |
| pH | not less than 6.0 nor greater than 9.0 | | | | |

The EPA waiver is not in effect.

2a. PA0003484, Industrial Waste, SIC, 5171, **Sunoco, Inc.—Pittsburgh Terminal**, 5733 Butler Street, Pittsburgh, PA 15210.

This application is for renewal of an NPDES permit to discharge treated storm water from Pittsburgh Terminal in the City of Pittsburgh, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, Allegheny 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 West View Municipal Authority, located at Neville Island, 21.0 miles below the discharge point.

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

| Parameter | Mass (lb/day) | | Concentration (mg/l) | | |
|--|-----------------|---------------|----------------------|---------------|-----------------------|
| | Average Monthly | Maximum Daily | Average Monthly | Maximum Daily | Instantaneous Maximum |
| Total Recoverable Petroleum Hydrocarbons | | | Monitor and Report | | |

The EPA waiver is in effect.

3a. PA0094285, Industrial Waste, SIC, 4941, **Rural Valley Borough**, P. O. Box 415, Rural Valley, PA 16249.

This application is for renewal of an NPDES permit to discharge treated backwash water from the Rural Valley Borough WTP facility located in Rural Valley Borough, **Armstrong County**.

The following effluent limitations are proposed for discharge to the receiving waters, Unnamed Tributary to Cowanshannock Creek, classified as a WWF fishery with existing and/or potential uses for aquatic life, water supply, and recreation. The first existing/proposed downstream potable water supply (PWS) is Kittanning Suburban Joint Water Authority, located on the Allegheny River.

Outfall 001: existing discharge, design flow of 0.0081 mgd.

| Parameter | Mass (lb/day) | | Concentration (mg/l) | | |
|---------------|--|---------------|----------------------|---------------|-----------------------|
| | Average Monthly | Maximum Daily | Average Monthly | Maximum Daily | Instantaneous Maximum |
| Flow (MGD) | Monitor and Report | | | | |
| TSS | | | 30 | | 60 |
| Total Iron | | | 2 | | 4 |
| Aluminum (T) | | | 4 | | 8 |
| Manganese (T) | | | 1 | | 2 |
| TRC | | | 0.5 | | 1.0 |
| pH | not less than 6.0 nor greater than 9.0 | | | | |

Outfall 002: existing discharge.

| Parameter | Mass (lb/day) | | Concentration (mg/l) | | |
|---|-----------------|---------------|----------------------|---------------|-----------------------|
| | Average Monthly | Maximum Daily | Average Monthly | Maximum Daily | Instantaneous Maximum |
| Discharge consists solely of uncontaminated storm water runoff. | | | | | |

The EPA waiver is in effect.

4a. PA0204030, Industrial Waste, SIC, 4226 and 3999, **Calgon Carbon Corporation**, 4301 Grand Avenue, Pittsburgh, PA 15225.

This application is for renewal of an NPDES permit to discharge hydrostatic water, carbon system flow test water and storm water from the Nevelle West Island Plant facility located in Neville Township, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, Back Channel of the Ohio River, classified as a WWF fishery with existing and/or potential uses for aquatic life, water supply, and recreation. The first existing/proposed downstream potable water supply (PWS) is Midland Borough W.A., located at approximately 28 miles downstream of discharge point.

Outfall 001: existing discharge, design flow of 0.0144 mgd.

| Parameter | Mass (lb/day) | | Concentration (mg/l) | | |
|----------------|----------------------------------|---------------|----------------------|---------------|-----------------------|
| | Average Monthly | Maximum Daily | Average Monthly | Maximum Daily | Instantaneous Maximum |
| Flow (MGD) | Monitor and Report | | | | |
| TSS | | | 30 | | 60 |
| Oil and Grease | | | 15 | | 30 |
| pH | Between 6.0 and 9.0 at all times | | | | |

The EPA waiver is in effect.

5a. PAS236105, Industrial Waste, SIC, 2821, **Washington Penn Plastics**, V-BAT Plastics Division, 1500 Weirich Avenue, Washington, PA 15301-0189.

This application is for renewal of an NPDES permit to discharge uncontaminated storm water from V-BAT Plastics in Canton Township, **Washington County**.

The following effluent limitations are proposed for discharge to the receiving waters, Unnamed Tributary to Chartiers Creek, classified as a high quality-warm water fishery with existing and/or potential uses for 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 (PWS) is Pa. American Water company, located on Chartiers Creek at Washington, PA approximately 50 miles below the discharge point.

Outfalls 001, 002 and 003: existing discharges.

| Parameter | Mass (lb/day) | | Concentration (mg/l) | | |
|---|-----------------|---------------|----------------------|---------------|-----------------------|
| | Average Monthly | Maximum Daily | Average Monthly | Maximum Daily | Instantaneous Maximum |
| These discharges consist solely of "uncontaminated storm water runoff". | | | | | |

The EPA waiver is in effect.

6a. PAS806105, Industrial Waste, SIC, 5171, **Bruceton Farm Services, Inc.**, 1768 Mileground Road, Morgantown, WV 26505.

This application is for issuance of an NPDES permit to discharge treated storm water from Bruceton Bulk Storage Facility in Franklin Township, **Greene County**.

The following effluent limitations are proposed for discharge to the receiving waters, unnamed tributary to Smith Creek (001), 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 Washington Township Municipal Authority, located at Monongahela River.

Outfall 001: new discharge, design flow of 0.000005 mgd.

| Parameter | Mass (lb/day) | | Concentration (mg/l) | | |
|-----------------|--|---------------|----------------------|---------------|-----------------------|
| | Average Monthly | Maximum Daily | Average Monthly | Maximum Daily | Instantaneous Maximum |
| Flow | Monitor and Report | | | | |
| Benzene | | | 0.001 | | 0.0025 |
| Total BTEX | | | 0.1 | | 0.25 |
| Ethylbenzene | | | Monitor and Report | | |
| Toluene | | | Monitor and Report | | |
| Xylenes (Total) | | | Monitor and Report | | |
| Oil and Grease | | | 15 | | 30 |
| TSS | | | 30 | | 75 |
| CBOD-5 Day | | | 25 | | 62.5 |
| Dissolved Iron | | | | | 7.0 |
| pH | not less than 6.0 nor greater than 9.0 | | | | |

The EPA waiver is in effect.

Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6945.

1b. Application No. PA0023043, Sewage. Borough of North East, 58 East Main Street, North East, PA 16428.

This application is for renewal of an NPDES Permit, to discharge treated sewage to Sixteen Mile Creek in North East Township, **Erie County**. This is an existing discharge.

The receiving water is classified for the following uses: warm water and migratory fishes, aquatic life, water supply and recreation. (For the purpose of evaluating effluent requirements to TDS, NO₂-NO₃, Fluoride and Phenolics, there is no existing/proposed downstream potable water supply (PWS) to consider.

The proposed discharge limits, based on a design flow of 2.1 MGD, are:

Outfall No. 001

| Parameter | Average Monthly (mg/l) | Average Weekly (mg/l) | Instantaneous Maximum (mg/l) |
|-------------------------|----------------------------------|-------------------------------------|------------------------------|
| CBOD ₅ | 25 | 40 | 50 |
| Total Suspended Solids | 30 | 45 | 60 |
| NH ₃ -N | | | |
| (5-1 to 10-31) | 1.5 | | 3.0 |
| (11-1 to 4-30) | 4.5 | | 9.0 |
| Phosphorus as "P" | 1.0 | | |
| Dissolved Oxygen | Minimum of 6.0 mg/l at all times | | |
| Total Residual Chlorine | 0.037 | | 0.12 |
| Copper | | | |
| (Interim) | XX | XX | |
| (Final) | 0.0107 | 0.016 | 0.0214 |
| Dichlorobromomethane | | | |
| (Interim) | XX | | |
| (Final) | 0.0015 | | 0.003 |
| Fecal Coliform | | | |
| (5-1 to 9-30) | | 200/100 ml as a geometric average | |
| (10-1 to 4-30) | | 2,500/100 ml as a geometric average | |
| pH | 6.0 to 9.0 at all times | | |

XX—Monitor and report on monthly DMRs.

1. Final water quality based effluent based limitation for Copper and Dichlorobromomethane.
2. Requirement to submit a Toxic Reduction Evaluation.
3. Conditions for future permit modification.
4. Procedures for granting time extensions to achieve final water quality based effluent limitations.
5. Procedures for demonstrating alternative site-specific bioassay based effluent limitations.
6. Procedures for demonstrating alternative method detection limits.

The EPA Waiver is not in effect.

1b. Application No. PA0026204, Sewage. City of Oil City, Oil City Wastewater Plant, Osborne Street, Oil City, PA 16301-1313.

This application is for renewal of an NPDES Permit to discharge treated sewage to the Allegheny River in Oil City, **Venango County**. This is an existing 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 Emlenton Water Company on the Allegheny River located at Emlenton, approximately 33 miles below point of discharge.

The proposed effluent limits, based on a design flow of 4 mgd, are:

Outfall No. 001

| Parameter | Average Monthly (mg/l) | Average Weekly (mg/l) | Instantaneous Maximum (mg/l) |
|---------------------------------|---------------------------|---------------------------------------|---------------------------------|
| CBOD ₅ | 25 | 40 | 50 |
| Total Suspended Solids | 30 | 45 | 60 |
| Fecal Coliform (5-1 to 9-30) | | 200/100 ml as a geometric average | |
| (10-1 to 4-30) | | 100,000/100 ml as a geometric average | |
| Copper (Interim) | XX | | |
| Total Residual Chlorine | 0.5 | 0.75 | 1.0 |
| pH | | 6.0 to 9.0 at all times | |

XX = Monitor and Report

The EPA Waiver is not in effect.

Individual CAFO NPDES Permit

Southcentral Regional Office: Regional Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4707.

Application No. PA 0088595, PMI Agricultural LLC (Purina Wide Awake Farm), 488 Jay Road, Clearville, Pennsylvania 15535-6217.

Mike Mullady has submitted an application for an NPDES permit for an existing concentrated animal feeding operation (CAFO) known as Purina Wide Awake Farm, located on Jay Road in Monroe Township, **Bedford County**. The CAFO is situated near West Branch Sidling Hill Creek, which is classified as Exceptional Value Waters (EV). The CAFO is designed to maintain an animal population of 676.61 animal equivalent units (AEUs), consisting of 168 sows with litter, 1,152 gestating sows, 27 boars, 3,250 nursery pigs, and 70 finishing pigs.

Manure generated at the facility flows by gravity to an existing earthen storage facility with an HDPE liner containing an approximate storage capacity of approximately 2,666,000 gallons. Manure is stored in an existing concrete structure at a second facility with a capacity of approximately 30,000 gallons. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 25-year, 24-hour storm event.

The Department of Environmental Protection (DEP) has conducted administrative and technical reviews of the application. Based on the preliminary review and application of lawful standards and regulations including the Final CAFO Strategy, the Department has made a tentative determination to issue an individual NPDES permit for the operation subject to the terms and conditions and monitoring and reporting requirements specified in the draft permit.

DEP has scheduled a public hearing to receive testimony and comments on the proposed CAFO NPDES permit. The hearing will be held on Wednesday, February

21, 2001 beginning at 7 p.m. at the Monroe Township Municipal Building, 247 Rock Hill Church Road, Clearville, PA 15535.

Any person intending to testify at the hearing should register by Friday, February 15, 2001, by calling Ms. Charlotte Bonafair at (717) 705-4703. If no person registers to present oral comments by this deadline, the hearing will not be held. Persons interested in finding out if anyone has registered, and if the hearing will be held, also should contact Ms. Bonafair at the same number. In addition, any person wishing to submit testimony but cannot attend the hearing, may do so in writing by February 21, 2001. Written comments should be sent to Mr. Edward Muzic, Water Management Program, Permits Section, DEP Southcentral Regional Office, 909 Elmerton Avenue, Harrisburg, PA 17110-8200.

All testimony should be to the point. Each individual will have up to 10 minutes for his/her presentation. To ensure that all speakers have a fair and equal opportunity to present their testimony, relinquishing of time will be prohibited. Further details relating to the procedures to be followed at the hearing will be outlined at the beginning of the proceedings.

The permit application and proposed draft permit are on file at the Southcentral Regional Office in Harrisburg. An appointment to review the files may be scheduled by calling Ms. Mary DiSanto at (717) 705-4732 between the hours of 8 a.m. and 4 p.m., Monday through Friday.

All comments received will be considered in formulating the Department's final determination regarding the application. All comments should include the name, address, and telephone number of the writer and a concise statement to inform the Department of the basis of the comment and the relevant facts upon which it is based.

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

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

**WATER QUALITY MANAGEMENT PERMITS
CONTROLLED INDUSTRIAL WASTE AND SEWAGE
WASTEWATER**

**APPLICATIONS UNDER THE PENNSYLVANIA
CLEAN STREAMS LAW**

PART II PERMITS

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

Persons wishing to comment on any of the applications are invited to submit a statement to the office noted above the application within 15 days from the date of this public notice. Comments received within this 15-day comment period will be considered in making the final decision regarding the application. The comments should include the name, address, and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

The Department reserves the right to hold a public hearing if the responsible office considers the public response significant. If a hearing is scheduled, a notice of the hearing will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation of the area. If no hearing is held, the Department's Water Management Program Manager will make a final determination regarding the applications after a complete review. Notice of this final determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

A copy of the permit application or proposed plan is on file in the office indicated and is open to public inspection. Appointments to review the application may be made by contacting Records Management at the indicated telephone number.

**Industrial Waste and Sewerage Applications Under
the Clean Streams Law (35 P. S. §§ 691.1—
691.1001).**

Southeast Region: Water Management Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, (610) 832-6000

WQM Permit No. 0996401. Sewerage, **Solebury School**, P. O. Box 429, New Hope, PA 18938-0429. Applicant is applying for approval to renew its existing permit to serve the Solebury School WWTP located in Solebury Township, **Bucks County**.

WQM Permit No. 0900421. Sewerage, **Pennridge Wastewater Treatment Authority**, 180 Maple Avenue, P. O. Box 31, Sellersville, PA 18960-0031. Applicant is requesting approval to modify its existing wastewater treatment plant and increase capacity located in West Rockhill Township, **Bucks County**.

Southcentral Regional Office: Water Management Program Manager, 909 Elmerton Avenue, 2nd Floor, Harrisburg, PA 17110-8200, (717) 705-4707. If you wish to review any of these applications, please contact Mary DiSanto at (717) 705-4732.

Permit Application Number 3600408 submitted by **West Earl Sewer Authority**, 157 West Metzler Road, Brownstown, PA 17508 in West Earl Township,

Lancaster County to construct a sewage pumping station, force main and gravity sewer to serve the Eagleview Estates Residential Development was received in the Southcentral Region on December 26, 2000.

Permit Application Number 3100402 submitted by **James L. Decker, Jr.**, Hartslog Courts, R. R. 7, Box 919, Altoona, PA 16601 in Porter Township, **Huntingdon County** to abandon an existing .010 mgd sewage treatment plant and replace it with a new sewage treatment plant with a capacity of .045 mgd was received in the Southcentral Region on December 28, 2000.

Permit Application Number 0600408 submitted by **Upper Bern Township**, P. O. Box 185, Shartlesville, PA 19554 in Upper Bern Township, **Berks County** to construct sewage treatment plant and collection system was received in the Southcentral Region on December 28, 2000.

Permit Application Number 0500411 submitted by **Heritage Estates—Section 3—Homeowners' Association, Inc.**, 946 Orchard Road, Willow Street, PA 17584 in Juniata Township, **Bedford County** to construct a small flow sewage treatment system to serve a seven lot subdivision was received in the Southcentral Region on December 28, 2000.

Permit Application Number 2285419 submitted by **Frank Perano**, Box 278, King of Prussia, PA 19406 in Londonderry Township, **Dauphin County** to install a rapid sand filter at Cedar Manor Mobile Home Park was received in the Southcentral Region on December 20, 2000.

Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701, (570) 327-3636

WQM Permit No. 1401401, Sewerage **Mid Centre County Authority**, P. O. Box 811, Milesburg, PA 16853. This proposed facility is located in Mid Centre County Authority Boggs Township, **Centre County**. Expansion and upgrade of existing Mid-Centre County Authority Wastewater Treatment Plant and Conveyance Facilities to address existing hydraulic and organic overload conditions. Improvements include construction of 1.4 MGD Sequencing Batch Reactor Plant; New headwork facilities; New Ray Wastewater pumps; New filter Building and UV Disinfections System; New Aerobic Digesters; New Belt Filter Press; modifications to existing control building. Application was received December 29, 2000, at the Northcentral Regional Office of the Department of Environmental Protection in Williamsport.

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

Application No. 0400411—Sewerage—Tri-Venture Limited, Kramer Siding & Construction, 665 Freedom Crider Road, Freedom, PA 15042. Application for the construction and operation of a force main and grinder pumps to serve Timberwood Trace (aka Braun Road Estates) located in Chippewa Township, **Beaver County**.

Application No. 6300404—Sewerage—Midway Sewerage Authority, P. O. Box 600, Midway, PA 15060. Application for the construction and operation of sewers and appurtenances, pump stations, a sewage treatment plant, outfall and headwall and a stream crossing to serve the Midway Sewerage Authority Waste Water Treatment Plant located in Midway Borough, **Washington County**.

Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6942

1b. WQM Permit No. 2401401 Sewerage **St. Marys Municipal Authority**, 808 South Michael Road, P. O. Box 1994, St. Marys, PA 15857-1994. This proposed facility is located in City of St. Marys, **Elk County**. This project is for an upgrade and expansion of the existing wastewater treatment facility.

1b. WQM Permit No. 3301401 Sewerage **City of New Castle**, 230 North Jefferson Street, New Castle, PA 16101. This proposed facility is located in City of New Castle, **Lawrence County**. This project is for modifications to an existing system.

NPDES Individual

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

Where indicated, the EPA Region III 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 appropriate Department Regional Office noted above the application

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

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

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

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

Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.

Monroe County Conservation District: 8050 Running Valley Road, Stroudsburg, PA 18360, (570) 629-3060.

| <i>NPDES No.</i> | <i>Applicant Name & Address</i> | <i>County & Municipality</i> | <i>Receiving Water/Use</i> |
|------------------|---|---|----------------------------|
| PAS10S097 | Knoll Acres at Woodale LTS Development, Inc. P. O. Box 160 Shawnee on Delaware, PA 18356 | Monroe County Middle Smithfield Township | Marshalls Creek HQ-CWF |

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4700

NPDES Permit PAS-10-Y071, Stormwater. **Scott and Janette Morris**, 406 North Main Street, Shrewsbury, PA 17361 has applied to discharge stormwater associated with a construction activity located in Springfield Township, **York County** to Seaks Run/East Branch Codorus Creek. (HQ-CWF)

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

SAFE DRINKING WATER

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

Northcentral Region: Sanitarian Regional Manager, 208 West Third Street, Williamsport, PA 17701, (570) 327-3636.

Permit No. 6001501, Public Water Supply. Applicant: **New Berlin Municipal Authority**; Township: Limestone Township, **Union County**; Responsible Official: Garth R. Miller; Type of Facility: Water Supply; Consulting Engineer: J. A. Coukart & Associates; Application

Received Date: December 28, 2000; Description of Action: New well, transmission line, and 300,000 gallon storage tank.

Permit No. 1700504, Public Water Supply. Applicant: **Pike Township Municipal Authority**; Township: Pike Township, **Clearfield County**; Responsible Official: F. Michael Smeal; Type of Facility: Water Supply; Consulting Engineer: Uni-Tec Consulting Engineers, Inc.; Uni-Tec Consulting Engineers, Inc.; Application Received Date: December 18, 2000; Description of Action: This is an inline booster pumping station of 50 gpm to increase the water pressure of the distribution main serving the Norman and Susan Bender Land Development along TR 324, Pike Township, Clearfield County.

Permit No. 1400510, Public Water Supply. Applicant: **Orchard Creek Partnership**, 1901 East College Avenue, State College, PA 16801; Township: Benner Township, **Centre County**; Responsible Official: Louis Glantz; Type of Facility: Water Supply; Consulting Engineer: Gwin, Dobson & Foreman, Inc.; Application Received Date: December 27, 2000; Description of Action: Proposed private water system consists of a 25 gal. per minute well, a network of 8" PVC waterline, treatment facility and a 94,000 gallon bolter steel, glass fused water storage tank. The system is intended to serve

the proposed 79 lot Hampton Hills residential subdivision, along State Route 550 in Benner Township. The project will involve the installation of 8" diameter SDR 35 PVC sanitary sewer lines, serving an estimated population of 240 persons at an estimated sanitary flow of 18,960 gpd.

Southwest Region: Sanitarian Regional Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4000.

Permit No. 6501501, Public Water Supply. Applicant: **Municipal Authority of Westmoreland County**, Lincoln Highway West, Greensburg, PA 15601; Township: Bell Township; Type of Facility: Pleasant View Drive Pump Station; Description of Action: Construction of a pump station.

Permit No. 0200505, Public Water Supply. Applicant: **Fox Chapel Authority**, 255 Alpha Drive, Pittsburgh, PA 15238-2944

Township: Fox Chapel Borough; Responsible Official: Mark Nicely; Type of Facility: Water storage reservoir; Consulting Engineer: Bankson Engineers, Inc.; Application Received Date: November 7, 2000; Description of Action: Replacement of an existing welded steel water storage reservoir with a bolted steel water reservoir.

Permit No. 0200504, Public Water Supply. Applicant: **West View Water Authority**, 210 Perry Highway, Pittsburgh, PA 15229; Township: Town of McCandless; Type of Facility: Ronald F. Spray Pump Station; Description of Action: Construct the new Ronald F. Spray Pump Station, relocate the potassium permanganate feed to the river intake facility and add ultraviolet disinfection equipment to the treatment process.

Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701, (570) 327-3636

Application No. Minor Amendment.

Applicant: **State College Borough Water Authority**; Township: Ferguson; County: Centre; Description of Action: Conversion of the existing 500,000 gallon raw water storage tank to a finished water storage tank at the Pine Grove Mills Water System.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION UNDER ACT 2, 1995

PREAMBLE 1

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

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (Act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of any Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. Persons intending to use the background standard, Statewide health standard, the site-specific standard, or who intend to remediate a site as 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 suspected contaminants at the site, the proposed remediation

measures for the site, and a description of the intended future use of the site. A person who demonstrates attainment of one, or a combination of the cleanup standards, or who receives approval of a special industrial area remediation identified under the Act, will be relieved of further liability for the remediation of the site for any contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

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

For further information concerning the content of a Notice of Intent to Remediate, please contact the Environmental Cleanup Program Manager in the Department 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 (800) 654-5984.

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

Northeast Region: Environmental Cleanup Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.

PPL—Gilbert Substation, Chestnuthill Township, **Monroe County**, PPL Electric Utilities Corporation, Environmental Management Division, 2 North Ninth Street, Allentown, PA 18101 has submitted a revised Notice of Intent to Remediate concerning the remediation of site soils and groundwater found or suspected to be contaminated with PCBs (polychlorinated biphenyls). The notice indicates that the site will be remediated to meet the Statewide human health standard.

AIR QUALITY

NOTICE OF PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

NONMAJOR SOURCES AND MODIFICATIONS

The Pennsylvania Department of Environmental Protection (DEP) has developed an "integrated" plan approval, State Operating Permit and Title V Operating Permit program. This integrated approach is designed to make the permitting process more efficient for the DEP, the regulated community and the public. This approach allows the owner or operator of a facility to complete and submit all the permitting documents relevant to its

application one time, affords an opportunity for public input and provides for sequential issuance of the necessary permits.

Notice is hereby given that the DEP has received applications for plan approvals and/or operating permits from the following facilities. Although the sources covered by these applications may be located at a major facility, the sources being installed or modified do not trigger major new source review or prevention of significant deterioration requirements.

Copies of these applications, subsequently prepared draft permits, review summaries and other support materials are available for review in the Regional Office identified in this notice. Persons interested in reviewing the application files should contact the appropriate Regional Office to schedule an appointment.

Persons wishing to receive a copy of the proposed Plan Approval or Operating Permit must indicate their interest to the DEP Regional Office within 30 days of the date of this notice, and must file protests or comments on a Proposed Plan Approval or Operating Permit within 30 days of the DEP providing a copy of the proposed document to that person or within 30 days of its publication in the *Pennsylvania Bulletin*, whichever comes first. Interested persons may also request that a hearing be held concerning the proposed plan approval and operating permit. Any comments or protests filed with DEP Regional Offices must include a concise statement of the objections to the issuance of the plan approval or operating permit and relevant facts which serve as the basis for the objections. If the DEP schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior the date of the hearing.

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

Final plan approvals and operating permits will contain terms and conditions to ensure that the source is constructed and operating in compliance with applicable requirements in 25 Pa. Code Chapters 121 through 143, the Federal Clean Air Act and regulations adopted under the Act.

OPERATING PERMITS

Notice of Intent to Issue Title V Operating Permits

Pursuant to 25 Pa. Code § 127.521 and § 127.424, notice is hereby given that the Department of Environmental Protection (Department) intends to issue a Title V Operating Permit to the following facilities. These facilities are major facilities subject to the operating permit requirements under Title V of the Federal Clean Air Act and 25 Pa. Code Chapter 127, Subchapters F (relating to operating permit requirements) and G (relating to Title V operating permits).

Appointments to review copies of the Title V application, proposed permit and other relevant information must be made by contacting Records Management using the appropriate Regional Office telephone number noted below. For additional information, contact the appropriate Regional Office noted below.

Interested persons may submit written comments, suggestions or objections concerning the proposed Title V permit to the Regional Office within 30 days of publica-

tion of this notice. Written comments submitted to the Department during the 30-day public comment period shall include the name, address and telephone number of the persons submitting the comments, along with the reference number of the proposed permit. The commentator should also include a concise statement of any objections to the permit issuance and the relevant facts upon which the objections are based.

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

The Department reserves the right to hold a public hearing on the proposed action based upon the information received during the public comment period and will provide notice of any scheduled public hearing at least 30 days in advance of the hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation where the facility is located.

Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, (610) 832-6242

23-00014: Kimberly-Clark Tissue Co. (Front and Avenue of the States, Chester, PA 19013) in the City of Chester, **Delaware County**. The facility's major emission points include paper mills, which emit major levels of Volatile Organic Compounds (VOCs) and Oxides of Nitrogen (NO_x).

23-00003: Tosco Refining L.P. (4101 Post Road, Trainer, PA 19061) in Trainer Borough, **Delaware County**. The facility's major emission points include Fluid Catalytic Cracking Unit (FCCU), various boilers and petroleum heaters, various petroleum storage tanks, and numerous process equipment associated with petroleum refining which emit major levels of sulfur oxides (SO_x), particulate matter (PM-10), nitrogen oxides (NO_x), volatile organic compounds (VOCs), and hazardous air pollutants (HAPs).

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2531

58-00006: Barnes Kasson County Hospital (400 Turnpike Street, Susquehanna, PA 18847) for a county hospital in Susquehanna Borough, **Susquehanna County**.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222, (412) 442-4174

65-00853: Koppers Industries, Inc.—Monessen Coke Plant (345 Donner Avenue, Monessen, PA 15062) in Monessen, **Westmoreland County**. The facility operates two (2) Coke Batteries (1B and 2) along with charging, pushing, quenching, stockpiling operations and a desulfurization plant. The facility has the potential to emit more than 100 tons of NO_x, CO, and SO_x respectively. The facility also has the potential to emit greater than 50 tons of VOC and is considered to be major for the emissions of greater than 25 tons of hazardous air pollutants.

Applications Received and Intent to Issue Operating Permits Under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter F (relating to operating permit requirements)

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4702

01-03025: Valley Quarries, Inc. (P. O. Box J, Chambersburg, PA 17201-0809) for a Natural Minor Operating Permit for crushing and screening operations in Hamiltonban Township, **Adams County**.

01-05025: Valley Quarries, Inc. (P. O. Box J, Chambersburg, PA 17201-0809) for a Synthetic Minor Operating Permit for their quarry and blacktop operations in Cumberland Township, **Adams County**.

36-03054: Esbenshade's Greenhouses, Inc. (546 East 28th Division Highway, Lititz, PA 17543) for a Natural Minor Operating Permit for greenhouse production of plants and vegetables in Elizabeth Township, **Lancaster County**.

67-03058: Turbon International, Inc. (1160 Fahs Street, York, PA 17003) for a Natural Minor Operating Permit for toner production in West Manchester Township, **York County**.

67-05073: New York Wire Company (P. O. Box 1749, York, PA 17405) for a Synthetic Minor Operating Permit for its Textile Division in Mt. Wolf Borough, **York County**.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6940

25-00971: Erie Plating Co. (656 West 12th Street, Erie, PA 16501) for Natural Minor Operating Permit for chromic acid anodizing and plating in the City of Erie, **Erie County**.

10-00326: Oesterling Sandblasting and Painting, Inc. (686 Glenwood Way, Butler, PA 16001) for a Natural Minor Operating Permit for surface coating and sand blasting in Center Township, **Butler County**.

Applications Received and Intent to Issue Plan Approvals Under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B (relating to plan approval requirements).

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2531

13-313-033: Ametek Chemical Products Division (Westchester Plastics, P. O. Box 9, Nesquehoning, PA 18240) for construction of an extruder and associated air cleaning device along Route 54 in Nesquehoning Borough, **Carbon County**.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4702

06-01069M: East Penn Mfg. Co., Inc. (P. O. Box 147, Lyon Station, PA 19536-0147) for construction of various sources to manufacture lead/acid storage batteries controlled by a wet scrubber and multiple fabric collectors in Richmond Township, **Berks County**. The sources are subject to 40 CFR Part 60, Subpart KK—Standards of Performance for Lead-Acid Battery Manufacturing Plants.

06-01069N: East Penn Mfg. Co., Inc. (P. O. Box 147, Lyon Station, PA 19536-0147) for construction of a storage silo for amorphous silicon dioxide controlled by a fabric collector in Richmond Township, **Berks County**.

21-05043A: Pennsy Supply, Inc. (P. O. Box 3331, Harrisburg, PA 17104-3331) for construction of a Nordberg 54" gyratory (tertiary) crusher and conveyor for stone processing operations in Silver Spring Township, **Cumberland County**. This source is subject to 40 CFR Part 60, Subpart OOO—Standards of Performance for Nonmetallic Mineral Processing Plants.

22-05037B: Pennsy Supply, Inc. (P. O. Box 331, Harrisburg, PA 17104-3331) for modification to an existing hot mix asphalt plant in Harrisburg City, **Dauphin County**. This source is subject to 40 CFR Part 60, Subpart I—Standards of Performance for Hot Mix Asphalt Facilities and Subpart KB—Standards of Performance for Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for which Construction, Reconstruction, or Modification Commences after July 23, 1984.

28-05028: Allegheny Energy Supply Co., L.L.C. (Roseytown Road, R. R. 12, Box 1000, Greensburg, PA 15601) for installation of two (2) 44 MW gas-fired combustion turbines in Guilford Township, **Franklin County**. This source is subject to 40 CFR Part 60, Subpart GG—Standards of Performance for Stationary Gas Turbines.

38-03003B: Bayer Corp. (400 West Stoever Avenue, Myerstown, PA 17067-1418) for installation and relocation of tablet manufacturing equipment controlled by fabric filters in Myerstown Borough, **Lebanon County**.

67-03099: Bituminous Paving Materials of York, Inc. (1300 Zinn's Quarry Road, York, PA 17404) for construction of a batch mix asphalt plant on the J. E. Baker site in West Manchester Township, **York County**. A fabric filter will control particulate matter emissions from the plant. The installation is subject to 40 CFR Part 60, Subpart I—Standards of Performance for Hot Mix Asphalt Facilities and 40 CFR Part 60, Subpart Kb—Standards of Performance for Volatile Organic Liquid Storage Vessels.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701, (570) 327-3637

08-328-001: Endless Mountains Energy, LLC (111 Market Place, Suite 200, Baltimore, MD 21202-7110) for construction of a 750 megawatt natural gas-fired combined cycle turbine merchant power plant in Wysox Township, **Bradford County**. This plant will be subject to Federal Prevention of Significant Deterioration (PSD) requirements, Subpart GG of the Federal Standards of Performance for New Stationary Sources, New Source Review requirements of 25 Pa. Code §§ 127.201 through 127.217 and Title V operating permit requirements.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222, (412) 442-4174

65-657A: Tresco Paving Corp. (P. O. Box 14004, Pittsburgh, PA 15239) for operation of a Drum Mix Asphalt Plant at the Asphalt Plant in Salem Township, **Westmoreland County**.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6940

24-131C: SGL Carbon LLC (900 Theresia Street, St. Marys, PA 15857), for installation of five (5) baghouses on Building 600 (graphite machining operations) in St. Marys, **Elk County**. SGL Carbon is a Title V facility (Permit No. 24-00131).

25-952C: Bush Industries of Pennsylvania, Inc. (2455 Robison Road West, Erie, PA 16509-4675) for installation of a baghouse (29,992 cfm) to control particulate matter emissions from a wood cutting process in Summit Township, **Erie County**.

10-300C: Magnetic Division of Spang and Co. (796 East Butler Road, Butler, PA 16003-0751) for construction of nine (9) drum dryers for water evaporation and a wet

collector for removing particulate matter from the effluent stream in East Butler, **Butler County**.

MINING

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); 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 (Department). 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 information 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—123 and 86.31—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 Chapters 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.

Coal Applications Received

Hawk Run District Mining Office: Empire Road, P. O. Box 209, Hawk Run, PA 16840-0209.

17010101, Waroquier Coal Company (P. O. Box 128, Clearfield, PA 16830), commencement, operation and restoration of a bituminous surface mine permit in Pike and Lawrence Townships, **Clearfield County** affecting 70.2 acres. Receiving streams: unnamed stream to Hogback Run to West Branch of the Susquehanna River. Application received January 3, 2001.

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931.

32000105, D. J. & W. Mining, Inc. (P. O. Box 425, Indiana, PA 15701), commencement, operation and restoration of a bituminous-surface auger mine in Washington Township, **Indiana County**, affecting 121.0 acres, receiving stream unnamed tributaries to/and South Branch of Plum Creek, application received July 11, 2000, permit issued January 4, 2001.

4075SM12, Penn Pocahontas Coal Company (P. O. Box 68, Boswell, PA 15531), renewal of NPDES Permit No. PA0248860, in Summit Township, **Somerset County**, receiving stream unnamed tributary to Casselman River. NPDES Renewal application received November 15, 2000.

3366BSM84, Penn Pocahontas Coal Company (P. O. Box 68, Boswell, PA 15531), renewal of NPDES Permit No. PA0248797, in Brothersvalley Township, **Somerset County**, receiving stream Buffalo Creek and to Tubs Run. NPDES Renewal application received November 28, 2000.

McMurray District Mining Office: 3913 Washington Road, McMurray, PA 15317.

32851302, Helvetia Coal Co. (P. O. Box 219, Shelocta, PA 15774), to revise the permit for the Lucerne No. 6E Deep Mine in Blacklick Township, **Indiana County** to revise the existing permit to change the post mining land use at No. 1 portal area to industrial/commercial, no additional discharges. Application received November 7, 2000.

32841302, Pennsylvania Mines Corp. (P. O. Box 367, Ebensburg, PA 15931), to revise the permit for the Greenwish #1 Mine—Main Complex in Green and Susquehanna Townships, **Indiana and Cambria Counties** to revise the permit to change the post mining land use to commercial and light industrial, no additional discharges. Application received November 27, 2000.

30841320, Dana Mining Co. of PA, Inc. (P. O. Box 1209, Morgantown, WV 26507), to renew the permit for the Dooley Run Mine in Dunkard Township, **Greene County** to renew permit, no additional discharges. Application received December 22, 2000.

56773707, PBS Coals, Inc. (P. O. Box 260, Friedens, PA 15541), to renew the permit for the Cambria Fuel CRDA in Stonycreek Township, **Somerset County**, for reclamation only, no additional discharges. Application received December 13, 2000.

56900701. PBS Coals, Inc., P. O. Box 260, Friedens, PA 15541), to renew the permit for the Job 12 Expansion in Shade Township, **Somerset County**, renewal, no additional discharges. Application received December 13, 2000.

Knox District Mining Office: White Memorial Building, P. O. Box 669, Knox, PA 16232-0669

24900105. Tamburlin Brothers Coal Co., Inc. (P. O. Box 1419, Clearfield, PA 16830). Renewal of and existing bituminous surface strip, coal ash placement, and beneficial use of co-product, shale and sandstone removal operation in Horton Township, **Elk County** affecting 30.0 acres. Receiving streams: Unnamed tributary of Johnson Run. Application for reclamation only. Application received January 5, 2001.

Noncoal Applications Received

Knox District Mining Office: White Memorial Building, P. O. Box 669, Knox, PA 16232-0669

42000803. David E. Walters (31 South Second Street, Bradford, PA 16701) Commencement, operation and restoration of a small noncoal shale operation in Bradford Township, **McKean County** affecting 4.5 acres. Receiving streams: Rutherford Run. Application received: August 9, 2000. Permit Returned: January 2, 2001.

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

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

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

If you are a person with a disability and wish to attend the hearing and you require an auxiliary aid, service or other accommodation to participate in the proceedings, please contact the specified program. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 1-800-654-5984.

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

WATER OBSTRUCTIONS & ENCROACHMENTS

Southeast Region: Water Management Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, (610) 832-6000.

E46-883. To perform the following activities associated with the construction of a flood control project in and along approximately 660 linear feet of Plymouth Creek (WWF).

1. To construct and maintain an approximately 250 linear feet of cast-in-place concrete channel located up stream of the existing SEPTA railroad culvert.

2. To modify an existing SEPTA arch culvert, by removing a portion of it and constructing a cast-in-place concrete channel to improve alignment.

3. To excavate the invert of the existing masonry portion of SEPTA arch culvert and to construct a cast-in-place concrete slab.

4. To remove the existing conduits and to construct and maintain approximately 300 linear feet of cast-in-place stream enclosure including endwalls and grouted rip-rap scour protection which extends from the existing SEPTA culvert downstream to the Schuylkill River.

The site is located at the confluence of the Schuylkill River and Plymouth Creek and extends approximately 600 feet upstream along Plymouth Creek (Norrstown, PA Quadrangle N: 3.5 inches; W: 8.7 inches) in the Borough of Conshohocken, **Montgomery County**.

Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701, (570) 327-3636.

E53-351. Pennsylvania Department of Conservation and Natural Resources, Bureau of Facility Design and Construction, P. O. Box 8451, Harrisburg, PA 17105-8451. Forestry Bridge No. 15-0019, in Stewardson Township, **Potter County**. ACOE Baltimore District (Young Womans Creek, PA Quadrangle N: 19.5; W: 7.8).

To remove existing Forestry Bridge No. 15-0019 and construct, operate and maintain a single span Bebo pre-cast concrete arch bridge to carry Twelve Mile Road across Left Branch Young Womans Creek (High Quality-Cold Water Fishery). The single span bridge shall be constructed and maintained with a span of 28.9-feet, rise of 8.5-feet and underclearance of 8.7-feet. The project will not impact wetlands while impacting 110-feet of waterway which is located along the western right-of-way of SR 0044 approximately 3.4-miles north of Greenlick Road and Twelve Mile Road intersection in Stewardson Township, Potter County. This permit also authorizes construction, operation, maintenance and removal of temporary stream diversions and a road crossing. The temporary structures shall be constructed with non-erodible rock that is free of silts and fines. Upon removal of the temporary structures, Left Branch Young Womans Creek shall be restored to natural stream geometry, profile and pattern. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E59-413. Pennsylvania Department of Transportation, 715 Jordan Avenue, Montoursville, PA 17754. Rt. 15 Construction, in Blossburg Borough, Covington and Richmond Townships, **Tioga County**, ACOE Baltimore District (Blossburg, PA Quadrangle N: 21.08; W: 10.13).

The applicant proposes to construct a 6.2 mile limited access multilane highway located through the Borough of Blossburg in addition to Covington and Richmond Townships, Tioga County. This project proposes to have 19 stream impacts, 95 wetland impacts, 5 floodway impacts and 2 pond impacts. The stream impacts are associated with the Tioga River, unnamed tributaries to the Tioga River, Limekiln Hollow, Wilson Creek, unnamed tributary to Wilson Creek and the Headwaters of Canoe Camp Creek. The Canoe Camp Creek stream compensation project, which shall be constructed with the SR 6015 Section E61/F12 highway project, is intended to compensate for all stream impacts associated with this project. The wetland impacts are spread throughout the 6.2-mile reach of the project to total 13.49 acres. The wetland mitigation shall be constructed under permit number E59-396, which authorizes the construction of the SR 6015 Section E61/F12 highway project. The proposed floodway impacts are associated with temporary sediment removal systems and with the Tioga River Bridges. The mitigation for the proposed pond impacts shall be constructed along with the wetlands under permit number E59-396. A centralized location for the entire project is located at the intersection of the Putnam/Covington Township boundary line and Township Route T-443. This project proposes to impact a combined 6,052 lineal feet of the Tioga River, unnamed tributaries to the Tioga River, Limekiln Hollow, Wilson Creek, unnamed tributary to Wilson Creek and the Headwaters of Canoe Camp Creek, which are designed a Cold Water Fisheries. This project also proposes to impact 13.49 acres of wetlands.

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

E02-1331. Port Authority of Allegheny County, One Gateway Center, 13 West, Pittsburgh, PA 15222. To reconstruct the existing, currently operating Library End of Line to modern light rail transit (LRT) standards, including construction and maintenance of a new Public Transit Station and new Park and Ride facility. The project consists of the following: removal of existing structures, relocate and reconstruct Piney Fork (TSF) for a distance of 318 m (1,043 ft.) and within the relocated channel construct and maintain two retaining walls, wall no. 1 is located on the left bank for a distance of 101 m (331 ft.) and wall No. 2 is along the right bank for a distance of 215 m (705 ft.) to remove the existing bridge, Pleasant Street Bridge, and construct and maintain a new single span bridge having a span of 15.5 m (50.8 ft.) and underclearance of 2.8 m (9.2 ft.) to remove the existing LRT bridge and construct and maintain a new double span spread box bridge having a total span of 15.5 m (50.8 ft.) and underclearance of 3.5 m (11.5 ft.) to construct and maintain a new pedestrian single span bridge having a span of 15.5 m (50.8 ft.) and underclearance of 3.2 m (10.5 ft.) to construct and maintain a new South Access Road Bridge having a span of 15.5 m (50.8 ft.) and underclearance of 3.8 m (12.5 ft.) and to place and maintain fill in a de minimis area of wetlands (PEM) equal to 0.025 acre (Bridgeville, PA Quadrangle the project begins at N: 7.1 inches; W: 3.7 inches; and ends at N: 6.6 inches; W: 2.7 inches) in South Park Township, **Allegheny County**.

Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6945

E25-626. PA Department of Transportation, District 1-0. 255 Elm Street, Oil City, PA 16301. Erie East Side Access Highway, S. R. 4034, Section A90, in Harborcreek Township, **Erie County**, ACOE Pittsburgh District.

To fill a total of 2.31 acres of wetland (1.06 acre PEM, 0.18 PSS and 1.07 acre PFO) and To modify and maintain an existing stream enclosure system in a tributary to Fourmile Creek (WWF; MF) having a total proposed length of approximately 800 feet at the intersection of Station Road and Jordan Road associated with construction of the Erie East Side Access Highway, S. R. 4034, Section A90 extending northwest from the I-90 interchange (Hammett, PA Quadrangle N: 21.1 inches; W: 12.0 inches) to the eastern side of Wintergreen Gorge (Hammett, PA Quadrangle N: 22.4 inches; W: 16.2 inches), a distance of approximately 1.6 miles.

Project includes creation of a total of 6.86 acres of replacement wetlands (including 4.55 acres for other impacts associated with other portions of the East Side Access Highway) at two areas north of the proposed highway east and permanent preservation of 13.24 acres of existing wetlands.

E33-200. McCalmont Township, McCalmont Township Municipal Building, Anita, PA 15711. ACOE Pittsburgh District.

To remove the existing culvert and to install and maintain twin 48-inch diameter culverts in turnout run on t-506 approximately 2 miles south of the Village of Wishaw (Reynoldsville, PA Quadrangle N: 3.35 inches; W: 5.3 inches) in McCalmont Township, **Jefferson County**.

E62-374. Shetler Lumber Company, Inc. 2850 Route 6, Waterford, PA 16441. ACOE Pittsburgh District.

To operate and maintain a private bridge having a structure length of 50 feet and an underclearance of approximately 4 feet across Spring Creek on a private driveway south of S. R. 3010 approximately 0.2 mile east of S. R. 3001 (Oil Creek Road) (Spring Creek, PA Quadrangle N: 19.0 inches; W: 7.1 inches) in Spring Creek Township, **Warren County**. This bridge was installed under BDWW-GP-8, Temporary Road Crossings, No. GP086299620.

ENVIRONMENTAL ASSESSMENTS

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

EA03-003SW. U. S. Army Corps of Engineers, William S. Moorhead Federal Building, 1000 Liberty Avenue, Pittsburgh, PA 15222-4186. Ford City Borough MAC Park Streambank Protection Project, in Ford City Borough, **Armstrong County**, ACOE, Pittsburgh District (Kittanning, PA Quadrangle N: 3.19 inches; W: 5.37 inches).

To place and maintain stone protection along approximately 900 feet of the Allegheny River in order to repair and stabilize a previously rehabilitated streambank which is collapsing and eroding. The project will include some regrading of the streambank, and is located along Water Street, near its intersection with 7th Street, in the Borough of Ford City, Armstrong County.

ACTIONS

**FINAL ACTIONS TAKEN UNDER THE
PENNSYLVANIA CLEAN STREAMS
LAW AND THE FEDERAL CLEAN
WATER ACT**
**NATIONAL POLLUTION DISCHARGE
ELIMINATION SYSTEM PROGRAM (NPDES)
INDUSTRIAL WASTE AND SEWERAGE
WASTEWATER**

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

Persons 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, (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 of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

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

Southeast Region: Water Management Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, (610) 832-6000

WQM Permit No. 1589405 Amendment No. 1, Sewerage. **West Goshen Sewer Authority**, 848 South Concord Road, West Chester, PA 19382. Applicant is granted approval for the construction and operation of a chemical feed system and belt filter system for sludge treatment at the STP located in West Goshen Township, **Chester County**.

NPDES Permit No. PA0051004 Amendment No. 1, Sewerage. **Lower Salford Township Authority**, P. O. Box 243, Harleysville. Approval granted to amend its existing permit to delete Total Residual Chlorine (TRC) from the permit since the facility has installed an ultraviolet disinfection system.

WQM Permit No. 4600417, Sewerage. **Eva Dietrich**, 25 College Avenue, Collegeville, PA 19426. Applicant is granted approval for the construction and operation of a single residence sewage treatment plant located in Upper Salford Township, **Montgomery County**.

WQM Permit No. 2300411, Sewerage. **Tinicum Township**, Memorial Building, 629 North Governor Printz Boulevard, Essington, PA 19029. Applicant is granted approval to make modification to the WWTP located in Tinicum Township, **Delaware County**.

NPDES Permit No. PA0058076, Sewerage. **Eva Dietrich**, 25 College Avenue, Collegeville, PA 19426. Is

authorized to discharge from a facility located in Upper Salford Township, **Montgomery County** into receiving waters named Vaughn Run.

NPDES Permit No. PA0057975, Sewerage. **Neal Cohen**, 605 Stenton Avenue, Flourtown, PA 19031. Is authorized to discharge from a facility located in Whitmarsh Township, **Montgomery County**. This is a new discharge to groundwater.

NPDES Permit No. PA0026085, Sewerage. **Upper Merion Municipal Utility Authority**, 175 West Valley Forge Road, King of Prussia, PA 19406. Is authorized to discharge from a facility located at Matsunk Water Pollution Control Center, Upper Merion Township, **Montgomery County**, into Frog Run.

NPDES Permit No. PA0010812. Industrial Waste. **Cabot Corporation**, 377 Beavers Run Road, Revere, PA 18953. Is authorized to discharge from a facility located in Nockamixon Township, **Bucks County**, into Rapp Creek.

NPDES Permit No. PA0057495. Amendment No. 1. **Sun Company, Inc.**, 410 Eagleview Boulevard, Suite 110, Exton, PA 19341. Is authorized to discharge from a facility located in Uwchlan Township, **Chester County**, into Pine Creek.

WQM Permit No. 4600429. Sewerage. **Whitmarsh Township Authority**, 616 Germantown Pike, Lafayette Hill, PA 19444-1821. Applicant is granted approval for construction and operation to upgrade the existing pump station located in Whitmarsh Township, **Montgomery County**.

WQM Permit No. 4600433. Sewerage. **Doug Jones**, 229 Goshen Road Apt. B, Schwenksville, PA 19473. Applicant is granted approval for the construction and operation of a single residential STP located in Douglass Township, **Montgomery County**.

WQM Permit No. 1596417A2. Sewerage. **New Garden Township Sewer Authority**, 8934 Gap Newport Pike, Landenberg, PA 19350. Applicant is granted approval for the modification to the existing East End Wastewater Treatment Facility located in new Garden Township, **Chester County**.

WQM Permit No. 0900416. Sewerage. **Richland Meadows MHP**, 232 Yankee Road, Quakertown, PA 19440. Applicant is granted approval for the construction and operation of a dechlorination system to serve the existing WWTP located in Richland Township, **Bucks County**.

WQM Permit No. 0900409. Sewerage. **Bucks County Water and Sewer Authority**, 1275 Almshouse Road. Applicant is granted approval for the construction and operation of a low-pressure force main to serve Pebble Hill III/Wilshire Development located in Doylestown Township, **Bucks County**.

WQM Permit No. 4698431A1. Sewerage. **Upper Moreland-Hotboro Joint Sewer Authority**, P. O. Box 535, Willow Grove, PA 19090-0535. Applicant is granted approval for the upgrade the sludge handling facilities at the STLP located in Upper Moreland Township, **Montgomery County**.

WQM Permit No. 4600404. Sewerage. **Telford Borough Authority**, 122 Penn Avenue, P. O. Box 209, Telford, PA 18969-0209. Applicant is granted approval for the expansion of the WWTP located in Franconia Township, **Montgomery County**.

Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701, (570) 327-3636.

NPDES PA0115088. Sewerage. **Benton Municipal Water & Sewer Authority**, P. O. Box 516, Benton, PA 17814. Renewal granted to discharge from facility located at Benton Borough. **Columbia County**.

NPDES PA0209261. Sewerage. **Liberty Township**, R. D. 1, Box 193, Danville, PA 17821. Renewal granted to discharge from facility located at Liberty Township. **Montour County**.

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

NPDES Permit No. PA0092649. Sewerage. **Castle Gas Company, Inc.**, 3829 Willow Avenue, Pittsburgh, PA 15234 is authorized to discharge from a facility located at Castle Maintenance Building Sewage Treatment Plant, White Township, **Indiana County** to receiving waters named Unnamed Tributary of McKee Run.

NPDES Permit No. PA0217140. Sewerage. **Indiana County Municipal Services Authority**, 827 Water Street, Indiana, PA 15701 is authorized to discharge from a facility located at Shelocta Sewage Treatment Plant, Armstrong Township, **Indiana County** to receiving waters named Crooked Creek.

Permit No. 2689201, Amendment No. 1. Industrial Waste. **CBF, Inc.**, R. D. 1, Box 266, McClellandtown, PA 15458. Construction of Leachate Treatment System lo-

cated in German Township, **Fayette County** to serve J&J Landfill.

Permit No. 0200416, Sewerage. **Charles A. Warden**, c/o Mid-Atlantic Capital Group, Fifth Floor Times Building, Pittsburgh, PA 15222. Construction of Single Residence Sewage Treatment Plant located in Indiana Township, **Allegheny County** to serve Warden Single Family Dwelling.

Permit No. 5686402, Amendment No. 2. Sewage. **Shade-Central City Joint Authority**, 429 Sunshine Avenue, Central City, PA 15926. Construction of parallel interceptor, equalization tank, and treatment facility improvements located in Shade Township, **Somerset County** to serve Shade-Central City Joint Authority.

Permit No. 6369406-A4. Sewerage. **Peters Township Sanitary Authority**, 3244 Washington Road, McMurray, PA 15317. Modification and operation of a Mechanical Screen Washing Press located in Peters Township, **Washington County** to serve the Brush Run Wastewater Treatment Plant.

Permit No. 6573448-A4. Sewerage. **North Huntingdon Township Municipal Authority**, 11265 Center Highway, North Huntingdon, PA 15642-2018. Construction of Headworks Relocation/Replacement located in North Huntingdon Township, **Westmoreland County** to serve Youghiogheny Sewage Treatment Plant.

INDIVIDUAL PERMITS

(PAS)

The following NPDES Individual Permits for Discharges of Stormwater Associated with Construction Activities have been issued.

These actions of the Department of Environmental Protection (Department) may be appealed to the Environmental Hearing Board (Board), Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483, by any aggrieved person under 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). Appeals must be filed with the Board within 30 days from the date of this issue of the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Department's regulations governing practice and procedure before the Board may be obtained from the Board.

Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511

| <i>NPDES Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Receiving Water</i> | <i>Water Use</i> |
|-------------------------|--|---------------|-------------------------|------------------------|------------------|
| PAS10Q176-1 | Jaindl Land Co. 3150 Coffeetown Rd. Orefield, PA 18069 | Lehigh | Lower Macungie Township | Little Lehigh Creek | HQ-CWF |
| PAS10Q189 | Charles J. Danweber 3650 Schoeneck Rd. Macungie, PA 18062 | Lehigh | Lower Macungie Township | Little Lehigh Creek | HQ-CWF |
| PAS10S092 | White Oak Country Estates Inc. 4511 Falmer Ave. Bethlehem, PA 18020-9796 | Monroe | Hamilton Township | McMichael's Creek | HQ-CWF |

APPROVALS TO USE NPDES AND/OR OTHER GENERAL PERMITS

(PAR)

The following parties have submitted: (1) Notices of Intent (NOIs) for Coverage under (1) General NPDES Permits to Discharge Wastewater into the Waters of the Commonwealth. The approval for coverage under these general NPDES permits is subject to applicable effluent limitations. Monitoring, reporting requirements and other conditions set forth in the general permit; (2) General Permits for Beneficial Use of Sewage Sludge or Residential Septage by Land Application in Pennsylvania; (3) General NPDES Permit Authorizing the Discharge of Stormwater Associated with Construction Activities to Waters of the Commonwealth.

The approval of coverage for land application of sewage sludge or residential septage under these general permits is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general

requirements, management practices and other conditions set forth in the respective permit. The Department of Environmental Protection approves the following coverage under the specific General Permit.

The EPA Region III Administrator has waived the right to review or object to this permit action under the waiver provision 40 CFR 123.24

The application and related documents, effluent limitations, permitting requirements and other information are on file and may be inspected and arrangements made for copying at the contact office noted.

List of General Permit Type

| | |
|--------|---|
| PAG-1 | General Permit for Discharges From Stripper Oil Well Facilities |
| PAG-2 | General Permit for Discharges of Stormwater Construction Activities |
| PAG-3 | General Permit for Discharges of Stormwater From Industrial Activities |
| PAG-4 | General Permit for Discharges From Single Residence Sewage Treatment Plant |
| PAG-5 | General Permit for Discharges From Gasoline Contaminated Ground Water Remediation Systems |
| PAG-6 | General Permit for Wet Weather Overflow Discharges From Combined Sewer Systems |
| PAG-7 | General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application |
| PAG-8 | General Permit for Beneficial Use of Non-Exceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site |
| PAG-9 | General Permit for Beneficial Use of Residential Septage By Land Application to Agricultural Land, Forest or a Land Reclamation Site |
| PAG-10 | General Permit for Discharge Resulting From Hydrostatic Testing of Tanks and Pipelines |
| PAG-11 | (To Be Announced) |
| PAG-12 | Concentrated Animal Feeding Operations (CAFOs) |

General Permit Type—PAG-2
Facility Location
County & Municipality
Permit No.
Applicant Name & Address
Receiving Water
Contact Office & Phone No.

| | | | | |
|-------------------------------------|---------------|--|--|---|
| Muhlenberg Township Berks County | PAR-10-C346 | Fiorino Grande/Grande Const. 424 Miller Road Sinking Spring, PA 19608 | Schuylkill River | Berks County CD P. O. Box 520 1238 County Welfare Road Leesport, PA 19533 (610) 372-4657 |
| Spring Township Berks County | PAR-10-C350 | Capellupo Const. Co. Inc. 2851 Centre Avenue Reading, PA 19605 | Cacoosing Creek/UNT Cacoosing Creek | Berks County CD P. O. Box 520 1238 County Welfare Road Leesport, PA 19533 (610) 372-4657 |
| Smity Township Berks County | PAR-10-C294-1 | Forino Co. LP 555 Mtn. Home Rd. Sinking Spring, PA 19608 | Monocacy Creek | Berks County CD P. O. Box 520 1238 County Welfare Road Leesport, PA 19533 (610) 372-4657 |
| Antis Township Blair County | PAR-10-0711 | James Decker R. D. 7, Box 919 Altoona, PA 16602 | Little Juniata River TSF | Blair County CD 1407 Blair Street Hollidaysburg, PA 16648 (814) 696-0877 |
| City of Altoona Blair County | PAR-10-0712 | Altoona Area School District 2407 6th Avenue Altoona, PA 16602 | Little Juniata River TSF | Blair County CD 1407 Blair Street Hollidaysburg, PA 16648 (814) 696-0877 |

| <i>Facility Location County & Municipality</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Receiving Water</i> | <i>Contact Office & Phone No.</i> |
|--|-------------------|---|------------------------------|---|
| West Lampeter Township Lancaster County | PAR-10-O-481 | Willow Valley Retirement Community 100 Willow Valley Lakes Willow Street, PA 17584 | UNT Big Spring Run WWF | Lancaster County CD 1383 Arcadia Road Rm. 6 Lancaster, PA 17601 (717) 299-5361 |
| Shrewsbury Township York County | PAR-10-Y481 | S & A Custom Built Homes 3093 N. George St. York, PA 17402 | Trout Run WWF | York County CD 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430 |
| Paradise Township York County | PAR-10-Y495 | Carl E. Baldwin 270 Brookwood Dr. N. York, PA 17403 | UNT to Paradise Run NL | York County CD 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430 |
| York Township York County | PAR-10-Y510 | G. Robert Riahi 2130 Marietta Ave. P. O. Box 6370 Lancaster, PA 17607 | UNT to Mill Creek WWF | York County CD 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430 |
| College Township Centre County | PAR10F119 | The Hamlet of Canterbury S&A Custom Built Homes 501 Rolling Ridge Dr. State College, PA 16801 | UNT Spring Creek CWF | Centre County CD 414 Holmes Ave. Suite 4 Bellefonte, PA 16823 |

General Permit Type—PAG-3

| <i>Facility Location County & Municipality</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Receiving Water</i> | <i>Contact Office & Phone No.</i> |
|--|-------------------|--|----------------------------|--|
| Delaware County City of Chester | PAR230006 | Dyneon LLC Bridgewater Business Park 50 Milton Drive Aston, PA 19013 | Baldwin Run | DEP Southeast Region Water Management 555 North Lane Conshohocken, PA 19428 (610) 832-6130 |
| York County Warrington Township | PAR603521 | Perry A. Witmer Witmer's Auto Salvage 340 Fickes Road Dillsburg, PA 17019 | Beaver Creek | DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707 |
| Lancaster County East Cocalico Township | PAR123512 | Pepperidge Farm, Inc. 2195 North Reading Road Denver, PA 17517 | Little Muddy Creek | DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707 |

General Permit Type—PAG-4

| <i>Facility Location County & Municipality</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Receiving Water</i> | <i>Contact Office & Phone No.</i> |
|--|-------------------|---|----------------------------|---|
| Allegheny County Indiana Township | PAG046220 | Charles A. Warden c/o Mid-Atlantic Capital Group Fifth Floor Times Building Pittsburgh, PA 15222 | Tributary to Pine Creek | Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222- 4745 (412) 442-4000 |

*General Permit Type—PAG-5**Facility Location*

| <i>County & Municipality</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Receiving Water</i> | <i>Contact Office & Phone No.</i> |
|--|-------------------|--|-------------------------------------|---|
| Bedford County Snake Spring Township | PAG053544 | Turkey Hill Minit Markets 257 Centerville Road Lancaster, PA 17603 | Raystown Branch Juniata River | DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707 |

SEWAGE FACILITIES ACT PLAN APPROVAL**Plan revision approval granted December 27, 2000 under the Pennsylvania Sewage Facilities Act (35 P. S. §§ 750.1—750.20)**

Regional Office: Water Management Program Manager, Southcentral Region, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4700.

Location: **Eugene Staskiel Small Flow Treatment Facility Development** is located near the northwest quadrant of the intersection of Manada Gap Road and Ridge Road, in East Hanover Township, **Dauphin County**.

Approval of a revision to the Official Sewage Plan of East Hanover Township, Dauphin County. The project involves construction of a small flow treatment facility to serve a new residential structure on an existing 5.8 acre tract. Treated effluent will be discharged to an unnamed tributary to Manada Creek.

The Department's review of the sewage facilities update revision has not identified any significant impacts resulting from this proposal.

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

Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701, (570) 327-3636.

1a. Permit No. Minor Amendment, Public Water Supply. Applicant: **Beech Creek Borough Authority**, P. O. Box 216, Beech Creek, PA 16822, Borough: Beech Creek Borough; County: **Clinton**; Type of Facility: Water Supply; Consulting Engineer: HRG Consulting Engineers, Inc., 474 Windmere Drive, State College, PA 16801; Permit to Construct Issued: January 3, 2001; Description: Addition of third water softener at existing treatment building.

2a. Permit No. 5300501 denied, Public Water Supply. Applicant: **Borough of Coudersport**, 201 South West Street, Coudersport, PA 16915-1050; Borough: Coudersport Borough; County: **Potter**; Type of Facility: Public Water Supply; Consulting Engineer: Uni-Tec Consulting Engineers, Inc.; Permit to Construct Denied: January 5, 2001; Project Description: Denied a request to increase pumping at North Well #1 from 200 gpm to 300 gpm.

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

Permit No. 0400502. Public Water Supply. **Municipal Water Authority of Aliquippa**, 160 Hopewell Avenue, Aliquippa, PA 15001. Type of Facility: Collector Well #2, water treatment plant improvements; Permit issued for Construction: October 5, 2000. (held for coordination until 1/3/01)

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION UNDER ACT 2, 1995**PREAMBLE 2****The following final reports were submitted 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 (Department) to publish in the *Pennsylvania Bulletin* a notice of submission of final reports. A final report is submitted to document cleanup of a release of a regulated substance at a site where 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 non-residential exposure factors, a description of the remediation performed, and summaries of sampling 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 Manager in the Department 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 (800) 654-5984.

The Department has received the following final reports:

Northeast Region: Environmental Cleanup Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.

PPL—Gilbert Substation, Chestnuthill Township, **Monroe County**. PPL Electric Utilities Corporation, Environmental Management Division, 2 North Ninth Street, Allentown, PA 18101 has submitted a Final Report concerning the remediation of site soils and groundwater found or suspected to have been contaminated with polychlorinated biphenyls (PCBs). The report was submitted to document remediation of the site to meet the Statewide health standard.

**LAND RECYCLING AND ENVIRONMENTAL
REMEDiation UNDER ACT 2, 1995**

PREAMBLE 3

The Department has taken action on the following plans and reports under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.908)

Provisions of 25 Pa. Code § 250.8 Administration of the Land Recycling and Environmental Remediation Standards Act (Act) requires the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the Land Recycling and Environmental Remediation Standards Act. Plans and reports required by provisions of the Act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report, and cleanup plan. A remedial investigation report includes conclusions from the site investigation, concentration of regulated substances in environmental media; benefits of refuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. A cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. 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. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, please contact the Environmental Cleanup Program Manager in the Department's Regional Office under which the notice of the plan and 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 (800) 654-5984.

The Department has received the following final reports:

Northeast Region: Environmental Cleanup Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.

PPL—Distribution Pole #64123S48054 (off Airport Road, in shopping plaza), City of Allentown, Lehigh County. PPL General, LLC, Environmental Management Division, 2 North Ninth Street, Allentown, PA 18101 submitted a Final Report concerning the remediation of site soils found or suspected to have been contaminated with PCBs (polychlorinated biphenyls). The final report demonstrated attainment of the Statewide health standard, and was approved on January 3, 2001.

PPL—Distribution Pole #63294S47170 (Turner Street), City of Allentown, Lehigh County. PPL General, LLC, Environmental Management Division, 2 North

Ninth Street, Allentown, PA 18101 submitted a Final Report concerning the remediation of site soils found or suspected to have been contaminated with PCBs (polychlorinated biphenyls). The final report demonstrated attainment of the Statewide health standard, and was approved on January 2, 2001.

Northampton County Farm Bureau Cooperative Association, Inc., Upper Nazareth Township, **Northampton County.** David A. Everitt, President, MEA, Inc., 201 Center Street, P. O. Box 370, Stockertown, PA 18083 submitted a Final Report concerning the remediation of site soils and groundwater found or suspected to have been contaminated with BTEX (benzene, toluene, ethylbenzene, and xylene) compounds and/or petroleum hydrocarbons. The report documented attainment of the Statewide health standard and was approved on December 29, 2000.

Northwest Region Environmental Cleanup Program Manager, 230 Chestnut Street, Meadville, PA 16335, (814) 332-6648.

Caparo Steel Company AOC-5 EAF Baghouse & Dust Load Out Area, 15 Roemer Boulevard, City of Farrell, **County of Mercer,** and Paul Wojciak of Environmental Management Associates, 10925 Perry Highway, Suite 23, Wexford, PA 15090, has submitted a Final Report concerning remediation of a site contaminated with Heavy Metals and Lead. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on December 29, 2000.

AIR QUALITY

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

Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, (610) 832-6000.

46-312-025: Acme Corrugated Box Co., Inc. (2700 Turnpike Drive, Willow Grove, PA 19090) on December 22, 2000, for a boiler in Upper Moreland Township, **Montgomery County.**

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4700

21-03050: Dickinson College (P. O. Box 1773, Carlisle, PA 17013) for construction/operation of two (2) Natural Gas/No. 2 Oil-fired Boilers in Carlisle Borough, **Cumberland County.**

06-03108A: Tyco Electronics Corp. (100 Gibraltar Road, Reading, PA 19606) for construction/operation of a burn off oven at the Hub Fabricating Plant in Exeter Township, **Berks County.**

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

04-0034A: Engineered Polymer Solutions, a.k.a. Valspar Coatings (372 Cleveland Street, Rochester, PA 15074) on January 3, 2001, for modification and operation of one (1) 18,600 gallon Imperial Stainless Steel Storage Tank in Rochester Township, **Beaver County.**

04-0034B: Engineered Polymer Solutions, a.k.a. Valspar Coatings (372 Cleveland Street, Rochester, PA 15074) on January 3, 2001, for modification and operation

of one (1) 18,600 gallon Imperial stainless steel storage tank in Rochester Township, **Beaver County**.

Administrative Operating Permit Amendments issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.450 (relating to administrative operating permit amendments).

Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, (610) 832-6000.

46-0001: Moyer Packing Co. (741 Souder Road, Souderton, PA 18964) on December 27, 2000, for Fryer Oil in Existing Boilers in Franconia Township, **Montgomery County**.

09-0030: MSC Pre Finish Metals, Inc. (120 Enterprise Avenue, Morrisville, PA 19067) on January 5, 2001, for Facility NOx and VOC Sources in Falls Township, **Bucks County**.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701, (570) 327-3636

08-317-003A: Taylor By-Products, Inc. (P. O. Box 188, Wyalusing, PA 18853) on December 28, 2000, to incorporate conditions established in Plan Approval 08-317-003B for a crax cooler, an associated crax grinding, screening and storage operation and associated air cleaning devices (cyclones and a packed bed scrubber) in Wyalusing Township, **Bradford County**.

08-313-027C: OSRAM SYLVANIA Products, Inc. (Hawes Street, Towanda, PA 18848-0504) on December 14, 2000, to incorporate conditions established in Plan Approval 08-313-027D for various pieces of tungsten carbide processing equipment in North Towanda Township, **Bradford County**.

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

32-00316: Three Rivers Pipeline (100 Allegheny Center Mall, Pittsburgh, PA 15212) for a transfer of ownership of the Pennview Natural Gas Compressor Station in West Wheatfield Township, **Indiana County**. The new owner and operator is Equitrans, LP (100 Allegheny Center Mall, Pittsburgh, PA 15212).

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

Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, (610) 832-6000.

23-0088: Southco, Inc. (210 North Brinton Lake Road, Concordville, PA 19331) on December 27, 2000, for operation of two (2) Emergency Generators in Concord Township, **Delaware County**.

15-00008: Mobil Oil Corp. (8 South Malin Road, Frazer, PA 19355) issued a Title V Operating Permit on December 28, 2000, for operation of a facility in East Whiteland Township, **Chester County**.

15-00105: Mobil Pipeline Co. (8 South Malin Road, Frazer, PA 19355) issued a Title V Operating Permit on December 28, 2000 for operation of a facility in East Whiteland Township, **Chester County**.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4700.

36-03115: Prospect Aggregates, Inc. (P. O. Box 7, Route 72, East Petersburg, PA 17520) on December 21, 2000, for a Natural Minor Operating Permit for the Landisville Quarry in West Hempfield Township, **Lancaster County**.

67-05068: Highway Materials, Inc. (P. O. Box 1667, 1750 Walton Road, Blue Bell, PA 19422-0465) on January 5, 2001, for a Synthetic Minor Operating Permit for the Wrightsville Plant in Wrightsville Borough, **York County**.

Plan Approvals extensions issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.13 (relating to extensions)

Southeast Region: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, (610) 832-6000

09-0087A: Air Products and Chemicals, Inc. (351 Philadelphia Avenue, Morrisville, PA 19067) on January 3, 2001 for operation of a Ammonia Scrubber in Falls Township, **Bucks County**.

09-313-074B: Air Products and Chemicals, Inc. (351 Philadelphia Ave., Morrisville, PA 19067) on January 3, 2001, for operation of a Specialty Gas Plant in Falls Township, **Bucks County**.

23-0024A: Hanson Aggregates PA, Inc. (523 West Forge Road, Glen Mills, PA 19342) on January 3, 2001, for operation of an Aeropulse Baghouse in Middletown Township, **Delaware County**.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4700.

22-305-001C: Kimmel's Coal and Packaging (P. O. Box 1, Machamer Avenue, Wiconisco, PA 17097) on January 1, 2001, to authorize temporary operation of a truck loadout circuit and a bulk bag loading station controlled by a reverse pulse fabric dust collector, covered under this Plan Approval until April 30, 2001, in Wiconisco Township, **Dauphin County**.

38-302-057: G & H Fortyniners, Inc. (P. O. Box 37, Fredericksburg, PA 17026) on December 30, 2000, to authorize temporary operation of an 800 hp boiler, oil or natural gas fired, covered under this Plan Approval until April 28, 2001, on Chestnut Hill Road in Bethel Township, **Lebanon County**. This source is subject to 40 CFR Part 60, Subpart Dc—Standards of Performance for Small Industrial-Commercial Institutional Steam Generating Units.

67-03031: Pennex Aluminum Co. (P. O. Box 100, Wellsville, PA 17365) on December 28, 2000, to authorize temporary operation of a 70-ton reverberatory furnace, covered under this Plan Approval until April 27, 2001, at 50 Community Street in Wellsville Borough, **York County**.

67-05070A: Graham Packaging Co., L. P. (420-B Emig Road, York, PA 17402) on December 27, 2000, to authorize temporary operation of a barrier bottle production line, covered under this Plan Approval until April 26, 2001, in Manchester Township, **York County**.

67-318-124: New York Wire Co. (152 North Main Street, Mount Wolf, PA 17347) on November 29, 2000, to authorize temporary operation of a tenter frame line No. 2 controlled by an electrostatic precipitator, covered under this Plan Approval until March 29, 2001, in Mount Wolf Borough, **York County**.

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

37-399-009A: Hickman Manufacturing, Inc. (R. D. 2, Route 18 Industrial Park Boulevard, Wampum, PA 16157) on December 31, 2000, for a roof coating operation in New Beaver Borough, **Lawrence County**.

61-185A: Heath Oil Co. (Route 8, P. O. Box 1128, Oil City, PA 16301) on December 30, 2000, for two (2) portable oil refineries in Barkeyville Borough, **Venango County**.

Plan Approvals issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B (relating to plan approval requirements).

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4700.

06-03069A: Highway Materials, Inc. (P. O. Box 1667, Blue Bell, PA 19422) on January 4, 2001, for construction of a non-metallic mineral crushing plant at the Temple Quarry in Alsace Township, **Berks County**.

38-05003B: Pennsylvania Lime, Inc. (P. O. Box 160, Annville, PA 17003) on December 22, 2000, for modification of the Millard Lime Plant which includes the addition of a fabric filter in North Londonderry Township, **Lebanon County**.

38-05003C: Pennsylvania Lime, Inc. (P. O. Box 160, Annville, PA 17003) on December 22, 2000, for modification of the Millard Lime Plant which includes the addition of a screw conveyor, a 50-ton transfer bin and a fabric filter in North Londonderry Township, **Lebanon County**.

67-03058A: Turbon International, Inc. (1160 Fahs Street, York, PA 17404) on December 22, 2000, for installation of four (4) toner process lines, each controlled by a fabric filter dust collector in West Manchester Township, **York County**.

67-05024C: Lehigh Portland Cement Co. (200 Hokes Mill Road, York, PA 17404) on December 22, 2000, for installation of two (2) cartridge filters in West Manchester Township, **York County**.

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

65-891B: Firestone Building Products Co. (525 Congressional Blvd., Carmel, IN 46032) on January 3, 2001, for replacement of NCFC-141B w/Pentane and installation of Thermal at Youngwood Plant in Youngwood Borough, **Westmoreland County**.

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

37-013C: Southdown, Inc. (2001 Portland Park, P. O. Box 37, Wampum, PA 16157) on December 29, 2000, for installation of four (4) baghouses on the existing clinker transfer system in Wampum Borough, **Lawrence County**.

Minor Modifications of Plan Approvals issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B (relating to plan approval requirements).

Philadelphia Department of Public Health, Air Management Services, 321 University Avenue, Philadelphia, PA 19104, (215) 685-7584

99112: General Electric International, Inc. (1040 East Erie Avenue, Philadelphia, PA 19124) on January 4, 2001, to modify Permit Condition Number Six to remove a restriction limiting each generator to be tested once per test site visit for GE Energy Rentals in the City of Philadelphia, **Philadelphia County**. This permit condition now states, "Each test shall be limited to a maximum of five hours."

MINING

APPROVALS TO CONDUCT COAL AND NONCOAL ACTIVITIES

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 application permitting requirements of the following statutes: the Air Quality Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

Coal Permits Issued:

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2454.

54900102R2. Meadowbrook Coal Co., Inc. (Box 477, Lykens, PA 17048), renewal of an anthracite surface mine operation in Frailey Township, **Schuylkill County** affecting 56.1 acres, receiving stream—Good Spring Creek. Renewal issued January 3, 2001.

54880203T2. Meadowbrook Coal Co., Inc. (Box 477, Lykens, PA 17048), transfer of an existing coal refuse reprocessing operation in Tremont Township, **Schuylkill County** affecting 151.8 acres, receiving stream—Rowe Tunnel to Lorberry Creek. Transfer issued January 3, 2001.

19950101R. Blaschak Coal Corp. (P. O. Box 12, Mahanoy City, PA 17948), renewal of an existing anthracite surface mine and coal refuse disposal operation in Conyngham Township and Centralia Borough, **Columbia County** affecting 846.0 acres, receiving stream—none. Renewal issued January 4, 2001.

54900103R3. EOJ, Inc. (R. R. 3, Box 340, New Ringgold, PA 17960-9453), renewal of an existing anthracite surface mine operation in East Norwegian Township, **Schuylkill County** affecting 192.6 acres, receiving stream—none. Renewal issued January 4, 2001.

McMurray District Mining Office: 3913 Washington Road, McMurray, PA 15317.

56971301. GM & S Coal Corp. (P. O. Box 233, Jennerstown, PA 15547), to revise the permit for the Geronimo Mine in Jenner Township, **Somerset County** to add 567.6 acres to SCP and 538.5 acres to underground mine permit, no additional discharges. Permit issued January 2, 2001.

**FEDERAL WATER POLLUTION CONTROL ACT
SECTION 401**

The Department of Environmental Protection has taken the following actions on previously received permit applications, requests for Environmental Assessment approval and requests for Water Quality Certification under Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341(a)).

Except as otherwise noted, the Department of Environmental Protection certifies that the construction and operation herein described will comply with the applicable provisions of Sections 301—303, 306 and 307 of the FWPCA 33 U.S.C. §§ 1311—1313, 1316 and 1317, and that the construction will not violate applicable Federal and State Water Quality Standards.

Any person aggrieved by this action may appeal, pursuant to Section 4 of the Environmental Hearing Board Act, 35 P.S. § 7514, and the Administrative Agency Law, 2 Pa.C.S. Chapter 5A, to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 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 on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27), Section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and the Clean Streams Law (35 P.S. §§ 691.1—691.702) 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: Water Obstruction and Encroachment Permits issued for Small Projects do not include 401 Certification, unless specifically stated in the description).

Permits Issued and Actions on 401 Certifications:

WATER OBSTRUCTIONS AND ENCROACHMENTS

Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511

E40-543. Andrew Kopczynski, 51 Sterling Avenue, Dallas, PA 18612. Amber Woods Subdivision Wetland Fill, in Jackson Township, **Luzerne County**, ACOE Baltimore District (Kingston, Quadrangle N: 10.0 inches; W: 16.2 inches). To place fill in approximately 0.26 acre of wetlands for the purpose of constructing an access road to serve the proposed Amber Woods 18-lot residential subdivision. The project is located on the southeast side Township Road T812 (Jackson Road), approximately 0.2 mile west of the intersection of T812 and T795. The permittee is required to provide 0.26 acre of replacement wetlands.

E45-399. Milta Zeno, 711 Amsterdam Avenue, #8B, New York, NY 10025. Zeno Residential Wetland Fill, in

Coolbaugh Township, **Monroe County**, ACOE Philadelphia District (Tobyhanna, Quadrangle N: 1.9 inches; W: 2.9 inches). To place fill in a de minimis area of wetlands equal to 0.04 acre for the purpose of constructing a single family dwelling and driveway on Lot 2336 of Section H-II of Stillwater Lake Estates. The project also includes the installation of a 2-inch diameter PVC sanitary sewer line under the driveway and a private recreational floating boat dock having a surface area of approximately 134 S.F. in Sunset Lake. The site is located along Nadine Boulevard on the north side of the Sunset Lake, approximately 0.3 mile east of S. R. 0380.

Southwest Region: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4000

E65-756. William Rusiewicz, 3124 Leechburg Road, New Kensington, PA 15068-2709. To place and maintain fill in approximately 0.12 acre of wetland (PEM/PSS) and to relocate approximately 130 linear feet of an intermittent, unnamed watercourse within the Little Pucketa Creek Basin (TSF) for the purpose of expanding a parking lot. The site is located approximately 420 feet southwest of the intersection between Leechburg Road and Alder Street (New Kensington East, PA Quadrangle N: 15.6 inches; W: 12.5 inches), within the City of Lower Burrell, **Westmoreland County**. The permit applicant has met the wetland replacement requirement by participating in the Pennsylvania Wetland Replacement Project.

Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6945

E10-315. Western Butler County Authority, 607 Market Street, P. O. Box 427, Zelienople, PA 16063. ACOE Pittsburgh District. To remove the existing Herman Pump Station and to construct and maintain a new pump station wet well, generator enclosure and other site improvements within the 100-year flood plain of Connoquenessing Creek approximately 75 feet downstream (south) of S. R. 288 along the east bank (Zelienople, PA Quadrangle N: 7.9 inches; W: 3.4 inches) in Zelienople Borough, **Butler County**.

E10-317. Christopher J. Kaclik, 191 Crowe Avenue, Mars, PA 16046. ACOE Pittsburgh District. To excavate and maintain an area measuring approximately 400 feet long by an average of 100 feet wide within the channel of a tributary to Glade Run for the construction of the impoundment area associated with a non-jurisdictional dam west of Forsythe Road approximately 500 feet north of Windmere Drive (Valencia, PA Quadrangle N: 17.3 inches; W: 9.5 inches) in Middlesex Township, **Butler County**.

E10-318. Butler County, P. O. Box 1208, Butler, PA 16003-1208. ACOE Pittsburgh District. To remove the existing Buhl Bridge superstructure, modify the existing abutments and to construct and maintain a weathering steel beam bridge having a clear, normal span of approximately 135 feet and an underclearance of 21 feet across Connoquenessing Creek on T-415 approximately 1 mile north of S. R. 68 (Evans City, PA Quadrangle N: 8.9 inches; W: 3.6 inches) in Forward Township, **Butler County**.

E10-319 Bosetti Properties, Inc. 2880-B Hammondville Road, Pompano Beach, FL 33069. ACOE Pittsburgh District. To place fill on Lot No. 12 of the existing Cranberry Industrial Park Plan No. 2 along a reach of approximately 750 feet along the left (east) and within the regulated floodway of a tributary to Brush Creek and

a total of 0.24 acre of adjoining wetland for construction of a parking area for vehicles serviced by the existing Penn-Detroit Diesel-Allison facility located on Lot No. 13 south of Progress Avenue approximately 800 feet west of S. R. 19 (Mars, PA Quadrangle N: 15.6 inches; W: 15.1 inches) in Cranberry Township, **Butler County**. This project includes contribution to the Pennsylvania Wetland Replacement Fund for replacement of 0.24 acre of impacted wetlands.

E20-490. PA Department of Transportation, District 1-0, 255 Elm Street, Oil City, PA 16301. ACOE Pittsburgh District. To remove the existing bridge and to install and maintain a precast reinforced concrete box culvert having a 19-foot wide by 7-foot high waterway opening in a tributary to Shirley Run (Morse Run) on S. R. 1032, Segment 0080, Offset 0000 approximately 0.5 mile east of S. R. 89 (Titusville North, PA Quadrangle N: 18.5 inches; W: 4.5 inches) in Rome Township, **Crawford County**.

E24-212. Borough of Johnsonburg, P. O. Box F, Johnsonburg, PA 15845. ACOE District Pittsburgh. To maintain the existing Johnsonburg Flood Protection Project constructed by the US Army Corps of Engineers in and along a total reach of approximately 3200 feet of West Branch Clarion River extending upstream from its confluence with East Branch Clarion River and approximately 1632 feet of Silver Creek extending upstream from its confluence with West Branch Clarion River in the Borough of Johnsonburg, **Elk County**. Extent of activities includes maintenance of all structures as well as periodic removal of accumulated sediments and debris necessary to maintain the capacity of the channel as constructed and shown in the "As-built" drawings provided by the US Army Corps of Engineers dated June 1, 1956 and January 25, 1957.

E25-610. Engelhard Corporation, 1729 East Avenue, Erie, PA 16503. ACOE Pittsburgh District. To install and maintain a chain link fence and supporting poles across approximately 200 feet of a wetland area (PEM/PSS) to provide security fencing around the existing Engelhard Corporation industrial facility on East Avenue approximately 0.5 mile south of S. R. 5 (12th Street) (Erie North, PA Quadrangle N: 1.2 inches; W: 6.5 inches) in the City of Erie, **Erie County**.

E42-271. Ceres Township, R. D. 1, Box 870, Shinglehouse, PA 16748. ACOE Pittsburgh District. To remove the existing bridge and to install and maintain a concrete or metal box culvert having an 18.5-foot wide by 6-foot high waterway opening in Barden Brook on Whitetail Road (T-394) approximately 300 feet south of Barden Brook Road (T-403) (Bullis Mills, PA Quadrangle N: 15.6 inches; W: 12.35 inches) in Ceres Township, **McKean County**.

E43-286. PA Department of Transportation, District 1-0, 255 Elm Street, P. O. Box 398, Oil City, PA 16301. ACOE Pittsburgh District. To fill a total of 0.38 acre of seven wetland areas (0.25 acre PEM, 0.01 acre PEM/PFO, 0.02 acre PSS/PFO and 0.10 acre PEM/PSS/PFO) and to extend the existing 5-foot diameter reinforced concrete pipe culvert by 36.6 feet upstream and 35 feet downstream and to maintain the resulting 132-foot long stream enclosure in Pine Hollow Run approximately 1,600 feet north of S. R. 62 (Sharon East, PA Quadrangle N: 20.5 inches; W: 10.3 inches) associated with widening of S. R. 18, Section A01 beginning at the intersection with S. R. 62 Bypass (Sharon East, PA Quadrangle N: 19.0 inches; W: 10.3 inches) and extending north approximately 2.4 miles (Sharpsville, PA Quadrangle N: 2.9 inches; W: 9.6 inches) in the City of Hermitage, **Mercer County**.

County. This project also includes the modification of four existing culverts on watercourses (tributaries to Pine Hollow Run) having contributory drainage areas less than 100 acres. This project includes a monetary contribution to the Pennsylvania Wetland Replacement Project for replacement of 0.38 acre of wetland impacts.

E43-287. Mercer County Commissioners, 503 Mercer County Courthouse, Mercer, PA 16137. ACOE Pittsburgh District. To remove the existing superstructure, reconstruct the top portion of the abutments and to construct and maintain a prestressed concrete adjacent box beam bridge having a clear, normal span of 29.88 feet and an underclearance of 8 feet across Butchery Creek on T-647 (Triple Link Road) approximately 1,000 feet northeast of S. R. 2021 (Hendersonville Road) (Sandy Lake, PA Quadrangle N: 16.2 inches; W: 9.5 inches) in Sandy Lake Township, **Mercer County**.

E43-288. Encroachment. Mercer County Commissioners, 503 Mercer County Courthouse, Mercer, PA 16137. ACOE Pittsburgh District. To replace the existing steel beam superstructure and maintain County Bridge No. 2310 having a clear, normal span of 20 feet and an underclearance of 5 feet across Golden Run on T-446 (Robertson Road) approximately 0.5 mile north of S. R. 3020 (Lamor Road) (Sharpsville, PA Quadrangle N: 2.1 inches; W: 6.5 inches) in the City of Hermitage, **Mercer County**.

E43-290. PA Department of Conservation and Natural Resources, Park Region No. 2, P. O. Box 387, Prospect, PA 16052-0387. ACOE Pittsburgh District. To construct and maintain a public swimming beach by excavating an area of shoreline measuring approximately 450 feet long by 75 feet wide and permanently occupying approximately 0.6 acre below normal pool elevation along the northern shore of Lake Wilhelm (Sandy Creek-WWF) in Maurice K. Goddard State Park south of Georgetown Road approximately 2.5 mile east of Lake Wilhelm Road (New Lebanon, PA Quadrangle N: 5.7 inches; W: 15.6 inches) in New Vernon Township, **Mercer County**.

E61-234. Pennsylvania Electric Company d/b/a GPU Energy, 2800 Pottsville Pike, P. O. Box 16001, Reading, PA 19640-0001. ACOE Pittsburgh District. To install a fiber optic cable and to operate and maintain the existing aerial fiber optic and electric distribution lines across French Creek approximately 1,300 feet downstream of the S. R. 322 bridge (Franklin, PA Quadrangle N: 4.4 inches; W: 10.3 inches) in Franklin City, **Venango County**.

E62-370. David R. Weston, 3404 Charlotte Lane, Erie, PA 16508-2226. ACOE Pittsburgh District. To operate and maintain a steel beam foot bridge having a length of 54 feet providing a clear span of approximately 33 feet and a maximum underclearance of 5.5 feet across Irvine Run for private access to property wets of Irvine Run Road approximately 2.25 miles north of S. R. 6 (Youngsville, PA Quadrangle N: 22.1 inches; W: 3.2 inches) in Brokenstraw Township, **Warren County**.

ENVIRONMENTAL ASSESSMENTS

Southwest Region: Program Manager; Water Management Program, 400 Waterfront Drive, Pittsburgh, PA 15222, (412) 442-4000.

Environmental Assessment No. EA32-003SW. Department of Environmental Protection, Bureau of Abandoned Mine Reclamation, RCSOB, P. O. Box 847, Harrisburg, PA 17105-8476. To place and maintain fill in two wetland areas (total acreage equal to approximately 0.12 acre), in association with the construction of a

passive wetland treatment facility, to treat an acid mine discharge from the Stanford Mining—Penn Hills #2 deep mine, which is located near the confluence of Penn Run with Two Lick Creek (Clymer, PA Quadrangle: N: 1.6 inches; W: 5.57 inches) in Cherryhill Township, **Indiana County**. The project sponsor proposes to construct approximately 0.14 acre of replacement wetland.

WATER ALLOCATIONS

Actions taken on applications received under the Act of June 24, 1939 (P. L. 842, No. 365) (35 P. S. §§ 631—641) relating to the acquisition of rights to divert waters of this Commonwealth.

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

Permit issued on December 22, 2000.

WA2-628E. Water Allocation. **Moon Township Municipal Authority, Allegheny County, Pennsylvania.** The right to withdraw the following: eight (8) million gallons per day, as a daily peak, from the Ohio River and the alluvial aquifers along the Ohio River, subject to the restrictions specified. The right to purchase the following: one (1) million gallons per day, when available, on an emergency basis only, as a thirty day average, from the Municipal Authority of the Township of Robinson; one (1) million gallons per day, when available, on an emergency basis only, as a thirty day average, from the Western Allegheny County Municipal Authority, and one (1) million gallons per day, when available, on an emergency basis only, as a thirty day average, from the Findlay Township Municipal Authority.

STORAGE TANKS

SITE-SPECIFIC INSTALLATION PERMITS

The following Storage Tank Site-Specific Installation Permits, under the authority of the Storage Tank Spill Prevention Act (35 P. S. §§ 6021.304, 504, 1101 and 1102) and under 25 Pa. Code Chapter 245, Subchapter C, have been issued by the Bureau of Watershed Conservation, P. O. Box 8555, Harrisburg, PA 17105-8555, (717) 787-5267.

| <i>SSIP Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Tank Type</i> | <i>Tank Capacity</i> |
|------------------------|---|-------------------|---------------------|-------------------------------------|----------------------|
| 00-63-001 | Ms. Michelle F. Duncan Orion Power MidWest L.P. 2000 Cliff Mine Road Suite 2000 Pittsburgh, PA 15275-1008 | Washington County | Union Twp. | 1 AST Storing Aqueous Ammonia | 30,000 gallons |

SPECIAL NOTICES

UNDERGROUND STORAGE TANK HEATING OIL CLEANUP PROGRAM

REAUTHORIZED

Under the Act of December 20, 2000

Announcement of reauthorization of the reimbursement program under section 710(b.2) of the Storage Tank and Spill Prevention Act.

The Department of Environmental Protection announces the reauthorization of a reimbursement program for tank owners who have underground storage tanks with a capacity of 3,000 gallons or less used for storing heating oil for consumption on the premises where stored, to assist with costs of taking correction action in response to a release. The release must have occurred on or after January 30, 1998. The program had expired on January 30, 2000. The reauthorization is retroactive to the date of expiration, thereby providing for continuity since program inception.

Typical eligible corrective action costs include excavating, emptying, cleaning, removing, transporting and disposing of a leaking storage tank; excavating contaminated soil; transporting and disposing of wastes; and restoring disturbed or contaminated areas by backfilling, grading and revegetating. Costs associated with the removal of non-leaking storage tanks and releases from storage tanks located in underground areas such as basement or cellars are not eligible for reimbursement.

The reimbursement is limited to the actual costs of correction action or \$4,000, whichever is less. However, a \$1,000 deductible must be paid first by the tank owner. The reimbursement and deductible apply on a per tank basis. All reimbursements are funded through the Underground Storage Tank Indemnification Fund and up to \$500,000 per year may be available. The program expires on June 30, 2005.

For more information or to obtain a copy of the application, contact the Storage Tanks and Hazardous Sites Corrective Action Section in Harrisburg at (717) 783-7816, or contact the Environmental Cleanup Program in the local DEP regional office, email tankclnup@dep.state.pa.us or visit our website at <http://www/dep.state.pa.us> (type in directLINK "Tank Cleanup").

Notice of Certification to Perform Radon-Related Activities in Pennsylvania

In the month of December 2000 the Department of Environmental Protection of the Commonwealth of Pennsylvania, under the authority contained in the Radon Certification Act, act of July 9, 1987, P. L. 238, No. 43 (63 P. S. Sections 2001—2014) and regulations promulgated thereunder at 25 Pa. Code Chapter 240, has certified the persons listed below to perform radon-related activities in Pennsylvania. The period of certification is two years. (For a complete list of persons currently certified to perform radon-related activities in Pennsylvania and for information as to the specific testing devices that persons certified for testing or laboratory are certified to use, contact the Bureau of Radiation Protection, Radon Division, P. O. Box 8469, Harrisburg, PA 17105-8469, (1-800-23RADON).

| <i>NAME</i> | <i>ADDRESS</i> | <i>TYPE OF CERTIFICATION</i> |
|---|--|------------------------------|
| Robert Feather Radon Testing Services, Inc. | P. O. Box 2 Langhorne, PA 19047 | Testing |
| Margie Gordon | 125 Nevins Way Coatesville, PA 19320 | Testing Laboratory |
| Robert Hewlett | 8620 Rochester Road Pittsburgh, PA 15237 | Testing Mitigation |
| Terry Howell Radalink, Inc. | 5599 Peachtree Road Atlanta, GA 30341 | Laboratory |
| Steven Johnson Homechek, Inc. | 1529 Rodney Road York, PA 17404 | Testing |
| Fred Kaissi | 1440 Bethlehem Pike North Wales, PA 19454 | Testing |
| Randy Knesnik | 413 Long Meadow Road Milford, PA 18337 | Mitigation |
| David Lieberman Keystone Inspection Services, Inc. | P. O. Box 88 Huntingdon Valley, PA 19006 | Testing |
| John Marryott | P. O. Box 145 Washington Crossing, PA 18977 | Testing |
| Karl May, Jr. | R. R. 2, Box 371A Wellsboro, PA 16901 | Testing |
| Bruce Mitcham | R. D. 1, Box 487A Seneca, PA 16346 | Testing |
| Thomas Poole Testing Services, Inc. | 1844 Swatara Street Harrisburg, PA 17104 | Testing Mitigation |
| Edward Schluth | 242 Newtown Road Warminster, PA 18974 | Mitigation |
| John Staz, III | 1738 North 3rd Street Harrisburg, PA 17102 | Mitigation |

[Pa.B. Doc. No. 01-81. Filed for public inspection January 19, 2001, 9:00 a.m.]

Notice of Public Meeting on Existing Use Classifications of Streams

The Department is holding a public meeting on the classification of certain streams for existing use protection under the Department's antidegradation program. Streams are listed in a publicly accessible compilation of surface water segments where data indicating the appropriate existing use classification of the water has been evaluated. The list is maintained and updated by the Department's Bureau of Watershed Conservation based on the best available information on a stream segment, and may be found on the Department's website at www.dep.state.pa.us. The directLink is "water quality assessment and standards." The list includes streams that were evaluated for High Quality (HQ) status as Class A Wild Trout Streams in response to a submittal by the Pennsylvania Fish and Boat Commission (PFBC). It also includes other streams that the Department has evaluated for existing use protection. The list is used by Department staff and County Conservation District employees in the review of requests for permits and approvals that may impact water quality. The list is also used by permit applicants and the general public.

Existing use protection differs from designated use protection for a surface water in several ways. A designated use is a regulation that is the product of a rulemaking process, while an existing use is a Department classification for a stream based on the best available information for a surface water that the Department

has reviewed. The existing use for a stream is determined as part of the Department action on a request for a permit or approval. An existing use is the use a waterbody actually attains on or after November 28, 1975. A designated use, on the other hand, constitutes the regulatory goal that the Environmental Quality Board (EQB) promulgates for a surface water, regardless of whether the water has actually attained such a use. If available information indicates that a waterbody attained a use at any time on or after November 28, 1975, and the water has since been degraded, the existing use is the most stringent use attained on or after that date regardless of subsequent degradation. Another important difference between existing and designated uses is that the regulations provide a mechanism whereby the designated use of a water may be made less stringent by the EQB in certain circumstances, but no such mechanism is available for an existing use.

Classification of streams for existing use protection is an ongoing process. Agencies, organizations, individuals and others have the option of providing data to the Department, in accordance with Department protocols, which supports or refutes an existing use classification for a stream. Waterbodies on the list are periodically compiled into rulemaking actions taken before the EQB in order to change the designated use to match the existing use the stream attains. The Department intends to prepare, for EQB review, a proposed rulemaking package to update the designated use of the water to match the

existing use of the water where an existing use evaluation indicates a use different than the current designated use of the water.

The purpose of the public meeting is to explain the Department's existing use protection program. Table 1 includes streams evaluated by the Department for existing use protection from the list of Class A Wild Trout Streams approved by the PFBC after public comment and published at 29 Pa.B. 6202 (December 4, 1999); the Little Bush Kill et al., proposed rulemaking package (EQB meeting agenda, March 20, 2001); and additional streams evaluated by the Department.

Data and other information supporting the existing use classifications are available for public review during normal business hours at the Division of Water Quality Assessment and Standards, 10th Floor, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA, and can be obtained from the Division upon request in accordance with the Department's public information and copying policy. Questions concerning these evaluations

can be directed to Richard H. Shertzer, Division of Water Quality Assessment and Standards, Bureau of Watershed Conservation, P. O. Box 8555, Harrisburg, PA 17105-8555, (rshertzer@state.pa.us), (717) 787-9637.

The public meeting will be held at 1 p.m. on Monday, February 12, 2001 in the auditorium (2nd Floor) of the Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. During the public meeting, the Department will explain existing use protection and respond to questions.

Persons in need of accommodations as provided for in the American with Disabilities Act of 1990 (ADA) should contact Richard Shertzer at (717) 787-9637 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

JAMES M. SEIF,
Secretary

TABLE 1 EXISTING USE CLASSIFICATION

| <i>COUNTY</i> | <i>STRM CODE</i> | <i>WATER BODY</i> | <i>DESIG-NATED USE</i> | <i>EXISTING USE</i> | <i>QUALIFIER</i> | <i>LOCATION</i> | <i>DATE OF EVAL</i> | <i>EQB PROP RULE</i> |
|------------------|------------------|----------------------|------------------------|---------------------|-------------------------------|--|---------------------|----------------------|
| BEDFORD | 14462 | COVE CREEK | CWF | EV | RBP SURVEY-ANTIDEGRADATION | BASIN, T-433 BRIDGE TO MOUTH | 9/13/00 | |
| BERKS | 2080 | FURNACE CREEK | TSF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN, SOURCE TO 0.58 MILES UPSTREAM OF SR 4044 | 6/15/00 | |
| BERKS | 1833 | WYOMISSING CREEK | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN, SR 0222 BRIDGE TO POOL FORMED BY THE DAM DOWNSTREAM FROM WYOMISSING BLVD. | 6/15/00 | |
| BERKS | 1679 | OYSTERVILLE CREEK | CWF | EV | RBP SURVEY-ANTIDEGRADATION | BASIN, SOURCE TO T-634 (RIVER MILE 2.6) | 9/13/00 | |
| BERKS | 1679 | OYSTERVILLE CREEK | CWF | HQ-CWF | RBP SURVEY-ANTIDEGRADATION | BASIN, T-634 TO MOUTH, EXCEPT UNT 01680 (01680 RETAINS CWF) | 9/13/00 | |
| BERKS | 1439 | W BR PERKIOMEN CREEK | CWF | EV | RBP SURVEY-ANTIDEGRADATION | BASIN, SR 1022 BRIDGE AT RIVER MILE 12.9 TO SR 2069 BRIDGE AT RIVER MILE 8.0 | 9/13/00 | |
| BERKS/LEHIGH | 1017 | PERKIOMEN CREEK | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN, SOURCE TO SR 1010 | 6/15/00 | |
| BLAIR/HUNTINGDON | 16099 | FOX RUN | WWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN | 6/15/00 | |
| CAMBRIA | 26473 | SANDY RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN | 6/15/00 | |
| CAMERON | 24963 | DRIFTWOOD BR SINN CR | TSF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN, SOURCE TO CONFLUENCE WITH ELK FORK | 6/15/00 | |
| CAMERON | 24554 | MILLER RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN | 6/15/00 | |
| CENTRE | 22997 | LOGAN BRANCH | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | MAIN STEM, 135M UPSTREAM T-371 BRIDGE TO MOUTH | 6/15/00 | |
| CENTRE | 22928 | NITTANY CREEK | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN, I-80 TO MOUTH | 6/15/00 | |
| CENTRE | 22966 | SPRING CREEK | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN, LAMB ST. BRIDGE TO MOUTH | 6/15/00 | |
| CENTRE | 23037 | THOMPSON RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN | 6/15/00 | |
| CENTRE | 23093 | WALLACE RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN, UNNAMED TRIBUTARY AT GUM STUMP TO MOUTH | 6/15/00 | |

| <i>COUNTY</i> | <i>STRM CODE</i> | <i>WATER BODY</i> | <i>DESIG-NATED USE</i> | <i>EXISTING USE</i> | <i>QUALIFIER</i> | <i>LOCATION</i> | <i>DATE OF EVAL</i> | <i>EQB PROP RULE</i> |
|-----------------------|------------------|---------------------|------------------------|---------------------|-------------------------------|---|---------------------|----------------------|
| CENTRE/ CLEARFIELD | 25695 | MOSHANNON CREEK | TSF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN, SOURCE TO ROUP RUN | 6/15/00 | |
| CHESTER | 728 | W BR CRUM CREEK | HQ-CWF | EV | RBP SURVEY-ANTIDEGRADATION | BASIN | 9/13/00 | |
| CLEARFIELD | 25862 | SIMELING RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN | 6/15/00 | |
| CLEARFIELD | 56497 | GRIMES RUN | HQ-CWF | CWF | RBP SURVEY-ANTIDEGRADATION | BASIN | 9/13/00 | |
| CLINTON | 21159 | GANN RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN | 6/15/00 | |
| CLINTON | 21151 | GOTTSHALL RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN | 6/15/00 | |
| CLINTON | 22344 | HENRY RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN | 6/15/00 | |
| CLINTON | 22345 | LOVE RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN | 6/15/00 | |
| CLINTON | 21150 | RAUCHTOWN CREEK | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN, SR 0880 UPSTREAM GOTTSALL RN UPSTREAM TO CONFLUENCE ROCKEY/ KRAPE RN | 6/15/00 | |
| CLINTON | 23663 | TWO MILE RUN | TSF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN, SOURCE TO CONFLUENCE WITH MIDDLE BRANCH TWO MILE RUN | 6/15/00 | |
| COLUMBIA | 27548 | FISHER RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN | 6/15/00 | |
| COLUMBIA | 27544 | FURNACE RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN | 6/15/00 | |
| COLUMBIA | 27560 | KLINGERMANS RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN | 6/15/00 | |
| COLUMBIA | 28078 | TENMILE RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN, SOURCE TO T-409 BRIDGE | 6/15/00 | |
| CRAWFORD | 51892 | EAST BR SUGAR CREEK | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN, FROM SR 0428 BRIDGE TO MOUTH | 6/15/00 | |
| CUMBERLAND | 10261 | LETORT SPRING RUN | EV | HQ-CWF | DESIGNATED CLASS A WILD TROUT | MAIN STEM, EAST POMFRET STREET BRIDGE TO POST ROAD BRIDGE (1.8 MI.) | 6/15/00 | |
| CUMBERLAND | 10222 | TRINDLE SPRING RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | MAIN STEM, SPRING SOURCE NEAR THE SILVER SPRING MEETING HOUSE TO MOUTH | 6/15/00 | |

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|------------------------|------------------|---------------------|-----------------------|---------------------|--------------------------------|--|---------------------|----------------------|
| ELK | 24612 | DENTS RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN | 6/15/00 | |
| ELK | 24647 | LITTLE DENTS RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN | 6/15/00 | |
| ELK | 24685 | SPRING RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN, CONFLUENCE OF STONY BROOK TO UNNAMED TRIBUTARY NEAR STATE FOREST BOUNDARY | 6/15/00 | |
| ELK | 50251 | VINEYARD RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN, SOURCE TO SPRING CREEK - HORTON TOWNSHIP LINE | 6/15/00 | |
| ERIE | 53478 | TROUT RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN | 6/15/00 | |
| FAYETTE | 38284 | BUCK RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN, SOURCE TO A POINT 2.3 KM UPSTREAM OF THE MOUTH | 6/15/00 | |
| FAYETTE | 38241 | RASLER RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN | 10/24/00 | |
| FRANKLIN | 59258 | W BR ANTIETAM CREEK | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN, SOURCE TO SR 0997 | 6/15/00 | |
| JUNIATA | 12305 | LOST CREEK | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN, SOURCE TO SR 0035 | 6/15/00 | |
| LACKAWANNA | 28374 | LACKAWANNA RIVER | TSF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | MAIN STEM, FROM GILMARTIN ST TO SR 0347 | 6/15/00 | |
| LANCASTER | 7162 | CONOWINGO CREEK | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN, SOURCE TO SR 3005 | 6/15/00 | |
| LEBANON/ LANCASTER | 7693 | FURNACE RUN | TSF | CWF | RBP SURVEY- ANTIDEGRADATION | BASIN, SOURCE TO SR 1026 | 6/15/00 | |
| LEBANON/ LANCASTER | 7693 | FURNACE RUN | TSF | WWF | RBP SURVEY- ANTIDEGRADATION | BASIN, SR 1026 TO MOUTH | 6/15/00 | |
| LEBANON/ SCHUYLKILL | 9361 | SWATARA CREEK | CWF | WWF | RBP SURVEY- ANTIDEGRADATION | MAIN STEM, CONFLUENCE OF LOWER LITTLE SWATARA CREEK TO GREEN POINT STATION (RIVER MILE 46.9) | 9/13/00 | |
| LUZERNE | 28352 | SOLOMON CREEK | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN, SOURCE TO CONFLUENCE WITH PINE CREEK | 6/15/00 | |
| LYCOMING | 21164 | AUGHANBAUGH RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN | 6/15/00 | |

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|-------------------|------------------|----------------------|------------------------|---------------------|-------------------------------|---|---------------------|----------------------|
| LYCOMING | 21004 | BIG RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN | 6/15/00 | |
| LYCOMING | 21409 | FLICKS RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN | 6/15/00 | |
| LYCOMING | 21139 | MCMURRIN RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN, FROM SAND SPRING TO SINK NEAR T-303 | 6/15/00 | |
| LYCOMING | 21131 | MORGAN VALLEY RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN | 6/15/00 | |
| MCKEAN | 57031 | E BR TUNUNGWANT CR | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | MAIN STEM, T-331 BRIDGE TO SR 4002 BRIDGE | 6/15/00 | |
| MCKEAN/ POTTER | 58156 | ALLEGHENY PORTAGE CR | TSF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | MAIN STEM, FROM BROWN HOLLOW TO SCAFFOLD LICK RUN | 6/15/00 | |
| MIFFLIN | 12550 | FROG HOLLOW | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN | 6/15/00 | |
| MIFFLIN | 12429 | KISHACOQUILLAS CR | TSF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | MAIN STEM, FROM YEAGERTOWN RAILROAD BRIDGE TO MILL ROAD BRIDGE | 6/15/00 | |
| MONROE | 3987 | MIDDLE CREEK | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN, T-444 DOWNSTREAM TO MOUTH | 6/15/00 | |
| MONROE | 3917 | POHOPOCO CREEK | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN, FROM BRIDGE ON SR 3016 TO SR 0209 BRIDGE IN KRESGEVILLE | 6/15/00 | |
| NORTHAMPTON | 3343 | NANCY RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN, SR 3007 TO MOUTH | 6/15/00 | |
| NORTHAMPTON | 3345 | SAUCON CREEK | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | MAIN STEM, 0.4 MI ABOVE HIGH STREET BRIDGE IN BETHLEHEM TO SR 0412 BRIDGE | 6/15/00 | |
| PIKE | 5056 | LITTLE BUSH KILL | HQ-CWF | EV | RBP SURVEY-ANTIDEGRADATION | BASIN, SOURCE TO AND INCLUDING UNT 05067 | 9/13/00 | 3/20/01 |
| PIKE | 5056 | LITTLE BUSH KILL | HQ-CWF | EV | RBP SURVEY-ANTIDEGRADATION | BASIN, UNT 05059 TO MOUTH, EXCLUDING UNT 05057 | 9/13/00 | 3/20/01 |
| POTTER | 58529 | DWIGHT CREEK | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN | 6/15/00 | |
| POTTER | 57116 | OSWAYO CREEK | CWF | EV | DESIGNATED CLASS A WILD TROUT | BASIN, BRIZZEE HOLLOW TO CLARA CREEK, EXCEPT S BR OSWAYO CREEK | 6/15/00 | 3/20/01 |

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|------------------------|------------------|--------------------------|------------------------|---------------------|-------------------------------|--|---------------------|----------------------|
| SCHUYLKILL | 2295 | BEAR CREEK | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN, SOURCE TO 500M BELOW SR 895/T-594 JUNCTION NEAR ROEDERS | 6/15/00 | |
| SCHUYLKILL | 2227 | BEAVER CREEK | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN, SOURCE TO BRIDGE ON A LANE OFF SR 1013 | 6/15/00 | |
| SCHUYLKILL | 2225 | COLD RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN, SOURCE TO BEAVER CREEK | 6/15/00 | |
| SCHUYLKILL | 27563 | CROOKED RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN | 6/15/00 | |
| SCHUYLKILL | 27570 | LITTLE CROOKED RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN | 6/15/00 | |
| SCHUYLKILL | 2250 | OWL CREEK | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN, TAMAQUA RESERVOIR TO MOUTH | 6/15/00 | |
| SCHUYLKILL | 27593 | RATTLING RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN | 6/15/00 | |
| SCHUYLKILL | 27580 | TREXLER RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN | 6/15/00 | |
| SCHUYLKILL | 3856 | LIZARD CREEK | TSF | CWF | RBP SURVEY-ANTIDEGRADATION | BASIN, SOURCE TO DORSET ROAD | 6/15/00 | 3/20/01 |
| SCHUYLKILL/ BERKS | 2206 | UNT TO L SCHUYLKILL R | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN | 6/15/00 | |
| SCHUYLKILL/ LUZERNE | 27569 | RACCOON CREEK | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN | 6/15/00 | |
| SOMERSET | 45336 | BEAVERDAM RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN, POND OUTFLOW NEAR SR 1035 TO A POINT 0.6 MI BELOW SR 1018 | 6/15/00 | |
| SOMERSET | 45404 | HIGGINS RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | MAIN STEM, RM 1.37 TO MOUTH | 6/15/00 | |
| TIOGA | 21904 | BALDWIN RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN | 6/15/00 | |
| TIOGA | 21892 | CANADA RUN | CWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN | 6/15/00 | |
| TIOGA | 31068 | JEMISON CREEK | WWF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | BASIN, SOURCE TO T559 AT AZELTA | 6/15/00 | |
| WARREN | 56497 | BROWNS RUN | CWF | EV | RBP SURVEY-ANTIDEGRADATION | BASIN, SOURCE TO DUTCHMAN RUN | 9/13/00 | 3/20/01 |
| WARREN | 56499 | DUTCHMAN RUN | CWF | EV | RBP SURVEY-ANTIDEGRADATION | BASIN, SOURCE TO T-413, MEAD TOWNSHIP | 9/13/00 | 3/20/01 |

| <i>COUNTY</i> | <i>STRM CODE</i> | <i>WATER BODY</i> | <i>DESIG- NATED USE</i> | <i>EXISTING USE</i> | <i>QUALIFIER</i> | <i>LOCATION</i> | <i>DATE OF EVAL</i> | <i>EQB PROP RULE</i> |
|---------------|----------------------|---|---------------------------------|-------------------------|----------------------------------|---|-----------------------------|------------------------------|
| WARREN | 56502 | UNNAMED TRIBUTARY TO DUTCHMAN RUN | CWF | EV | RBP SURVEY- ANTIDEGRADATION | BASIN | 9/13/00 | 3/20/01 |
| WARREN | 56498 | MORRISON RUN | CWF | EV | RBP SURVEY- ANTIDEGRADATION | BASIN | 9/13/00 | 3/20/01 |
| YORK | 8032 | CODORUS CREEK | TSF | HQ-CWF | DESIGNATED CLASS A WILD TROUT | MAIN STEM, SR 3047 TO SR 0116 | 6/15/00 | |
| YORK | 7374 | RAMBO RUN | CWF | EV | RBP SURVEY- ANTIDEGRADATION | BASIN | 9/13/00 | |
| YORK | 8035 | TROUT RUN | WWF | HQ-CWF | RBP SURVEY- ANTIDEGRADATION | BASIN, SOURCE TO UNNAMED TRIBUTARY AT RIVER MILE 0.3 | 9/13/00 | |
| YORK | 8035 | TROUT RUN | WWF | CWF | RBP SURVEY- ANTIDEGRADATION | BASIN, FROM AND INCLUDING UNNAMED TRIBUTARY AT RIVER MILE 0.3 TO MOUTH | 9/13/00 | |

[Pa.B. Doc. No. 01-82. Filed for public inspection January 19, 2001, 9:00 a.m.]

Technical Advisory Committee on Diesel-Powered Equipment; Change of Meeting Date

The January 17, 2001, meeting of the Technical Advisory Committee on Diesel-Powered Equipment (TAC) has been rescheduled. The next meeting is now scheduled for February 1, 2001, at 10 a.m. in the Fayette County Health Center in Uniontown.

Questions concerning this meeting can be directed to Allison Gaida at (724) 439-7289 or e-mail to Gaida.Allison@dep.state.pa.us. The agenda and meeting materials will be available through the Public Participation Center on DEP's World Wide Web site at <http://www.dep.state.pa.us>.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Allison Gaida directly at (724) 439-7289 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 01-83. Filed for public inspection January 19, 2001, 9:00 a.m.]

DEPARTMENT OF HEALTH

Decisions on Requests for Exceptions to Health Care Facility Regulations

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), effective June 6, 1998, the Department has published in the *Pennsylvania Bulletin* all requests by entities licensed under the Health Care Facilities Act (35 P. S. §§ 448.101—448.904b), for exceptions to regulations contained in 28 Pa. Code, Part IV Health Facilities, Subparts B-G.

Section 51.33(d) provides that the Department will publish notice of all approved exceptions on a periodic basis. The Department has determined that it will publish notice of all exceptions, both approved and denied. The following list contains the decisions made on exception requests published in the *Pennsylvania Bulletin* from September 5, 1999 through December 31, 2000. Future publications of decisions on exception requests will appear on a quarterly basis.

All requests for additional information on the exception requests and the Department's decisions should be made to the relevant division of the Department. Inquiries regarding hospitals and ambulatory surgical facilities shall be addressed to the Division of Acute and Ambulatory Care, Elaine Gibble, Director, P. O. Box 90, Harrisburg, PA 17108. Inquiries regarding long-term care facilities shall be addressed to the Division of Nursing Care Facilities, Susan Getgen, Director, P. O. Box 90, Harrisburg, PA 17108. Those persons requiring special assistance for speech and/or hearing impairment should call V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Services at (800) 654-5984 [TT].

Request for Exceptions from Hospitals

| <i>Facility Name</i> | <i>Regulation</i> | <i>Date Published</i> | <i>Decision</i> |
|---------------------------------|-------------------------|-----------------------|-------------------------------------|
| Children's Hospital of Phila. | 28 Pa. Code § 101.54 | 03/25/00 | Approved |
| Bloomsburg Hospital | 28 Pa. Code § 107.2 | 10/02/99 | Denied |
| UPMC Rehabilitation Hospital | 28 Pa. Code § 107.2 | 01/01/00 | Approved |
| Chestnut Hill Hospital | 28 Pa. Code § 107.2 | 05/27/00 | Approved |
| Ephrata Community Hospital | 28 Pa. Code § 107.2 | 07/01/00 | Approved |
| Mercy Hospital of Pittsburgh | 28 Pa. Code § 107.2 | 09/02/00 | Approved |
| Mercy Providence Hospital | 28 Pa. Code § 107.2 | 09/02/00 | Approved |
| Guthrie Robert Packer Hospital | 28 Pa. Code § 107.2 | 10/21/00 | Pediatric-Approved Cath-deferred |
| Centre Community Hospital | 28 Pa. Code § 107.2 | 10/21/00 | Approved |
| Miners Memorial Medical Center | 28 Pa. Code § 107.2 | 12/02/00 | Approved |
| Good Samaritan Regional Med Ctr | 28 Pa. Code § 107.26 | 10/02/99 | Denied |
| Good Samaritan Regional Med Ctr | 28 Pa. Code § 107.32 | 10/02/99 | Denied |
| Chambersburg Hospital | 28 Pa. Code § 107.32 | 10/02/99 | Denied |
| Elk Regional Health Center | 28 Pa. Code § 107.62 | 01/01/00 | Denied |
| Gettysburg Hospital | 28 Pa. Code § 107.62 | 01/01/00 | Approved |
| Jeanes Hospital | 28 Pa. Code § 107.62 | 03/11/00 | Denied |
| Frankford Health Care System | 28 Pa. Code § 107.62 | 08/19/00 | Denied |
| Lancaster General Hospital | 28 Pa. Code § 109.23 | 01/01/00 | Denied |
| Lankenau Hospital | 28 Pa. Code § 119.41(6) | 04/08/00 | No Exception Required |

| <i>Facility Name</i> | <i>Regulation</i> | <i>Date Published</i> | <i>Decision</i> |
|---|-------------------------------|-----------------------|--|
| Lankenau Hospital | 28 Pa. Code § 123.14(4) | 04/08/00 | No Exception Required |
| Memorial Hospital of Towanda | 28 Pa. Code § 125.14(a) | 01/01/00 | Approved |
| St. Clair Hospital | 28 Pa. Code § 125.14(a) | 10/14/00 | Approved |
| Lancaster General Hospital | 28 Pa. Code § 151.21 | 01/01/00 | Denied |
| Cannonsburg General Hospital | 28 Pa. Code § 153.1 | 04/08/00 | Approved |
| Abington Memorial Hospital | 28 Pa. Code § 153.1(a) | 01/01/00 | Approved |
| Lancaster General Hospital | 28 Pa. Code § 153.1(a) | 01/01/00 | Approved |
| Sewickley Valley Hospital | 28 Pa. Code § 153.1(a) | 01/01/00 | Approved |
| UPMC Presbyterian Medical Ctr. | 28 Pa. Code § 153.1(a) | 01/01/00 | Denied |
| Pennsylvania Hospital of the University of Pennsylvania | 28 Pa. Code § 153.1(a) | 01/01/00 | Denied |
| Warren General Hospital | 28 Pa. Code § 153.1(b) | 10/02/99 | Approved |
| Pottstown Memorial Medical Ctr. | 28 Pa. Code § 153.1(b) | 10/02/99 | Denied |
| Crozer Chester Medical Center | 28 Pa. Code § 153.1(b) | 10/02/99 | Approved |
| Grandview Hospital | 28 Pa. Code § 153.1(b) | 04/08/00 | Approved |
| Children's Hospital of Ptbg. | 28 Pa. Code § 551.22(1) & (2) | 04/29/00 | Subsection (1) Approved Subsection (2) Denied |
| Children's Hospital of Pittsburgh | 28 Pa. Code § 551.22(1)& (2) | 04/08/00 | Denied |
| Lancaster General Hospital | 28 Pa. Code § 551.3(i) | 10/14/00 | Approved |
| Lancaster General Hospital | 28 Pa. Code § 551.33 | 10/14/00 | Approved |
| Children's Hospital of Phila. | 28 Pa. Code § 553.1-553.4 | 05/13/00 | Approved |
| Carlisle Hospital | 28 Pa. Code § 553.2 | 09/23/00 | Approved |
| Lancaster General Hospital | 28 Pa. Code § 553.2 | 10/14/00 | Approved |
| Children's Hospital of Ptbg | 28 Pa. Code § 553.3 | 04/29/00 | Denied |
| Lancaster General Hospital | 28 Pa. Code § 553.3 | 10/14/00 | Approved |
| Children's Hospital of Ptbg | 28 Pa. Code § 553.31 | 04/29/00 | Denied |
| Lancaster General Hospital | 28 Pa. Code § 553.31 | 10/14/00 | Approved |
| Children's Hospital of Ptbg | 28 Pa. Code § 553.4 | 04/29/00 | Denied |
| Lancaster General Hospital | 28 Pa. Code § 553.4 | 10/14/00 | Approved |
| Carlisle Hospital | 28 Pa. Code § 555.1 | 09/23/00 | Approved |
| Children's Hospital of Phila. | 28 Pa. Code § 555.1-555.3 | 05/13/00 | Approved |
| Children's Hospital of Ptbg | 28 Pa. Code § 555.3 | 04/29/00 | Denied |
| Lancaster General Hospital | 28 Pa. Code § 555.3 | 10/14/00 | Approved |
| Children's Hospital of Ptbg | 28 Pa. Code § 555.4 | 04/29/00 | Denied |
| Lancaster General Hospital | 28 Pa. Code § 555.22(e) | 10/14/00 | Approved |
| Carlisle Hospital | 28 Pa. Code § 555.31 | 09/23/00 | Approved |
| Carlisle Hospital | 28 Pa. Code Chapter 557 | 09/23/00 | Approved |
| Lancaster General Hospital | 28 Pa. Code § 557.1 | 10/14/00 | Approved |
| Children's Hospital of Phila. | 28 Pa. Code § 557.1-557.4 | 05/13/00 | Approved |
| Lancaster General Hospital | 28 Pa. Code § 557.3 | 10/14/00 | Approved |
| Lancaster General Hospital | 28 Pa. Code § 557.4 | 10/14/00 | Approved |
| Carlisle Hospital | 28 Pa. Code Chapter 559 | 09/23/00 | Approved |
| Lancaster General Hospital | 28 Pa. Code § 559.2 | 10/14/00 | Approved |
| Carlisle Hospital | 28 Pa. Code Chapter 563 | 09/23/00 | Approved |
| Children's Hospital of Phila. | 28 Pa. Code § 563.1-563.13 | 05/13/00 | Approved |
| Lancaster General Hospital | 28 Pa. Code § 563.12 | 10/14/00 | Approved |
| Carlisle Hospital | 28 Pa. Code Chapter 565 | 09/23/00 | Approved |

| <i>Facility Name</i> | <i>Regulation</i> | <i>Date Published</i> | <i>Decision</i> |
|---|-------------------------|-----------------------|--------------------------|
| Lancaster General Hospital | 28 Pa. Code § 565.12 | 10/14/00 | Approved |
| Carlisle Hospital | 28 Pa. Code Chapter 567 | 09/23/00 | Approved |
| Children's Hospital of Ptbg | 28 Pa. Code § 567.3(b) | 04/29/00 | Denied |
| Children's Hospital of Ptbg | 28 Pa. Code § 567.32 | 04/29/00 | Denied |
| Carlisle Hospital | 28 Pa. Code Chapter 569 | 09/23/00 | Approved |
| Lancaster General Hospital | 28 Pa. Code § 569.11 | 10/14/00 | Approved |
| Gastrointestinal Specialists, Inc. | 28 Pa. Code § 571.1 | 01/01/00 | Approved |
| Bon Secours-Holy Family Regional Health System | 28 Pa. Code § 571.1 | 03/11/00 | Approved |
| Community Medical Center | 28 Pa. Code § 571.1 | 03/11/00 | Denied |
| Girard Medical Center | 28 Pa. Code § 571.1 | 03/11/00 | No exception Required |
| Magee Rehabilitation Hospital | 28 Pa. Code § 571.1 | 04/29/00 | No Exception Required |
| Valley Gastroenterology Assoc. | 28 Pa. Code § 571.1 | 04/29/00 | Denied |
| Windber Medical Center | 28 Pa. Code § 571.1 | 08/19/00 | Approved |
| Temple University Health System Lower Bucks Hospital | 28 Pa. Code § 571.1 | 09/16/00 | Denied |
| Schein Ernst Eye Associates | 28 Pa. Code § 571.1 | 09/30/00 | Approved/ Denied |
| Hospital of the University of PA | 28 Pa. Code § 571.1 | 10/14/00 | Approved/ Denied |

Request for Exceptions from Nursing Care Facilities

| <i>Facility Name</i> | <i>Regulation</i> | <i>Date Published</i> | <i>Decision</i> |
|---|-------------------------------------|-----------------------|-----------------------------------|
| Parkview Skilled Nursing Facility | 28 Pa. Code § 201.17 | 11/27/99 | Approved |
| Montgomery Hospital Skilled Nursing Unit | 28 Pa. Code § 201.17 | 11/27/99 | Approved |
| Montgomery Hospital Skilled Nursing Unit | 28 Pa. Code § 201.17 | 11/27/99 | Approved |
| Millcreek Manor | 28 Pa. Code § 201.17 | 5/27/00 | Approved |
| Progressive Care Center @ Hamot | 28 Pa. Code § 201.18(e) | 11/27/99 | Approved |
| Somerset Hospital Center for Health | 28 Pa. Code § 201.18(e) | 11/27/99 | Approved |
| Medical Center Beaver Long Term Care | 28 Pa. Code § 201.18(e) | 5/27/00 | Facility Closed/No longer Req. |
| St. Lukes Quakertown Hospital Transitional Care Unit | 28 Pa. Code § 201.18(e) | 5/27/00 | Approved |
| Montgomery Hospital Skilled Nursing Unit | 28 Pa. Code § 201.18(e) | 5/27/00 | Approved |
| Wood River Village Nursing Center | 28 Pa. Code § 201.18(e) | 10/28/00 | Approved |
| Grandview Hospital Skilled Nursing Facility | 28 Pa. Code § 201.18(e) | 8/5/00 | Approved |
| UPMC Passavant Subacute Unit | 28 Pa. Code § 201.22 (c) and (k) | 11/27/99 | Denied |
| Meadville Medical Center | 28 Pa. Code § 201.22 (c) and (k) | 11/27/99 | Denied |
| Northwest Medical Center TCU | 28 Pa. Code § 201.22 (c) and (k) | 11/27/99 | Denied |
| Sewickley Valley Hospital Transitional Care Unit | 28 Pa. Code § 201.22(c) and (k) | 5/27/00 | Facility Closed |
| UPMC Horizon TCU-Greenville | 28 Pa. Code § 201.22(c) and (k) | 11/27/99 | Denied |
| UPMC Horizon TCU-Shenango | 28 Pa. Code § 201.22(c) and(k) | 11/27/99 | Denied |
| Washington Hospital Transitional Care Unit | 28 Pa. Code § 201.22(e) | 5/27/00 | Denied |
| Harmar Village Care Center | 28 Pa. Code § 205.6(a) | 8/5/00 | Approved |
| The Baptist Home | 28 Pa. Code § 205.6(a) | 11/27/99 | Approved |
| Jewish Home of Greater Harrisburg | 28 Pa. Code § 205.6(a) | 5/27/00 | Approved |
| Laurelbrooke Landing | 28 Pa. Code § 205.6(a) | 5/27/00 | Approved |

| <i>Facility Name</i> | <i>Regulation</i> | <i>Date Published</i> | <i>Decision</i> |
|--|---------------------------------|-----------------------|--------------------|
| Liberty Court Genesis Eldercare Network | 28 Pa. Code § 205.6(a) | 12/23/00 | Approved |
| Somerset Patriot Manor | 28 Pa. Code § 205.6(a) | 8/5/00 | Approved |
| ManorCare Health Services-Bethlehem II | 28 Pa. Code § 205.6(a) | 8/5/00 | Approved |
| ManorCare Health Services-Carlisle | 28 Pa. Code § 205.6(a) | 8/5/00 | Approved |
| ManorCare Health Services-Elizabethtown | 28 Pa. Code § 205.6(a) | 8/5/00 | Approved |
| The Bethlen Home | 28 Pa. Code § 205.6(a) | 8/5/00 | Approved |
| Harmar Village Care Center | 28 Pa. Code § 205.6(a) | 10/28/00 | Approved |
| Sharon Regional Health System Skilled Care Center | 28 Pa. Code § 205.6(a) | 10/28/00 | Temp. Approval |
| St. Francis Nursing Center Cranberry | 28 Pa. Code § 205.6(a) | 10/28/00 | Approved |
| Stonebridge Health & Rehab | 28 Pa. Code § 205.6(a) | 8/5/00 | Approved |
| Meadow View Senior Living Center | 28 Pa. Code § 205.6(a) | 10/28/00 | Approved |
| Blair Nursing Home, Inc. | 28 Pa. Code § 205.10(a) | 6/3/00 | Approved |
| Quarryville Presbyterian Home | 28 Pa. Code § 205.10(e) | 5/27/00 | Approved |
| Clepper Manor | 28 Pa. Code § 205.12(b) | 10/28/00 | Approved |
| Greenridge Nursing Home | 28 Pa. Code § 205.20 | 10/28/00 | No longer Required |
| Frick Hospital Skilled Nursing Unit | 28 Pa. Code § 205.24 | 5/27/00 | Approved |
| Neshaminy Manor Home | 28 Pa. Code § 205.24(a) and (b) | 5/27/00 | No longer Required |
| Laurel Landing | 28 Pa. Code § 205.25 | 5/27/00 | Approved |
| Evergreen Terrace | 28 Pa. Code § 205.25(a) | 5/27/00 | Approved |
| Carleton Senior Care | 28 Pa. Code § 205.25(a) | 10/28/00 | Approved |
| York Terrace | 28 Pa. Code § 205.25(b) | 5/27/00 | Approved |
| Laurelbrooke Landing | 28 Pa. Code § 205.26 | 5/27/00 | Approved |
| Carleton Senior Care | 28 Pa. Code § 205.26(a) | 10/28/00 | Approved |
| Friendly Nursing Home | 28 Pa. Code § 205.26(e) | 5/27/00 | Approved |
| Frick Hospital Skilled Nursing Unit | 28 Pa. Code § 205.27 | 5/27/00 | Approved |
| Laurelbrooke Landing | 28 Pa. Code § 205.28(b) | 5/27/00 | Approved |
| Blair Nursing Home, Inc. | 28 Pa. Code § 205.28(c)(1) | 6/3/00 | Approved |
| Jewish Home of Greater Harrisburg | 28 Pa. Code § 205.31 | 10/28/00 | Approved |
| Blair Nursing Home, Inc. | 28 Pa. Code § 205.33 | 6/3/00 | Approved |
| Presbyterian Medical Center of Washington | 28 Pa. Code § 205.33(a) | 5/27/00 | Denied |
| Skilled Nursing Unit Greene County Memorial Hospital | 28 Pa. Code § 205.36(a) | 11/27/99 | No longer required |
| Foulkways @ Gwynedd | 28 Pa. Code § 205.36(c) | 11/27/99 | Approved |
| Blair Nursing Home, Inc. | 28 Pa. Code § 205.36(d) | 6/3/00 | Approved |
| Meadow View Senior Living Center | 28 Pa. Code § 205.36(f) | 10/28/00 | Approved |
| Blair Nursing Home, Inc. | 28 Pa. Code § 205.37(b) | 6/3/00 | Approved |
| Blair Nursing Home, Inc. | 28 Pa. Code § 205.38(a) | 6/3/00 | Approved |
| Meadow View Senior Living Center | 28 Pa. Code § 205.38(b) | 5/27/00 | Approved |
| Skilled Nursing Unit-Greene County Memorial Hospital | 28 Pa. Code § 205.38(c) and (d) | 11/27/99 | Approved |
| Neshaminy Manor Home | 28 Pa. Code § 205.38(d) | 5/27/00 | No longer Required |
| Laurelbrooke Landing | 28 Pa. Code § 205.38(e) | 5/27/00 | Approved |
| Blair Nursing Home, Inc. | 28 Pa. Code § 205.67(k) | 6/3/00 | Approved |
| Villa Teresa | 28 Pa. Code § 205.72 | 5/27/00 | Approved |
| Millcreek Manor | 28 Pa. Code § 210.17 | 5/27/00 | Approved |
| Bear Creek Health Care Center | 28 Pa. Code § 211.12(e) | 8/5/00 | Denied |
| The Long Home | 28 Pa. Code § 211.12(f)(1)(h) | 10/28/00 | Denied |

| <i>Facility Name</i> | <i>Regulation</i> | <i>Date Published</i> | <i>Decision</i> |
|--------------------------------------|-------------------------|-----------------------|-----------------|
| ManorCare Health Services-Harrisburg | 28 Pa. Code § 211.16(a) | 10/28/00 | Denied |
| Regina Community Nursing Center | 28 Pa. Code § 211.6(c) | 5/27/00 | Approved |

Request for Exceptions from Ambulatory Surgical Facilities

| <i>Facility Name</i> | <i>Regulation</i> | <i>Date Published</i> | <i>Decision</i> |
|--|----------------------------------|-----------------------|-----------------|
| Main Line Surgery Center, LLC | 28 Pa. Code § 551.21(a)(1) | 06/17/00 | Denied |
| Aestique Ambulatory Surgical Ctr, Inc. | 28 Pa. Code § 551.21(a)(1) & (2) | 04/08/00 | Denied |
| Aestique Amb. Surgical Ctr. Inc. | 28 Pa. Code § 551.22(2) | 04/29/00 | Denied |
| Grandview Surgery & Laser Ctr. | 28 Pa. Code § 551.22(3)(ii) | 03/11/00 | Denied |
| UPMC Presbyterian South Surgery Center | 28 Pa. Code § 553.3 | 12/02/00 | Approved |
| UPMC Presbyterian South Surgery Center | 28 Pa. Code § 553.4 | 12/02/00 | Approved |
| UPMC Presbyterian South Surgery Ctr | 28 Pa. Code § 553.4(d) | 12/02/00 | Approved |
| UPMC Presbyterian South Surgery Center | 28 Pa. Code § 553.31 | 12/02/00 | Approved |
| Heritage Valley Health System Surgery Center | 28 Pa. Code § 553.31 | 09/16/00 | Denied |
| UPMC Presbyterian South Surgery Center | 28 Pa. Code Chapter 555 | 12/02/00 | Approved |
| Heritage Valley Health System Surgery Center | 28 Pa. Code § 555.23(f) | 09/16/00 | Approved |
| Aestique Amb. Surgical Ctr. Inc. | 28 Pa. Code § 555.24(d) | 04/29/00 | Denied |
| Heritage Valley Health System Surgery Center | 28 Pa. Code § 555.32(e) | 09/16/00 | Approved |
| UPMC Presbyterian South Surgery Center | 28 Pa. Code Chapter 557 | 12/02/00 | Approved |
| UPMC Presbyterian South Surgery Center | 28 Pa. Code § 559.2 | 12/02/00 | Approved |
| Carlisle Hospital | 28 Pa. Code Chap. 561 | 09/23/00 | Approved |
| UPMC Presbyterian South Surgery Center | 28 Pa. Code § 561.21 | 12/02/00 | Approved |
| UPMC Presbyterian South Surgery Center | 28 Pa. Code § 561.23 | 12/02/00 | Approved |
| Heritage Valley Health System Surgery Center | 28 Pa. Code § 563.1 | 09/16/00 | Approved |
| Heritage Valley Health System Surgery Center | 28 Pa. Code § 563.8 | 09/16/00 | Approved |
| UPMC Presbyterian South Surgery Center | 28 Pa. Code § 563.12 | 12/02/00 | Approved |
| Heritage Valley Health System Surgery Center | 28 Pa. Code § 565.12 | 09/16/00 | Approved |
| Heritage Valley Health System Surgery Center | 28 Pa. Code § 567.3 | 09/16/00 | Approved |
| UPMC Presbyterian South Surgery Center | 28 Pa. Code § 567.32 | 12/02/00 | Approved |
| Mt. Lebanon Surgical Center | 28 Pa. Code § 571.1 | 07/22/00 | Approved |

Request for Exceptions from Chapter 51 (General Information)

| <i>Facility Name</i> | <i>Regulation</i> | <i>Date Published</i> | <i>Decision</i> |
|--|---------------------|-----------------------|-----------------|
| Grandview Hospital | 28 Pa. Code § 51.6 | 01/01/00 | Denied |
| Valley Advanced Imaging, LLC | 28 Pa. Code § 51.23 | 07/22/00 | Approved |
| Christopher Chapman, MD | 28 Pa. Code § 51.23 | 10/14/00 | Approved |
| Quantum PET | 28 Pa. Code § 51.23 | 11/11/00 | Approved |
| The Pottsville Hospital and Warne Clinic | 28 Pa. Code § 51.23 | 12/02/00 | Approved |
| NorthernLitho, Inc. Lithotripsy Service | 28 Pa. Code § 51.24 | 05/13/00 | Denied |

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-84. Filed for public inspection January 19, 2001, 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 Labora-

tory 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 Department of Health. These laboratories are also approved and designated for pur-

poses 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 approximately 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) 280-3464, ext. 3273.

Persons with a disability who require auxiliary aid service should contact Dr. Shoemaker at V/TT: (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT & T Relay Service at (800) 654-5984 [TT].

Abington Memorial Hospital-S
1200 Old York Road
Abington, PA 19001
215-576-2350

Accu-Chem Laboratories-SC
990 North Bowser Road, Suite 800/880
Richardson, TX 75081
872-234-5412

ACT Lab Services, Inc.-SC
270 Commerce Drive
Fort Washington, PA 19034
215-283-6370

Advanced Toxicology Network-SC
3560 Air Center Cove, Suite 101
Memphis, TN 38118
901-794-5770

Albert Einstein Medical Center North-SC
5501 Old York Road
Philadelphia, PA 19141
215-456-6100

Allegheny County Division of Labs., Toxicology Section-S
10 County Office Building
Pittsburgh, PA 15219
412-350-6873

Allegheny General Hospital Dept. Lab. Med.-S
320 East North Avenue
Pittsburgh, PA 15212
412-359-3521

Altoona Hospital-S
620 Howard Avenue
Altoona, PA 16601
814-946-2340

Amergen Energy Company LLC-S
PO Box 480, Route 441 South
Middletown, PA 17057
717-948-8880

American Medical Laboratories-SC
14225 Newbrook Drive
Chantilly, VA 20153
703-802-6900

Ammon Analytical Laboratory-SC
600 Bloy Street
Hillside, NJ 07205
908-624-0004

Analytic Biochemistries, Inc.-SC
1680-D Loretta Avenue
Feasterville, PA 19053
215-322-9210

Associated Clinical Laboratories-SC
1526 Peach Street
Erie, PA 16501
814-461-2400

AUH-Forbes Regional Health Center-S
2570 Haymaker Road
Monroeville, PA 15146
412-858-2560

Ayer Clinical Lab-Penn Hospital-S
Eighth and Spruce Streets
Philadelphia, PA 19107
215-829-3541

Barnes Kasson County Hospital-S
400 Turnpike Street
Susquehanna, PA 18847
570-853-3135

Bendiner & Schlesinger, Inc.-SC
47 Third Avenue
New York, N.Y. 10003
212-254-2300

Bio Reference Laboratories, Inc.-SC
481B Edward H. Ross Drive
Elmwood Park, NJ 07407
201-791-3600

Bon Secours-Holy Family Reg. Health-S
2500 Seventh Avenue
Altoona, PA 16602
814-949-4495

Braddock Medical Center-S
412 Holland Avenue
Braddock, PA 15104
412-636-5000

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
724-785-7200

Canonsburg General Hospital-S
100 Medical Boulevard
Canonsburg, PA 15317
724-745-6100

Carlisle Hospital-S
245 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 1, Box 205
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

Clinical Laboratories, Inc.-SC
901 Keystone Industrial Park
Throop, PA 18512
570-346-1759

Clinical Science Laboratory, Inc.-S
51 Francis Avenue
Mansfield, MA 02048
508-339-6106

Community Hospital of Lancaster-S
1100 East Orange Street
Lancaster, PA 17602
717-397-3711

Community Medical Center-S
1822 Mulberry Street
Scranton, PA 18510
570-969-8000

Conemaugh Valley Memorial Hospital-S
1086 Franklin Street
Johnstown, PA 15905
814-534-9000

Corporate Health Services-S
1914 Mercer Avenue
Farrell, PA 16121
724-346-6425

Corry Memorial Hospital-S
612 West Smith Street
Corry, PA 16407
814-664-4641

Crozer-Chester Medical Center-S
1 Medical Center Blvd.
Upland, PA 19013
610-447-2000

De John Med Laboratory, Inc.-S
1570 Garrett Road
Upper Darby, PA 19082
610-626-2112

Delaware County Memorial Hospital-S
501 North Lansdowne Avenue
Drexel Hill, PA 19026
610-284-8100

Department of Pathology & Lab Med-HUP-SC
3400 Spruce Street
Philadelphia, PA 19104
215-662-6880

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
610-718-2055

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

Ephrata Community Hospital-S
169 Martin Avenue
P. O. Box 1002
Ephrata, PA 17522
717-733-0311

Episcopal Hospital-S
100 East Lehigh Avenue
Philadelphia, PA 19125
215-427-7333

ERHC Ridgway Laboratory-S
94 Hospital Street
Ridgway, PA 15853
814-788-5530

ERHC St. Marys Laboratory-S
763 Johnsonburg Road
Saint Marys, PA 15857
814-788-8525

Evangelical Community Hospital-S
1 Hospital Drive
Lewisburg, PA 17837
570-522-2510

Fitness for Duty Center-S
Pennsylvania Power and Light Company
P. O. Box 467
Berwick, PA 18603
570-542-3336

Frankford Hospital-Bucks County Campus-S
380 North Oxford Valley Road
Langhorne, PA 19047
215-934-5227

Frankford Hospital-Frankford Division-S
Frankford Avenue and Wakeling Street
Philadelphia, PA 19124
215-831-2068

Frankford Hospital-Torresdale Division-S
Knights and Red Lion Roads
Philadelphia, PA 19114
215-612-4000

Frick Hospital-S
508 S. Church Street
Mount Pleasant, PA 15666
724-547-1500

Friends Hospital-S
4641 Roosevelt Blvd.
Philadelphia, PA 19124
215-831-4771

Friends Medical Lab, Inc.-SC
5820 Southwestern Blvd.
Baltimore, MD 21227
412-247-4417

Geisinger Medical Center-SC
North Academy Road
Danville, PA 17822
570-271-6338

Geisinger Wyoming Valley Medical Center-S
1000 East Mountain Drive
Wilkes-Barre, PA 18711
570-826-7830

GHHA Occupational Health-S
1000 Alliance Drive
Hazleton, PA 18201
570-459-1028

Gnaden Huetten Memorial Hospital-S
11th and Hamilton Streets
Lehighton, PA 18235
610-377-1300

Good Samaritan Hospital-S
4th and Walnut Streets, PO Box 1281
Lebanon, PA 17042
717-270-7500

Good Samaritan Regional Medical Center-S
700 East Norwegian Street
Pottsville, PA 17901
570-621-4032

Graduate Hospital-S
1800 Lombard Street
Philadelphia, PA 19146
215-893-2240

Graham-Massey Analytical Labs-SC
60 Todd Road
Shelton, CT 06484
203-926-1100

Guthrie Clinic Path Lab-S
Guthrie Square
Sayre, PA 18840
570-888-5858

Hahnemann University Hospital-S
Broad and Vine Streets, MS 113
Philadelphia, PA 19102
215-762-1783

Hanover General Hospital-S
300 Highland Avenue
Hanover, PA 17331
717-637-3711

Harrisburg Hospital-S
South Front Street
Harrisburg, PA 17101
717-782-2832

Hazleton General Hospital-S
East Broad Street
Hazleton, PA 18201
570-450-4156

Health Network Laboratories-SC
2024 Lehigh Street
Allentown, PA 18103
610-402-8150

Health Quest Medical Laboratories, Inc.-S
2089 East High Street
Pottstown, PA 19464
610-327-2520

Holy Redeemer Hospital-S
1648 Huntingdon Pike
Meadowbrook, PA 19046
215-947-3000

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
724-588-2100

Horizon Hospital System-Shenango Campus-S
2200 Memorial Drive
Farrell, PA 16121
724-981-3500

Indiana Hospital Dept. Lab. Med.-S
Hospital Road, P. O. Box 788
Indiana, PA 15701
724-357-7167

J.C. Blair Memorial Hospital-S
Warm Springs Avenue
Huntingdon, PA 16652
814-643-8645

Jeanes Hospital-S
7600 Central Avenue
Philadelphia, PA 19111
215-728-2347

Jersey Shore Hospital-S
1020 Thompson Street
Jersey Shore, PA 17740
570-398-0100

Kensington Hospital-S
136 West Diamond Street
Philadelphia, PA 19122
215-426-8100

Kroll Laboratory Specialists, Inc.-SC
1111 Newton Street
Gretna, LA 70053
504-361-8989

Lab Corp Occupational Testing Services-SC
4022 Willow Lake Blvd
Memphis, TN 38118
901-795-1515

Lab Corp Occupational Testing Services-SC
1904 Alexander Drive
Research Triangle Park, NC 27709
919-549-8263

Lab Corp of America Holdings-SC
69 First Avenue—P. O. Box 500
Raritan, NJ 08869
201-526-2400

LabOne, Inc.-SC
10101 Renner Boulevard
Lenexa, KS 66219
913-888-1770

Lancaster General Hospital-Susquehanna Division-S
306 North Seventh Street
Columbia, PA 17512
717-684-2841

Lancaster General Hospital-S
555 North Duke Street—P. O. Box 3555
Lancaster, PA 17603
717-299-5511

Lancaster Regional Medical Center-S
250 College Avenue
Lancaster, PA 17604
717-291-8022

Latrobe Area Hospital-S
121 West Second Avenue
Latrobe, PA 15650
724-537-1550

Lewistown Hospital-S
Highland Avenue
Lewistown, PA 17044
717-248-5411

Lock Haven Hospital-S
24 Cree Drive
Lock Haven, PA 17745
570-893-5000

Magee Women's Hospital-S
Forbes Avenue and Halket Street
Pittsburgh, PA 15213
412-647-4651

Main Line Clinical Laboratories-Bryn Mawr CP-S
130 Bryn Mawr Avenue
Bryn Mawr, PA 19010
610-526-3554

Main Line Clinical Laboratories-Lankenau CP-S
100 East Lancaster Avenue
Wynnewood, PA 19096
610-645-2615

Main Line Clinical Laboratories-Paoli Memorial CP-S
255 West Lancaster Avenue
Paoli, PA 19301
610-648-1000

Marian Community Hospital-S
100 Lincoln Avenue
Carbondale, PA 18407
570-281-1042

Meadville Medical Center-Liberty Street-S
751 Liberty Street
Meadville, PA 16335
814-336-3121

Medical College of Pennsylvania Hospital-S
3300 Henry Avenue
Philadelphia, PA 19129
215-842-7306

MedTox Laboratories, Inc.-SC
402 West County Road D
St. Paul, MN 55112
612-636-7466

Memorial Hospital Lab-S
1 Hospital Drive
Towanda, PA 18848
570-265-2191

Mercy Health Lab-Mercy Fitzgerald Hospital-S
1500 Lansdowne Avenue
Darby, PA 19023
610-237-4262

Mercy Health Lab-Mercy Hospital/Phila.-S
54th and Cedar Avenue
Philadelphia, PA 19143
215-748-9181

Mercy Health Lab/MSH-S
2701 DeKalb Pike
Norristown, PA 19401
610-278-2090

Mercy Health Partners-S
746 Jefferson Avenue
Scranton, PA 18510
570-348-7100

Mercy Hospital-S
25 Church Street
Wilkes-Barre, PA 18765
570-826-3100

Mercy Hospital Laboratory-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

Miner's Hospital-S
290 Haida Avenue
Hastings, PA 16646
814-948-7171

Monongahela Valley Hospital, Inc.-S
Country Club Road—Route 88
Monongahela, PA 15063
724-258-1000

Montgomery Hospital-S
Powell and Fornance Streets
Norristown, PA 19401
610-270-2173

Muncy Valley Hospital-S
215 East Water Street
Muncy, PA 17756
570-546-8282

Nason Hospital-S
Nason Drive
Roaring Spring, PA 16673
814-224-6215

National Medical Services, Inc.-SC
3701 Welsh Road
Willow Grove, PA 19090
215-657-4900

Nazareth Hospital-S
2601 Holme Avenue
Philadelphia, PA 19152
215-335-6245

Norchem Drug Testing Laboratory-SC
2016 North Fourth Street-Suite 2
Flagstaff, AZ 86004
520-526-1011

North Penn Hospital-S
100 Med Campus Drive
Lansdale, PA 19446
215-368-2100

Northwest Medical Center-Franklin-S
1 Spruce Street
Franklin, PA 16323
814-437-7000

Omega Medical Laboratories, Inc.-SC
2001 State Hill Road, Suite 100
Wyomissing, PA 19610
610-378-1900

Parkview Hospital-Parkview-S
1331 East Wyoming Avenue
Philadelphia, PA 19124
215-537-7430

Parkway Clinical Laboratory-S
3494 Progress Drive, Suite A
Bensalem, PA 19020
215-676-2296

Penna. Dept. of Health, Bureau of Labs.-SC
P. O. Box 500
Exton, PA 19341-0500
610-280-3464

Pharmchem Laboratories, Inc.-SC
1505-A O'Brien Drive
Menlo Park, CA 94025
650-617-9226

Phoenixville Hospital-Dept. of Pathology-S
140 Nutt Road
Phoenixville, PA 19460
610-983-1612

Pinnacle Health/Community General Osteopathic
Hospital-S
4300 Londonderry Road, P. O. Box 3000
Harrisburg, PA 17109
717-657-7214

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
570-476-3544

Polyclinic Hospital-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

Pottsville Hospital and Warne Clinic-S
420 South Jackson Street
Pottsville, PA 17901
570-621-5262

Presbyterian Medical Center of Phila.-S
51 North 39th Street-5th Floor, Room 530
Philadelphia, PA 19104
215-662-3435

Princeton Biomedical Laboratories, Inc.-S
2921 New Rodgers Road
Bristol, PA 19007
215-785-5200

Psychemedics Corporation-SC
5832 Uplander Way
Culver City, CA 90230
800-522-7424

Punxsutawney Area Hospital-S
81 Hillcrest Drive
Punxsutawney, PA 15767
814-938-4500

Quest Diagnostics-SC
7470-A Mission Valley Road
San Diego, CA 92108
800-446-4728

Quest Diagnostics Clinical Laboratories, Inc.-SC
400 Egypt Road
Norristown, PA 19403
610-631-4200

Quest Diagnostics Clinical Laboratories, Inc.-SC
7600 Tyrone Avenue
Van Nuys, CA 91405
818-376-6195

Quest Diagnostics, Inc.-SC
One Malcolm Avenue
Teterboro, NJ 07608
201-393-5602

Quest Diagnostics, Inc.-SC
4444 Giddings Road
Auburn Hills, MI 48326
800-444-0106

Quest Diagnostics of PA, Inc.-S
900 Business Center Drive
Horsham, PA 19044
215-957-9300

Quest Diagnostics of PA, Inc.-SC
875 Greentree Road, 4 Parkway Center
Pittsburgh, PA 15220
412-920-7600

Quest Diagnostics Venture LLC-SC
875 Greentree Road
Pittsburgh, PA 15220
412-920-7631

Quintiles Laboratories, Ltd.-SC
5500 Highlands Parkway, Suite 600
Smyrna, GA 30082
770-434-8492

Reading Hospital & Medical Center-S
6th and Spruce Streets
West Reading, PA 19611
610-988-8080

Redwood Toxicology Laboratory-SC
3650 Westwind Boulevard
Santa Rosa, CA 95403
707-577-7958

Riddle Memorial Hospital-S
Baltimore Pike Highway 1
Media, PA 19063
610-566-9400

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 Francis Hospital-S
1000 South Mercer Street
New Castle, PA 16101
724-658-3511

Saint Lukes Hospital-S
801 Ostrum Street
Bethlehem, PA 18015
610-691-4141

Saint Mary Medical Center-S
Langhorne-Newtown Road
Langhorne, PA 19047
215-750-2162

Scientific Testing Labs, Inc.-SC
463 Southlake Boulevard
Richmond, VA 23236
804-378-9130

Serenity Hall, Inc.-S
414 West Fifth Street
Erie, PA 16507
814-459-4775

Sewickley Valley Hospital-S
Blackburn Road and Fitch Drive
Sewickley, PA 15143
412-741-6600

Shadyside Hospital-S
5230 Centre Avenue
Pittsburgh, PA 15232
412-622-2315

Sharon Regional Health System-S
740 East State Street
Sharon, PA 16146
724-983-3911

Skippack Medical Laboratory-S
3887 Skippack Pike
Skippack, PA 19474
610-584-1669

Soldiers and Sailors Memorial Hospital-S
Central Avenue
Wellsboro, PA 16901
570-724-1631

Somerset Hospital-S
225 South Center Avenue
Somerset, PA 15501
814-443-5000

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

Specialty Laboratories-S
2211 Michigan Avenue
Santa Monica, CA 90404
310-828-6543

St. Francis Hospital Cranberry-S
One St. Francis Way
Cranberry Township, PA 16066
724-772-5300

St. Francis Medical Center-S
400-45th Street
Pittsburgh, PA 15201
412-622-4838

St. Joseph Quality Medical Laboratory-SC
215 North 12th Street, Box 316
Reading, PA 19603
610-378-2200

St. Joseph's Hospital-Div. NPHS-S
16th Street and Girard Avenue
Philadelphia, PA 19130
215-787-9000

St. Lukes Hospital-Allentown Campus-S
1736 Hamilton Street
Allentown, PA 18104
610-439-4000

Suburban General Hospital-S
100 South Jackson Avenue
Bellevue, PA 15202
412-734-6000

Sunbury Community Hospital-S
350 North 11th Street
Sunbury, PA 17801
570-286-3333

Taylor Hospital, Div. of CCMC-S
175 E. Chester Pike
Ridley Park, PA 19078
610-595-6450

TechNow-S
31 Industrial Highway-S
Essington, PA 19029
610-362-0610

Temple East Inc. NE-S
2301 East Allegheny Avenue
Philadelphia, PA 19134
215-291-3671

Temple Lower Bucks Hospital-S
501 Bath Road
Bristol, PA 19007
215-785-9200

Temple University Hospital-S
3401 North Broad Street
Philadelphia, PA 19140
215-707-4353

The Medical Center-Beaver, PA, Inc.-S
1000 Dutch Ridge Road
Beaver, PA 15009
724-728-7000

Thomas Jefferson University Hospital-S
125 South 11th Street-204 Pavilion
Philadelphia, PA 19107
215-955-6374

Titusville Area Hospital-S
406 West Oak Street
Titusville, PA 16354
814-827-1851

Toxi-Con-SC
201 Smallcombe Drive
Scranton, PA 18508
570-963-0722

UHS of Fairmount, Inc-S
561 Fairthorne Avenue
Philadelphia, PA 19128
215-487-4078

United Community Hospital-S
631 North Broad Street Ext.
Grove City, PA 16127
724-458-5442

University of Pittsburgh Medical Center/Beaver Valley-S
2500 Hospital Drive-Pathology Department
Aliquippa, PA 15001
724-857-1238

University of Pittsburgh Medical Center-CLSI-SC
Room 5929 Main Tower/CLSI
200 Lothrop Street
Pittsburgh, PA 15213
412-647-7813

University Physicians Center-S
500 University Avenue
Hershey, PA 17033
717-531-8353

UPMC Bedford Memorial Hospital-S
10455 Lincoln Highway
Everett, PA 15537
814-623-3506

UPMC Lee Regional Hospital-S
320 Main Street
Johnstown, PA 15901
814-533-0130

UPMC Saint Margaret Hospital-S
815 Freeport Road
Pittsburgh, PA 15215
412-784-4000

US Drug Testing Laboratories, Inc.-SC
1700 South Mount Prospect Road
Des Plaines, IL 60018
847-375-0770

Valley Forge Medical Center and Hospital-S
1033 W. Germantown Pike
Norristown, PA 19403
610-539-8500

Warminster Hospital-S
225 Newtown Road
Warminster, PA 18974
215-441-6700

Waynesboro Hospital-S
501 East Main Street
Waynesboro, PA 17268
717-765-3403

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
724-832-4365

Williamsport Hospital and Medical Center-S
777 Rural Avenue
Williamsport, PA 17701
570-321-2300

WVHCS Hospital-Pennant Laboratory-SC
575 North River Street
Wilkes-Barre, PA 18764
570-829-8111

York Hospital-S
1001 South George Street
York, PA 17405
717-771-2696

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-85. Filed for public inspection January 19, 2001, 9:00 a.m.]

Special Supplemental Nutrition Program for Women, Infants and Children (WIC Program); Increase in the Maximum Allowable Cost of WIC Food Prescription Two

Under 28 Pa. Code § 1103.4(a)(6)(ii), due to a price increase from the infant formula manufacturer with whom the Department contracts, the WIC Program hereby publishes notice of the maximum allowable cost of WIC Food Prescription Two. The information contained herein is effective February 1, 2001.

The maximum allowable cost for WIC Food Prescription Two is \$136.71.

Persons with a disability who wish to obtain a copy of this notice and require an auxiliary aide service or other accommodation to do so, should contact Greg Landis at (717) 783-1289, V/TT: (717) 783-6514 for Speech and/or Hearing Impaired Persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 01-86. Filed for public inspection January 19, 2001, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Office of Vocational Rehabilitation; Public Com- ment on Amendments to State Plan

The Department of Labor and Industry, Office of Vocational Rehabilitation (OVR), including the Bureau of Blindness and Visual Services (BBVS), under the Rehabilitation Act of 1973 as amended in the Workforce Investment Act of 1998, announces a period of public comment throughout the Commonwealth. The purpose of this period of comment is to provide individuals, advo-

cates and other interested parties and/or organizations the opportunity to present their views and recommendations regarding vocational rehabilitation (VR) services for persons with disabilities. In Pennsylvania, those services are provided by OVR through a network of 21 local offices including the OVR and the BBVS District Offices and the Hiram G. Andrews Center.

OVR, including BBVS, is required under law to develop and implement a Combined Agency State Plan which must be reviewed and, as necessary, revised annually when there are changes to the state's VR program. The Combined Agency State Plan, currently in effect for the period 2000-2004, is a compliance document filed with the Commissioner, Rehabilitation Services Administration, United States Department of Education. It is the blueprint for the provision of VR services to persons with disabilities in the Commonwealth of Pennsylvania.

This period of public comment gives interested parties an opportunity to provide input regarding Pennsylvania's public VR program. Specifically, comment is being solicited regarding the following State Plan components: summary of input and recommendations of the State Rehabilitation Council, response of the designated state unit, and explanations for rejection of input or recommendations; comprehensive system of personnel development; annual estimate of individuals to be served and costs of services; state's goals and priorities; order of selection; innovation and expansion activities; and supported employment services.

All meeting sites are accessible and interpreters for people who are deaf or hard of hearing will be present at each public forum. For additional information, reasonable accommodation requests, or alternative format requests please call the OVR District Office or BBVS District Office conducting the public forum you wish to attend.

If an individual or organization is unable to attend the public forums, but wishes to give testimony, written comments may be mailed to the appropriate OVR or BBVS District Office serving the area in which the individual/organization resides. Written comments should be submitted to that District Office by March 30, 2001.

A listing of OVR District Offices, the Hiram G. Andrews Center and BBVS District Offices and their addresses and telephone numbers (Voice & TTY) follows. The OVR and BBVS public forums are planned for March 19, 2001 through March 30, 2001. Persons/organizations wishing to obtain information regarding the specific time and location of the meetings in their area, a copy of the State Plan Attachments, or other information regarding OVR or BBVS services should contact the appropriate District Office in their area.

Copies of the current Combined Agency State Plan and revised Attachments will be available on the OVR web site: <http://www.dli.state.pa.us/ovr>

Office of Vocational Rehabilitation Public Forums

Allentown OVR District Office
(Carbon, Lehigh, Monroe and Northampton Counties)
160 Hamilton Street, Suite 100, Allentown, PA 18101
800-922-9536 (Voice) 610-821-6144 (TTY)

Altoona OVR District Office
(Bedford, Blair, Centre, Fulton and Huntingdon Counties)
1101 Green Avenue, Altoona, PA 16601
800-442-6343 (Voice) 814-946-7240 (Voice and TTY)

Altoona BBVS District Office
(Bedford, Blair, Cambria, Centre, Clinton, Columbia, Fulton, Huntingdon, Juniata, Lycoming, Mifflin, Montour, Northumberland, Snyder, Somerset, Union)
Executive House #1, 615 Howard Avenue, Altoona, PA 16601
814-946-7330 (Voice) 814-949-7955 (TTY)

DuBois OVR District Office
(Cameron, Clearfield, Elk, Jefferson and McKean Counties)
199 Beaver Drive, DuBois, PA 15801
800-922-4017 (Voice) 814-371-7505 (TTY)

Erie OVR District Office
(Clarion, Crawford, Erie, Forest, Mercer, Venango and Warren Counties)
3200 Lovell Place, Erie, PA 16503
800-541-0721 (Voice) 814-871-4535 (TTY)

Erie BBVS District Office
(Cameron, Clarion, Clearfield, Crawford, Elk, Erie, Forest, Jefferson, Lawrence, McKean, Mercer, Potter, Venango, Warren)
3100 Lovell Place, Erie, PA 16503
814-871-4401 (Voice) 814-871-4599 (TTY)

Harrisburg OVR District Office
(Cumberland, Dauphin, Juniata, Lebanon, Mifflin and Perry Counties)
2971B North Seventh Street, Harrisburg, PA 17110
800-442-6352 (Voice) 717-787-4013 (TTY)

Harrisburg BBVS District Office
(Adams, Cumberland, Dauphin, Franklin, Lancaster, Lebanon, Perry, York)
Uptown Plaza, 2971-B North 7th Street, Harrisburg, PA 17110
717-787-7500 (Voice) 717-787-1733 (TTY)

Johnstown OVR District Office
(Cambria, Indiana, Somerset and Westmoreland Counties)
HIRAM G. ANDREWS CENTER
727 Goucher Street, Johnstown, PA 15905
800-762-4223 (Voice) 814-255-5510 (TTY)

New Castle OVR District Office
(Armstrong, Beaver, Butler and Lawrence Counties)
100 Margaret Street, New Castle, PA 16101
800-442-6379 (Voice) 724-656-3252 (TTY)

Philadelphia OVR District Office
(Philadelphia County)
444 North Third Street Fifth Floor, Philadelphia, PA 19123
800-442-6381 (Voice) 215-560-6144 (TTY)

Philadelphia BBVS District Office
(Bucks, Chester, Delaware, Montgomery, Philadelphia)
Rm. 206 Philadelphia State Office Building, 1400 Spring Garden Street, Philadelphia, PA 19130-4064
215-560-5700 (Voice) 215-560-5725 (TTY)

Pittsburgh OVR District Office
(Allegheny County)
217 State Office Building, 300 Liberty Ave., Pittsburgh, PA 15222
800-442-6371 (Voice) 412-392-5936 (TTY)

Pittsburgh BBVS District Office
(Allegheny, Armstrong, Beaver, Butler, Fayette, Greene, Indiana, Washington, Westmoreland)
Room 1075 Kossman Building, 400 Stanwix Street, Pittsburgh, PA 15222
412-565-5240 (Voice) 412-565-5509 (TTY)

Reading OVR District Office
(Berks and Schuylkill Counties)
1090 Commons Blvd., Reading, PA 19605-3332
800-442-0949 (Voice) 610-378-4433 (TTY)

Rosemont OVR District Office
(Bucks, Chester, Delaware and Montgomery Counties)
1062 E. Lancaster Ave., Rosemont, PA 19010
800-221-1042 (Voice) 610-525-5835 (TTY)

Washington OVR District Office
(Fayette, Greene and Washington Counties)
201 West Wheeling Street, Washington, PA 15301
800-442-6367 (Voice) 724-223-4430 (Voice and TTY)

Wilkes-Barre OVR District Office
(Bradford, Columbia, Lackawanna, Luzerne, Pike, Sullivan, Susquehanna, Wayne and Wyoming Counties)
665 Carey Avenue, Wilkes-Barre, PA 18702
800-634-2060 (Voice) 570-826-2023 (TTY)

Wilkes-Barre BBVS District Office
(Berks, Bradford, Carbon, Lackawanna, Lehigh, Luzerne, Monroe, Northampton, Pike, Schuylkill, Sullivan, Susquehanna, Tioga, Wayne, Wyoming)
111 N. Pennsylvania Avenue, Third Floor, Wilkes-Barre, PA 18701-2361
717-826-2361 (Voice & TTY)

Williamsport OVR District Office
(Clinton, Lycoming, Montour, Northumberland, Potter, Snyder, Tioga and Union Counties)
The Grit Building Suite 102, 208 West Third Street, Williamsport, PA 17701-6410
800-442-6359 (Voice) 570-327-3620 (TTY)

York OVR District Office
(Adams, Franklin, Lancaster and York Counties)
2550 Kingston Road, Suite 101, York, PA 17402-3792
800-762-6306 (Voice) 717-771-4433 (TTY)

The Hiram G. Andrews Center
727 Goucher Street, Johnstown, PA 15905
800-762-4211 (Voice) 814-255-8200 (Voice and TTY)

JOHNNY J. BUTLER,
Secretary

[Pa.B. Doc. No. 01-87. Filed for public inspection January 19, 2001, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Application for Lease of Right-of-Way

The Department of Transportation, pursuant to the authority contained in Section 2002(c) of the Administrative Code (71 P. S. § 512(c)) and in 67 Pa. Code § 495.4, gives notice that an application to lease highway right-of-way has been submitted to the Department by Downingtown Spirit United Soccer Club of P. O. Box 156, Downingtown, Pennsylvania 19335, seeking to lease highway right-of-way located at Parkside Drive and Maple Avenue, Downingtown Borough, Chester County, 8.218 Acres ±, adjacent to L.R. 6030, Section B03 R/W, for purposes of soccer fields. Interested persons are invited to submit, within thirty (30) days from the publication of this notice in the *Pennsylvania Bulletin*, written comments, suggestions and/or objections regarding the approval of this application to Andrew Warren, District Administrator, Engineering District 6-0.

Questions regarding this application or the proposed use may be directed to:

Matthew Kulpa
Real Estate Specialist
7000 Geerdes Boulevard
King of Prussia, PA 19406-1525
610-205-6514

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 01-88. Filed for public inspection January 19, 2001, 9:00 a.m.]

Contemplated Sale of Land No Longer Needed for Transportation Purposes

Notice is hereby given that the Department of Transportation, pursuant to 71 P. S. § 513(e)(7), intends to sale certain land owned by the Department.

The following property is available for sale by the Department.

Parcel No. 33—Borough of White Oak, Allegheny County. This parcel contains approximately 7,440 square feet or 0.1708 acres of vacant land situated along the northwesterly side of Gypsy Lane and the southeasterly side of Rainbow Avenue, in the Borough of White Oak (formerly Versailles Township), Allegheny County. The property will be sold in "as is condition". The estimated fair market value of the parcel is \$1,000.00. It has been determined that the is no longer needed for present or future transportation purposes.

Interest public entities are invited to express their interest in purchasing the site within thirty (30) calendar days from the date of publication of this notice to: Raymond S. Hack, District Engineer, Pennsylvania Department of Transportation, Engineering District 11-0, 45 Thoms Run Road, Bridgeville, Pennsylvania 15017.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 01-89. Filed for public inspection January 19, 2001, 9:00 a.m.]

Contemplated Sale of Land No Longer Needed for Transportation Purposes

Notice is hereby given that the Department of Transportation pursuant to 71 P. S. § 513(e)(7) intends to sell certain land owned by it.

1) White Township, Indiana County. The parcel contains 0.56 acre (24,393.6 sq. ft.) of unimproved land situated at State Route 954, Indiana, Indiana County, White Township, Commonwealth of PA.

Estimated fair market value is \$1,000.

Interested public entities are invited to express their interest in purchasing the site within 30 calendar days from the date of publication of this notice to:

Commonwealth of Pennsylvania
Department of Transportation
2550 Oakland Avenue
Box 429, Route 286 South
Indiana, PA 15701

Should you have any questions or concerns, contact Randolph K. Cornman, Right-of-Way Administrator, at (724) 357-2885.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 01-90. Filed for public inspection January 19, 2001, 9:00 a.m.]

Finding

Allegheny County

Pursuant to the provisions of 71 P. S. Section 2002(b), The Secretary of Transportation makes the following written finding:

The Federal Highway Administration and the Department of Transportation plan to widen and reconstruct approximately 207 meters (679 feet) of S.R. 0050 (Washington Avenue) from Chartiers Street to Hickman Street in Bridgeville Borough, Allegheny County.

The subject project will require right-of-way from the Cloussy Brothers property, which contains a structure that has been determined eligible for listing in the National Register of Historic Places and therefore qualifies as a Section 2002/Section 4(f) resource. There are no other features within the Cloussy Brothers parcel to act as contributing elements to the structure. The project would involve a 64.6 sq. meter (695 sq. ft.) portion of the 1,860 sq. meter (20,022.5 sq. ft.) parcel without affecting the structure. There are no other Section 2002/Section 4(f) resources within the project area. The proposed project will have no adverse effect on the resource.

The environmental, economic, social, and other effects of the proposed project as enumerated in Section 2002 of the Administrative Code, have been considered. It has been concluded that there is no feasible and prudent alternative to the project as designed and all reasonable steps have been taken to minimize such effects.

No adverse environmental effect is likely to result from this highway construction project.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 01-91. Filed for public inspection January 19, 2001, 9:00 a.m.]

Finding

Washington County

Under Section 2002(b) of the Administrative Code of 1929 (71 P. S. § 512(b)) the Secretary of Transportation makes the following written finding:

The Pennsylvania Turnpike Commission plans to construct the Mon/Fayette Expressway from U.S. Route 119 near Uniontown, in Fayette County, to PA Route 88, just west of Brownsville in Washington County.

The project consists of the construction of a four-lane divided, limited access toll highway that begins at a new interchange 3 kilometers (2 miles) south of U.S. Route 40 on existing PA Route 88 in Centerville Borough, Washington County, and extends in a southeasterly direction to a reconstructed interchange with PA Route 51 and U.S. Route 119, in North Union Township, Fayette County.

The total length of the project is 24.6 kilometers (15.2 miles). Intermediate interchanges will be located at relocated Bull Run Road (S.R. 4003) in Luzerne Township, the extended U.S. Route 40 stub end in Redstone Township, Upper Middleton Road (S.R. 4010) in Menallen Township, and Fan Hollow Road (T-719)/Old Pittsburgh Road (T-986) in North Union Township.

The project will require the use of property from one (1) National Register eligible historic property or site, the National Road (U.S. Route 40). All possible planning measures were considered to minimize and mitigate harm from use of the National Road. The Selected Alternative will have the least harm on the National Road. The U.S. Department of Interior, in correspondence dated January 14, 2000, concurred in the finding that there is no feasible and prudent alternative to the use of Section 2002 resources, and also concurred with the proposed measures to minimize harm. Mitigation commitments are documented in the Record of Decision for the project.

The proposed project will not use land from any public recreation area, public wildlife and/or waterfowl refuge, State forest land, State game land, wilderness area, or public park.

With the completion of all the mitigation commitments documented in the Final Environmental Impact Statement, Final Section 4(f) Evaluation, and Record of Decision for the project, it is concluded that no "feasible and prudent" alternative to the selected action exists, and all reasonable steps have been taken to minimize the effects of the proposed action.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 01-92. Filed for public inspection January 19, 2001, 9:00 a.m.]

Request for Bids

The Department of Transportation's, Bureau of Rail Freight, Ports and Waterways, is seeking bidders that are interested in purchasing a rail line located in Berks and Montgomery Counties. The rail line is owned by the Department and is known as USRA Line No. 909, the Colebrookdale Branch. It extends between milepost 0.00 at Colebrookdale Junction and milepost 8.60 at Boyertown for approximately 8.60 miles. The line was upgraded in 1990, through a capital project, to Federal Railroad Administration II operating requirements. The total cost of this rehabilitation project was approximately \$906,000. Since 1982, the Department has invested a total of \$1.3 million into the line. The line was appraised in December of 1998 with the fair market value determined to be \$416,000. The width of the right-of-way ranges from 30 feet to 178 feet with the average width being about 60 feet. The line is currently being operated by Penn Eastern Rail Lines, Inc.

The successful bidder will be the bidder with the highest bid with final approval given by the Federal Railroad Administration. For more information or a bid packet, call (717) 783-8567 or write to the Pennsylvania Department of Transportation, Bureau of Rail Freight, Ports and Waterways, P. O. Box 2777, Harrisburg, PA 17105-2777. Requests for bid packets must be made before the bid opening on February 28, 2001.

If you have any questions or concerns, please contact Randy Haldeman, of the Bureau of Rail freight, Ports and Waterways at (717) 783-7418.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 01-93. Filed for public inspection January 19, 2001, 9:00 a.m.]

FISH AND BOAT COMMISSION

Lake Erie Commercial Fishing—2001

The Executive Director of the Fish and Boat Commission (Commission), acting under the authority of 58 Pa. Code § 69.31(c), has established the total allowable 2001 commercial catch for yellow perch from the Pennsylvania waters of Lake Erie. The 2001 total allowable commercial catch for yellow perch is 29,000 pounds. The commercial fishing season for yellow perch on Lake Erie shall end when the Executive Director determines that 29,000 pounds of yellow perch probably have been taken by commercial fishing interests fishing in the Pennsylvania waters of Lake Erie.

The Executive Director of the Commission, acting under the authority of 58 Pa. Code § 69.31(b), has determined that the 2001 total allowable commercial catch of walleye from the Pennsylvania waters of Lake Erie is 11,000 pounds. The commercial fishing season for walleye on Lake Erie shall end when the Executive Director determines that 11,000 pounds of walleye probably have been taken by commercial fishing interests fishing in the Pennsylvania waters of Lake Erie.

PETER A. COLANGELO,
Executive Director

[Pa.B. Doc. No. 01-94. Filed for public inspection January 19, 2001, 9:00 a.m.]

INSURANCE DEPARTMENT

Application for Merger

An Application has been received requesting approval of the merger of Reliance Direct Insurance Company, a stock casualty insurer organized under the laws of the Commonwealth of Pennsylvania, with and into Reliance Insurance Company, a stock property insurance company organized under the laws of the Commonwealth of Pennsylvania. The filing was made under the requirements set forth under the Insurance Holding Companies Act (40 P. S. § 991.1401 et seq.), sections 1921—1932 of the Business Corporation Law (15 Pa.C.S. §§ 1921—1932) and the GAA Amendments Act of 1990 (15 P. S. §§ 21205—21207). Persons wishing to comment on the grounds of public or private interest in this merger are invited to submit a written statement to the Insurance Department within 7 days from the date of publication of this notice in the *Pennsylvania Bulletin*. Each written statement must include the name, address and telephone number of the interested party, identification of the application to which the statement is addressed, and a concise statement with sufficient detail and relevant facts

to inform the Department of the exact basis of the statement. Written statements should be directed to Robert Brackbill, Chief, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120; fax (717) 787-8557; email rbrackbill@state.pa.us.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 01-95. Filed for public inspection January 19, 2001, 9:00 a.m.]

Application for Merger

An Application has been received requesting approval of the merger of Reliance National Insurance Company, a stock casualty insurer organized under the laws of the State of Delaware, with and into Reliance Insurance Company, a stock property insurance company organized under the laws of the Commonwealth of Pennsylvania. The filing was made under the requirements set forth under the Insurance Holding Companies Act (40 P. S. § 991.1401 et seq.), Sections 1921—1932 of the Business Corporation Law (15 Pa.C.S. §§ 1921—1932) and the GAA Amendments Act of 1990 (15 P. S. §§ 21205—21207). Persons wishing to comment on the grounds of public or private interest in this merger are invited to submit a written statement to the Insurance Department within 7 days from the date of publication of this notice in the *Pennsylvania Bulletin*. Each written statement must include the name, address and telephone number of the interested party, identification of the application to which the statement is addressed, and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Robert Brackbill, Chief, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120; fax (717) 787-8557; email rbrackbill@state.pa.us.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 01-96. Filed for public inspection January 19, 2001, 9:00 a.m.]

Application for Merger

An Application has been received requesting approval of the merger of Reliance National Indemnity Company, a stock casualty insurer organized under the laws of the State of Wisconsin, with and into Reliance Insurance Company, a stock property insurance company organized under the laws of the Commonwealth of Pennsylvania. The filing was made under the requirements set forth under the Insurance Holding Companies Act (40 P. S. § 991.1401 et seq.), Sections 1921—1932 of the Business Corporation Law (15 Pa.C.S. §§ 1921—1932) and the GAA Amendments Act of 1990 (15 P. S. §§ 21205—21207). Persons wishing to comment on the grounds of public or private interest in this merger are invited to submit a written statement to the Insurance Department within 7 days from the date of publication of this notice in the *Pennsylvania Bulletin*. Each written statement must include the name, address and telephone number of the interested party, identification of the application to which the statement is addressed, and a concise statement with

sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Robert Brackbill, Chief, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120; fax (717) 787-8557; email rbrackbill@state.pa.us.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 01-97. Filed for public inspection January 19, 2001, 9:00 a.m.]

Application for Merger

An Application has been received requesting approval of the merger of Reliance Surety Company, a stock casualty insurer organized under the laws of the State of Delaware, with and into Reliance Insurance Company, a stock property insurance company organized under the laws of the Commonwealth of Pennsylvania. The filing was made under the requirements set forth under the Insurance Holding Companies Act (40 P. S. § 991.1401 et seq.), sections 1921 through 1932 of the Business Corporation Law (15 Pa.C.S. §§ 1921—1932) and the GAA Amendments Act of 1990 (15 P. S. §§ 21205—21207). Persons wishing to comment on the grounds of public or private interest in this merger are invited to submit a written statement to the Insurance Department within 7 days from the date of publication of this notice in the *Pennsylvania Bulletin*. Each written statement must include the name, address and telephone number of the interested party, identification of the application to which the statement is addressed, and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Robert Brackbill, Chief, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120; fax (717) 787-8557; email rbrackbill@state.pa.us.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 01-98. Filed for public inspection January 19, 2001, 9:00 a.m.]

Application for Merger

An Application has been received requesting approval of the merger of Reliance Universal Insurance Company, a stock casualty insurer organized under the laws of the State of California, with and into Reliance Insurance Company, a stock property insurance company organized under the laws of the Commonwealth of Pennsylvania. The filing was made under the requirements set forth under the Insurance Holding Companies Act (40 P. S. § 991.1401 et seq.), Sections 1921—1932 of the Business Corporation Law (15 Pa.C.S. §§ 1921—1932) and the GAA Amendments Act of 1990 (15 P. S. §§ 21205—21207). Persons wishing to comment on the grounds of public or private interest in this merger are invited to submit a written statement to the Insurance Department within 7 days from the date of publication of this notice in the *Pennsylvania Bulletin*. Each written statement must include the name, address and telephone number of the interested party, identification of the application to which the statement is addressed, and a concise statement with

sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Robert Brackbill, Chief, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120; fax (717) 787-8557; email rbrackbill@state.pa.us.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 01-99. Filed for public inspection January 19, 2001, 9:00 a.m.]

Application for Merger

An Application has been received requesting approval of the merger of United Pacific Insurance Company, a stock casualty insurer organized under the laws of the Commonwealth of Pennsylvania, with and into Reliance Insurance Company, a stock property insurance company organized under the laws of the Commonwealth of Pennsylvania. The filing was made under the requirements set forth under the Insurance Holding Companies Act (40 P. S. § 991.1401 et seq.), sections 1921—1932 of the Business Corporation Law (15 Pa.C.S. §§ 1921—1932) and the GAA Amendments Act of 1990 (15 P. S. §§ 21205—21207). Persons wishing to comment on the grounds of public or private interest in this merger are invited to submit a written statement to the Insurance Department within 7 days from the date of publication of this notice in the *Pennsylvania Bulletin*. Each written statement must include the name, address and telephone number of the interested party, identification of the application to which the statement is addressed, and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Robert Brackbill, Chief, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120; fax (717) 787-8557; email rbrackbill@state.pa.us.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 01-100. Filed for public inspection January 19, 2001, 9:00 a.m.]

Application for Merger

An Application has been received requesting approval of the merger of United Pacific Insurance Company of New York, an insurer organized under the laws of the State of New York and not licensed in the Commonwealth of Pennsylvania, with and into Reliance Insurance Company, a stock property insurance company organized under the laws of the Commonwealth of Pennsylvania. The filing was made under the requirements set forth under the Insurance Holding Companies Act (40 P. S. § 991.1401 et seq.), Sections 1921—1932 of the Business Corporation Law (15 Pa.C.S. §§ 1921—1932) and the GAA Amendments Act of 1990 (15 P. S. §§ 21205—21207). Persons wishing to comment on the grounds of public or private interest in this merger are invited to submit a written statement to the Insurance Department within 7 days from the date of publication of this notice in the *Pennsylvania Bulletin*. Each written statement must include the name, address and telephone number of the

interested party, identification of the application to which the statement is addressed, and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Robert Brackbill, Chief, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120; fax (717) 787-8557; email rbrackbill@state.pa.us.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 01-101. Filed for public inspection January 19, 2001, 9:00 a.m.]

Linda Buongiorno; Hearing

Appeal of Linda Buongiorno under The Motor Vehicle Financial Responsibility Law Catastrophic Loss Benefits Continuation Fund; File No. F89-3766; Doc. No. CF00-12-029.

The proceedings in this matter will be governed by 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), the General Rules of Administrative Practice and Procedure, 1 Pa. Code § 31.1 et seq. and the Insurance Department's Special Rules of the Administrative Practice and Procedure, 31 Pa. Code Chapter 56.

A telephone prehearing conference initiated by this office shall be conducted on March 14, 2001 at 10 a.m. A hearing shall occur on March 29, 2001 at 10 a.m. in Room 200, Administrative Hearings Office, Capitol Associates Building, 901 North Seventh Street, Harrisburg, PA 17102. On or before February 28, 2001, each party shall file with the Administrative Hearings Office a prehearing statement which shall contain (1) a comprehensive statement of undisputed facts to be stipulated between parties; (2) a statement of additional contended facts; (3) names and address of witnesses along with the specialties of experts to be called; (4) a list of documents to be used at the hearing; (5) special evidentiary or other legal issues; and (6) the estimated time for that party's case. Contemporaneously with the service of the prehearing statement on the opposing party, each party shall supply the other with a copy of any report generated by an expert witness designated on the prehearing statement. Any report subsequently received from a party's expert witness prior to hearing shall be supplied to the other party within two business days. Copies of expert reports need not be filed with the Administrative Hearings Office.

Except as established at the prehearing settlement telephone conference, both parties shall appear at the scheduled hearing prepared to offer all relevant testimony or other evidence. Each party must bring documents, photographs, drawings, claims, files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party. Motions preliminary to those at hearing, protests, petitions to intervene, or notice of intervention, if any must be filed on or before March 7, 2001 with the Docket Clerk, Administrative Hearings Office, Capitol Associates Bldg., Room 200, 901 N. 7th Street, Harrisburg, PA 17102. Answers to petitions to intervene, if any, shall be filed on or before March 21, 2001.

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) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 01-102. Filed for public inspection January 19, 2001, 9:00 a.m.]

Doris Fargo; Hearing

Appeal of Doris Fargo under the Motor Vehicle Financial Responsibility Law Catastrophic Loss Benefits Continuation Fund; File No. F90-4303; Doc. No. CF00-12-028

The proceedings in this matter will be governed by 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), the General Rules of Administrative Practice and Procedure, 1 Pa. Code § 31.1 et seq. and the Insurance Department's Special Rules of the Administrative Practice and Procedure, 31 Pa. Code Chapter 56. A pre-hearing telephone conference initiated by this office shall be conducted on January 29, 2001 at 10 a.m. Each party shall supply to the Docket Clerk on or before January 15, 2001 a telephone number to be used for the telephone conference. A date for a hearing shall be determined, if necessary, at the prehearing telephone conference. Pending hearing, parties shall exchange proposed exhibits, the names of witnesses, and provide an offer of proof with respect to each witness and informally attempt to resolve undisputed facts by stipulation. On or before January 8, 2001, each party shall file with the Administrative Hearings Office by facsimile (717) 787-8781 and serve upon the other party by facsimile an entry of appearance designating the lead attorney or representative to receive service or orders, filings and communication in this matter, together with that person's address, telephone number and facsimile number. Each party shall similarly designate the lead attorney or representative who will attend the prehearing telephone conference, if different than the person designated for service. No prehearing memoranda or other written submissions are required for the prehearing telephone conference, however, the parties are encouraged to discuss settlement and possible stipulations pending the conference. Motions preliminary to those at hearing, protests, petitions to intervene, or notice of intervention, if any must be filed on or before January 15, 2001 with the Docket Clerk, Administrative Hearings Office, Capitol Associates Bldg., Room 200, 901 N. 7th Street, Harrisburg, PA 17102. Answers to petitions to intervene, if any, shall be filed on or before January 22, 2001.

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) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 01-103. Filed for public inspection January 19, 2001, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insureds have requested a hearing as authorized by the act of June 17, 1998 (P. L. 464, No. 68) in connection with the termination of the insured's automobile policy. The hearing will be held in accordance with the requirements of the act; 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure).

The administrative hearings will be held in the Insurance Department's Office in Pittsburgh or Philadelphia, PA. Failure by the appellant to appear at the scheduled hearing may result in dismissal with prejudice.

The following hearing will be held in the Pittsburgh Regional Office, Room 304, State Office Building, 300 Liberty Avenue, Pittsburgh, PA 15222.

Appeal of James R. Barozzini; file no. 00 303 72020; State Farm Mutual Automobile Insurance Co.; doc. no. PI01-01-004; April 20, 2001, at 11 a.m.

The following hearing will be held in the Philadelphia Regional Office, Room 1701, State Office Building, 1400 Spring Garden Street, Philadelphia, PA 19130.

Appeal of Angel A. Graham; file no. 00 267 04676; Allstate Indemnity Insurance Company; doc. no. PH01-01-005; May 11, 2001, at 11 a.m.

Parties may appear with or without counsel and offer relevant testimony or evidence. Each party must bring documents, photographs, drawings, claims files, witnesses and the like necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

In some cases, the Commissioner may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending. Reimbursement is available only when the insured is successful on appeal, and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce documentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

Following the hearing and receipt of the stenographic transcript, the 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 may be 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 partici-

pate in the hearing should contact Tracey Pontius, Agency Coordinator at (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 01-104. Filed for public inspection January 19, 2001, 9:00 a.m.]

LEGISLATIVE REFERENCE BUREAU

Documents Filed But Not Published

The Legislative Reference Bureau accepted the following documents during the preceding calendar month for filing without publication under 1 Pa. Code § 3.13(b) (relating to contents of Bulletin). The Bureau will continue to publish on a monthly basis either a summary table identifying the documents accepted during the preceding calendar month under this subsection or a statement that no such documents have been received. For questions concerning or copies of documents filed, but not published, please call (717) 783-1530.

Governor's Office

Manual M315.1—Municipal Tax Rate Schedules, Revision No. 2, Dated November 30, 2000.

Management Directive No. 305.18—Obtaining Authority for Electronic Approval of Commonwealth Voucher Transmittals, Amended November 30, 2000.

Management Directive No. 315.1—Calculation and Payment of Statutory Salaries, Amended December 22, 2000.

Management Directive No. 590.3—Deduction of Union Dues/Fair Share Fees, Amended December 20, 2000.

Administrative Circular No. 00-37—Computation of Interest Penalties, Act 1982-266 Amended, Dated December 15, 2000.

Administrative Circular No. 00-38—Availability of State Surplus Real Properties for Transfer to Commonwealth Agencies, Dated December 21, 2000.

GARY R. HOFFMAN,
Director;
Pennsylvania Bulletin

[Pa.B. Doc. No. 01-105. Filed for public inspection January 19, 2001, 9:00 a.m.]

PENNSYLVANIA COMMISSION FOR WOMEN

Meeting Notice

The Pennsylvania Commission for Women (Commission) has scheduled our bi-monthly Commission Meeting to be held on Monday, January 29, 2001 at 10 a.m. until 3 p.m. at the Wyndham Garden Hotel, 765 Eisenhower Boulevard, Harrisburg, PA 17111. The public is invited to attend.

Persons who need accommodations due to a disability and want to attend should contact Christine Anderson, PA Commission for Women, 205 Finance Building, Harrisburg, PA 17120 at (717) 787-8128 or (888) 615-7477, at least 24 hours in advance so arrangements can be made.

KATIE TRUE,
Executive Director

[Pa.B. Doc. No. 01-106. Filed for public inspection January 19, 2001, 9:00 a.m.]

PENNSYLVANIA INFRASTRUCTURE INVESTMENT AUTHORITY AND DEPARTMENT OF ENVIRONMENTAL PROTECTION

Clean Water State Revolving Fund Projects; Public Meeting on Federal FY 2001 Intended Use Plan

The Pennsylvania Infrastructure Investment Authority (PENNVEST) and the Department of Environmental Protection (Department) have prepared the Federal fiscal year 2001 Intended Use Plan (IUP) list of municipal wastewater projects to be considered for a construction loan from funds Pennsylvania expects to receive from fiscal year 2001 Federal appropriation Acts to capitalize the Clean Water State Revolving Fund (CWSRF) program.

The projects to be considered for a loan from the CWSRF must meet the Federal requirements for funding in accordance with Title II and Title VI of the Water Quality Act. Accordingly, the projects included in the IUP are expected to meet the requirements applicable to use of the CWSRF loan funds, including being on Pennsylvania's approved FY 2000/2001 Project Priority List (PPL). These projects are expected to proceed to construction in the near future. Any project removed from an IUP is maintained on the PPL unless otherwise completed.

In addition, the Department and PENNVEST anticipate adding approximately 32 new sewage projects to the approved FY 2000/2001 PPL. The 32 projects do not replace any project currently on the approved FY 2000/2001 PPL. The projects are being placed in the appropriate ranking slot in relation to other rated and ranked projects on the PPL. The rank order standing of projects on the PPL does not dictate the order in which projects are chosen for funding in the CWSRF program. A project may be selected from any numerical rank position on the PPL for funding. A project's readiness to proceed and the reasonable availability of alternative sources of funds have a bearing on project selection for funding in the program.

Eleven of the 32 projects to be added to the FY 2000/2001 PPL are expected to proceed to construction in the near future, and the others are being added as potential projects for future construction loan consideration. The 11 projects expected to be ready for loan funding in the near future have submitted applications for funding and will be placed on an IUP to (1) replace

projects that have not proceeded timely toward initiation of project construction and/or (2) to fill funding gaps that have developed as a result of cost savings. Projects removed from an IUP will remain on the PPL and be considered for CWSRF loan funds in the future.

Thirteen projects are being removed from the FY 2000/2001 PPL because they have received CWSRF funding and are now either in some stage of construction or have been completed. These projects are: Central Carbon Municipal Authority, Eagles Mere Borough Authority, Frankstown Township Supervisors, Freedom Township Water and Sewer Authority, Glassport Borough, Juniata Terrace Borough, Lincoln Borough, Mercer Borough, Monongahela City, Pleasant Hills Borough, Rush Township Sewer Authority, Ulysses Municipal Authority and Williamsport Sanitary Authority.

The FY 2001 IUP has 38 municipal wastewater construction projects listed with a total dollar value of approximately \$89.5 million. The CWSRF will be capitalized with approximately \$52.8 million of Federal FY 2001 funds from the Environmental Protection Agency and approximately \$10.6 million of State funds. Some \$28.2 million of CWSRF loan repayments will be used to allow additional project funding opportunities on the FY 2001 IUP. Some \$2.1 million will be set aside for program administration costs, as described in the narrative portion of the IUP.

A public meeting will be held, as described. After the public meeting and assessment of the comments received, the Final FY 2001 IUP will be completed, and potentially, it may include other projects from the PPL. A project must appear on the PENNVEST approved IUP before it can receive a loan from the CWSRF. A project's readiness to proceed and the reasonable availability of alternative funds also have a bearing on project selection for the IUP. Consequently, the rank ordered list of projects on the PPL does not dictate the order in which they will be chosen for inclusion in the IUP.

Federal guidance on development of the IUP directs that the project list be subject to public review and comment before being submitted to the United States Environmental Protection Agency.

The Department has scheduled a public meeting for 10 a.m., February 21, 2001, in the Auditorium of the Rachel Carson State Office Building, located at 400 Market Street, Harrisburg, PA. The meeting is scheduled for the purpose of receiving comments from the public regarding the fiscal year 2001 IUP and revisions to the fiscal year 2000/2001 PPL. Interested persons are invited to express their views on the priority rating or ranking of projects on the IUP at the public meeting. Persons wishing to offer comments should contact the Administrative Services Section, Division of Municipal Financial Assistance, Bureau of Water Supply Management, 11th Floor, Rachel Carson State Office Building, P. O. Box 8466, Harrisburg, PA 17105-8466, telephone (717) 787-6744, or by Internet E-Mail (AMaisano@state.pa.us) by 4 p.m., February 20, 2001. Where written statements are prepared and will be submitted at the meeting, speakers will be asked to restrict the oral portion of the statement to a summary of the written comments. Speakers will be called to present their comments generally in the order of receipt of the notice of intent to appear at the meeting.

It is not necessary to appear at the public meeting to present comments on the narrative portion of the IUP, the IUP list of projects, or the revisions to the PPL. Interested persons may submit written comments to the

Department at the address shown above. The written comments will be considered equivalent to oral statements presented at the meeting. To be considered by the Department and PENNVEST, the written comments must be received by the Administrative Services Section on or before the date of the meeting.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Tony Maisano as noted above or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

The FY 2001 CWSRF IUP list of projects and the list of additions to the FY 2000/2001 PPL follow this notice. A copy of the lists, as well as the narrative portion of the IUP, are available for public review in the offices listed at the end of this notice and are accessible electronically through the Department's web-site as follows: http://www.dep.state.pa.us/dep/deputate/watermgt/WSM/WSM_TAO/Finan_Tech_Asst.htm

DEP—Southeast Region:
Water Management Program Manager
Lee Park, Suite 6010, 555 North Lane,
Conshohocken, PA 19428
(610) 832-6131

DEP—Northeast Region:
Water Management Program Manager
2 Public Square, Wilkes-Barre, PA 18711-0790
(570) 826-2553

DEP—Southcentral Region:
Water Management Program Manager
909 Elmerton Avenue, Harrisburg, PA 17110
(717) 705-4707

DEP—Northcentral Region:
Water Management Program Manager
208 West 3rd Street, Williamsport, PA 17701
(570) 327-3669

DEP—Southwest Region:
Water Management Program Manager
400 Waterfront Drive, Pittsburgh, PA 15222-4745
(412) 442-4000

DEP—Northwest Region:
Water Management Program Manager
230 Chestnut Street, Meadville, PA 16335-3481
(814) 332-6942

DEP—Bureau of Water Supply Management, Division of
Municipal Financial Assistance, Administrative Ser-
vices Section
11th Floor, RCSOB, 400 Market Street,
Harrisburg, PA 17101
(717) 787-6744

Pennsylvania Infrastructure Investment Authority
22 S. Third Street, 4th Floor,
Keystone Building, Harrisburg, PA 17101
(717) 787-8137

JAMES M. SEIF,
Secretary
Department of Environmental Protection
Vice-Chairperson
Pennsylvania Infrastructure Investment Authority
PAUL K. MARCHETTI,
Executive Director
Pennsylvania Infrastructure Investment Authority

**PENNSYLVANIA INFRASTRUCTURE INVESTMENT AUTHORITY AND DEPARTMENT OF ENVIRONMENTAL PROTECTION
CLEAN WATER STATE REVOLVING FUND**

FY 2001 INTENDED USE PLAN PROJECT LIST

EXPLANATION OF COLUMNAR HEADINGS (EXCEPT THOSE THAT ARE SELF-EXPLANATORY)

NEEDS CATEGORY:

- I - SECONDARY TREATMENT
- II - TREATMENT MORE STRINGENT THAN SECONDARY
- IIIA - INFILTRATION/INFLOW CORRECTION
- IIIB - MAJOR SEWER SYSTEM REHABILITATION
- IVA - NEW COLLECTOR SEWERS AND APPURTENANCES
- IVB - NEW INTERCEPTORS AND APPURTENANCES
- V - CORRECTION OF COMBINED SEWER OVERFLOWS

PROJECT TYPE: STP - SEWAGE TREATMENT PLANT

- STPMOD - SEWAGE TREATMENT PLANT MODIFICATION
- INT - INTERCEPTOR
- PS - PUMP STATION
- FM - FORCE MAIN
- SS - SEWER SYSTEM
- SS REH - SEWER SYSTEM REHABILITATION

NPDES PERMIT NUMBER:

NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM PERMIT NUMBER

PROJECT NUMBER:

FEDERAL LOAN PROJECT IDENTIFICATION NUMBER

ELIG. COST:

ESTIMATED LOAN AMOUNT FOR ELIGIBLE PROJECT

**PENNSYLVANIA INFRASTRUCTURE INVESTMENT AUTHORITY AND DEPARTMENT OF ENVIRONMENTAL PROTECTION
 CLEAN WATER STATE REVOLVING FUND
 FY 2001 INTENDED USE PLAN
 JANUARY 20, 2001**

PENNSYLVANIA BULLETIN, VOL. 31, NO. 3, JANUARY 20, 2001

| APPLICANT INFORMATION | | NEEDS CATEGORIES | | | | PROJECT INFORMATION | |
|--|--|--|---|---|--|---------------------|--|
| Allegheny Township Sewer & Water Auth. 3131 Old Sixth Ave., North Duncansville, PA 16635 | COUNTY: Blair REGION: SC NPDES NO.: | I: \$0 II: \$0 III: \$0 IIIB: \$0 | IVA: \$675,250 IVB: \$0 V: \$0 ELIG. COST: \$675,250 | PROJECT NO.: CS422189-01 PROJ. TYPE: SS PROJECT RATING: 20 PROJECT RANKING: 205 | | | |
| Beach Lake Mun. Auth. P. O. Box 151 Beach Lake, PA 18405 | COUNTY: Wayne REGION: NE NPDES NO.: | I: \$1,117,341 II: \$100,000 III: \$0 IIIB: \$815,448 | IVA: \$42,904 IVB: \$0 V: \$0 ELIG. COST: \$2,075,693 | PROJECT NO.: CS422177-01 PROJ. TYPE: STP SS PROJECT RATING: 54 PROJECT RANKING: 2 | | | |
| Bradford County 301 Main St. Courthouse Towanda, PA 18848 | COUNTY: Bradford REGION: NC NPDES NO.: | I: \$895,352 II: \$0 III: \$0 IIIB: \$0 | IVA: \$0 IVB: \$0 V: \$0 ELIG. COST: \$895,352 | PROJECT NO.: CS422193-01 PROJ. TYPE: STPMOD PROJECT RATING: 10 PROJECT RANKING: 283 | | | |
| Brady Township Supervisors R.R.#2, Box 537 Montgomery, PA 17752 | COUNTY: Lycoming REGION: NC NPDES NO.: | I: \$367,702 II: \$0 III: \$0 IIIB: \$0 | IVA: \$1,023,437 IVB: \$88,861 V: \$0 ELIG. COST: \$1,480,000 | PROJECT NO.: CS422205-01 PROJ. TYPE: STP PS SS PROJECT RATING: 42 PROJECT RANKING: 17 | | | |
| Bullskin Township/Connellsville Township JSA R.D.#2 BOX 234G Connellsville, PA 15425 | COUNTY: Fayette REGION: SW NPDES NO.: | I: \$0 II: \$0 III: \$0 IIIB: \$0 | IVA: \$3,000,000 IVB: \$2,500,000 V: \$0 ELIG. COST: \$5,500,000 | PROJECT NO.: CS422056-01 PROJ. TYPE: PS INT SS PROJECT RATING: 32 PROJECT RANKING: 89 | | | |
| Davidson Township Supervisors R.R.#1, Box 925 Muncy Valley, PA 17758 | COUNTY: Sullivan REGION: NC NPDES NO.: | I: \$441,853 II: \$0 III: \$0 IIIB: \$0 | IVA: \$289,398 IVB: \$102,749 V: \$0 ELIG. COST: \$834,000 | PROJECT NO.: CS422207-01 PROJ. TYPE: STP PS INT SS PROJECT RATING: 44 PROJECT RANKING: 9 | | | |
| DuBois City P. O. Box 408 DuBois, PA 15801 | COUNTY: Clearfield REGION: NC NPDES NO.: | I: \$0 II: \$0 III: \$0 IIIB: \$0 | IVA: \$0 IVB: \$300,000 V: \$0 ELIG. COST: \$300,000 | PROJECT NO.: CS422194-01 PROJ. TYPE: INT PROJECT RATING: 12 PROJECT RANKING: 281 | | | |
| Dushore Sewer Auth. P. O. Box 248 Dushore, PA 18614 | COUNTY: Sullivan REGION: NC NPDES NO.: | I: \$0 II: \$0 III: \$0 IIIB: \$0 | IVA: \$272,265 IVB: \$0 V: \$0 ELIG. COST: \$272,265 | PROJECT NO.: CS422195-01 PROJ. TYPE: SS PROJECT RATING: 19 PROJECT RANKING: 241 | | | |
| East Chillisquaque Township Supervisors 305 James St. Milton, PA 17847 | COUNTY: Northumberland REGION: NC NPDES NO.: | I: \$394,495 II: \$0 III: \$0 IIIB: \$0 | IVA: \$1,188,460 IVB: \$0 V: \$0 ELIG. COST: \$1,582,955 | PROJECT NO.: CS422136-01 PROJ. TYPE: STP SS PROJECT RATING: 39 PROJECT RANKING: 35 | | | |
| Fairchance Georges Joint M S A 141 Big Six Road Smithfield, PA 15478 | COUNTY: Fayette REGION: SW NPDES NO.: | I: \$0 II: \$0 III: \$0 IIIB: \$0 | IVA: \$501,893 IVB: \$0 V: \$0 ELIG. COST: \$501,893 | PROJECT NO.: CS422179-01 PROJ. TYPE: SS PROJECT RATING: 40 PROJECT RANKING: 29 | | | |

NOTICES

| APPLICANT INFORMATION | | | NEEDS CATEGORIES | | | | PROJECT INFORMATION | |
|---|----------------------------------|--------------------|--|--|---|--|---------------------|--|
| APPLICANT INFORMATION | | | NEEDS CATEGORIES | | | | PROJECT INFORMATION | |
| Franklin Township Supervisors Box 309 Cashtown, PA 17310 | COUNTY: REGION: NPDES NO.: | Adams SC | I: \$144,500 II: \$0 III: \$0 IIIB: \$0 | IV: \$84,000 IVB: \$0 V: \$0 ELIG. COST: \$228,500 | PROJECT NO.: CS422220-01 PROJ. TYPE: STP SS PROJECT RATING: 31 PROJECT RANKING: 96 | | | |
| Granville Township BOS 100 Helen St. Lewistown, PA 17044 | COUNTY: REGION: NPDES NO.: | Mifflin SC | I: \$500,000 II: \$0 III: \$0 IIIB: \$0 | IV: \$0 IVB: \$0 V: \$0 ELIG. COST: \$500,000 | PROJECT NO.: CS422181-01 PROJ. TYPE: STPMOD PROJECT RATING: 16 PROJECT RANKING: 252 | | | |
| Hempfield Township Mun. Auth. R.D.#6 Box 501 Greensburg, PA 15601 | COUNTY: REGION: NPDES NO.: | Westmoreland SW | I: \$0 II: \$0 III: \$0 IIIB: \$0 | IV: \$3,500,000 IVB: \$1,000,000 V: \$0 ELIG. COST: \$4,500,000 | PROJECT NO.: CS422113-01 PROJ. TYPE: INT SS PROJECT RATING: 40 PROJECT RANKING: 25 | | | |
| Hopewell Township 1700 Clark Blvd. Aliquippa, PA 15001 | COUNTY: REGION: NPDES NO.: | Beaver SW | I: \$1,147,000 II: \$0 III: \$0 IIIB: \$0 | IV: \$0 IVB: \$0 V: \$0 ELIG. COST: \$1,147,000 | PROJECT NO.: CS422197-01 PROJ. TYPE: STPMOD PROJECT RATING: 20 PROJECT RANKING: 204 | | | |
| Huston Township Supervisors P. O. Box 40 Julian, PA 16844 | COUNTY: REGION: NPDES NO.: | Centre NC | I: \$324,057 II: \$126,023 III: \$0 IIIB: \$0 | IV: \$1,210,598 IVB: \$0 V: \$0 ELIG. COST: \$1,660,678 | PROJECT NO.: CS422142-01 PROJ. TYPE: STP SS PROJECT RATING: 53 PROJECT RANKING: 3 | | | |
| Liverpool Mun. Auth. P. O. Box 357 Liverpool, PA 17045 | COUNTY: REGION: NPDES NO.: | Perry SC | I: \$780,000 II: \$0 III: \$0 IIIB: \$0 | IV: \$0 IVB: \$0 V: \$0 ELIG. COST: \$780,000 | PROJECT NO.: CS422169-01 PROJ. TYPE: STPMOD PROJECT RATING: 19 PROJECT RANKING: 226 | | | |
| Masontown Mun. Auth. 2 Court Ave. Masontown, PA 15461 | COUNTY: REGION: NPDES NO.: | Fayette SW | I: \$757,604 II: \$0 III: \$0 IIIB: \$150,000 | IV: \$0 IVB: \$0 V: \$0 ELIG. COST: \$907,604 | PROJECT NO.: CS422109-01 PROJ. TYPE: STPMOD SSREH PROJECT RATING: 21 PROJECT RANKING: 197 | | | |
| McKean Township Sew. Auth. P. O. Box 88 McKean, PA 16426 | COUNTY: REGION: NPDES NO.: | Erie NW | I: \$0 II: \$3,479,991 III: \$0 IIIB: \$0 | IV: \$2,173,599 IVB: \$0 V: \$0 ELIG. COST: \$5,653,590 | PROJECT NO.: CS421822-01 PROJ. TYPE: STP SS PS INT PROJECT RATING: 27 PROJECT RANKING: 140 | | | |
| Mid-Centre County Auth. P. O. Box 811 Milesburg, PA 16853 | COUNTY: REGION: NPDES NO.: | Centre NC | I: \$3,687,719 II: \$1,434,113 III: \$0 IIIB: \$212,168 | IV: \$369,600 IVB: \$0 V: \$0 ELIG. COST: \$5,703,600 | PROJECT NO.: CS422206-01 PROJ. TYPE: STPMOD INT PROJECT RATING: 29 PROJECT RANKING: 126 | | | |
| Middlesex Township Mun. Auth. 350 N. Middlesex Rd. Suite 2 Carlisle, PA 17013 | COUNTY: REGION: NPDES NO.: | Cumnerland SC | I: \$0 II: \$0 III: \$0 IIIB: \$0 | IV: \$541,134 IVB: \$0 V: \$0 ELIG. COST: \$541,134 | PROJECT NO.: CS422180-01 PROJ. TYPE: SS PROJECT RATING: 0 PROJECT RANKING: 297 | | | |
| Millville Mun. Auth. P. O. Box 30 Millville, PA 17846 | COUNTY: REGION: NPDES NO.: | Columbia NC | I: \$742,020 II: \$151,980 III: \$0 IIIB: \$0 | IV: \$0 IVB: \$0 V: \$0 ELIG. COST: \$894,000 | PROJECT NO.: CS422092-01 PROJ. TYPE: STPMOD PROJECT RATING: 32 PROJECT RANKING: 93 | | | |

| APPLICANT INFORMATION | | | NEEDS CATEGORIES | | | | PROJECT INFORMATION | | |
|--|----------------------------------|------------------|---|--|--|--|---------------------|--|--|
| APPLICANT INFORMATION | | | NEEDS CATEGORIES | | | | PROJECT INFORMATION | | |
| Mt. Oliver Borough 150 Brownsville Rd. Pittsburgh, PA 15210 | COUNTY: REGION: NPDES NO.: | Allegheny SW | I: \$0 II: \$0 III A: \$0 III B: \$437,650 | IVA: \$0 IVB: \$0 V: \$0 ELIG. COST: \$437,650 | PROJECT NO.: CS422199-01 PROJ. TYPE: SSREH PROJECT RATING: 26 PROJECT RANKING: 157 | | | | |
| Orwigsburg Mun. Auth. P. O. Box 128 209 N. Warren St. Orwigsburg, PA 17961 | COUNTY: REGION: NPDES NO.: | Schuylkill NE | I: \$2,400,000 II: \$0 III A: \$0 III B: \$0 | IVA: \$0 IVB: \$0 V: \$0 ELIG. COST: \$2,400,000 | PROJECT NO.: CS422085-01 PROJ. TYPE: STPMOD PROJECT RATING: 39 PROJECT RANKING: 36 | | | | |
| Penn Township Supervisors R.R.#1, Box 15 Coburn, PA 16832 | COUNTY: REGION: NPDES NO.: | Centre NC | I: \$210,004 II: \$0 III A: \$0 III B: \$0 | IVA: \$776,596 IVB: \$0 V: \$0 ELIG. COST: \$986,600 | PROJECT NO.: CS422204-01 PROJ. TYPE: STP SS PROJECT RATING: 35 PROJECT RANKING: 67 | | | | |
| Pine Grove Joint Treatment Auth. P. O. Box 482 Pine Grove, PA 17963 | COUNTY: REGION: NPDES NO.: | Schuylkill NE | I: \$0 II: \$8,588,894 III A: \$0 III B: \$3,000,000 | IVA: \$0 IVB: \$2,000,000 V: \$0 ELIG. COST: \$13,588,894 | PROJECT NO.: CS422086-01 PROJ. TYPE: STP PS INT SSREH PROJECT RATING: 35 PROJECT RANKING: 64 | | | | |
| Pittsburgh Water & Sewer Auth. 441 Smithfield St. Pittsburgh, PA 15222 | COUNTY: REGION: NPDES NO.: | Allegheny SW | I: \$0 II: \$0 III A: \$0 III B: \$0 | IVA: \$200,000 IVB: \$0 V: \$0 ELIG. COST: \$200,000 | PROJECT NO.: CS422200-01 PROJ. TYPE: SS PROJECT RATING: 40 PROJECT RANKING: 30 | | | | |
| Sankertown Borough Sew. Auth. P. O. Box 33 Cresson, PA 16630 | COUNTY: REGION: NPDES NO.: | Cambria SW | I: \$0 II: \$0 III A: \$0 III B: \$900,000 | IVA: \$0 IVB: \$300,000 V: \$0 ELIG. COST: \$1,200,000 | PROJECT NO.: CS422223-01 PROJ. TYPE: PS SSREH PROJECT RATING: 34 PROJECT RANKING: 79 | | | | |
| Scott Township 2600 Old Greentree Rd. Carnegie, PA 15106 | COUNTY: REGION: NPDES NO.: | Allegheny SW | I: \$0 II: \$0 III A: \$5,949,317 III B: \$0 | IVA: \$0 IVB: \$0 V: \$0 ELIG. COST: \$5,949,317 | PROJECT NO.: CS422170-01 PROJ. TYPE: SSREH PROJECT RATING: 29 PROJECT RANKING: 125 | | | | |
| Scranton City Sewer Auth. 307 N. Washington Ave. Scranton, PA 18503 | COUNTY: REGION: NPDES NO.: | Lackawanna NE | I: \$4,952,648 II: \$0 III A: \$0 III B: \$361,352 | IVA: \$0 IVB: \$0 V: \$0 ELIG. COST: \$5,314,000 | PROJECT NO.: CS422186-01 PROJ. TYPE: STPMOD SSREH PROJECT RATING: 22 PROJECT RANKING: 195 | | | | |
| Shade-Central City Joint Auth. 429 Sunshine Ave. Central City, PA 15926 | COUNTY: REGION: NPDES NO.: | Somerset SW | I: \$87,173 II: \$0 III A: \$0 III B: \$179,077 | IVA: \$0 IVB: \$0 V: \$0 ELIG. COST: \$266,250 | PROJECT NO.: CS422105-01 PROJ. TYPE: STPMOD SSREH PROJECT RATING: 20 PROJECT RANKING: 218 | | | | |
| South Bethlehem Borough 214 Grant St. New Bethlehem, PA 16242 | COUNTY: REGION: NPDES NO.: | Armstrong NW | I: \$0 II: \$0 III A: \$329,196 III B: \$0 | IVA: \$0 IVB: \$0 V: \$0 ELIG. COST: \$329,196 | PROJECT NO.: CS422184-01 PROJ. TYPE: SSREH PROJECT RATING: 23 PROJECT RANKING: 187 | | | | |
| Tamaqua Borough 320 E. Broad St. Tamaqua, PA 18252 | COUNTY: REGION: NPDES NO.: | Schuylkill NE | I: \$0 II: \$0 III A: \$0 III B: \$0 | IVA: \$367,500 IVB: \$0 V: \$0 ELIG. COST: \$367,500 | PROJECT NO.: CS422135-01 PROJ. TYPE: PS SS PROJECT RATING: 19 PROJECT RANKING: 222 | | | | |

APPLICANT INFORMATION

NEEDS CATEGORIES

PROJECT INFORMATION

APPLICANT INFORMATION

Upper Augusta Township Mun. Auth.
R.R.#2, Box 398-A
Sunbury, PA 17801

COUNTY: Northumberland
REGION: NC
NPDES NO.:

I: \$256,500
II: \$0
III: \$0
IIIB: \$0
NEEDS CATEGORIES
IVA: \$974,054
IVB: \$243,689
V: \$0
ELIG. COST: \$1,474,243

PROJECT INFORMATION
PROJECT NO.: CS422172-01
PROJ. TYPE: PS SS
PROJECT RATING: 29
PROJECT RANKING: 116

West Alexander Mun. Auth.
P. O. Box 185
West Alexander, PA 15376

COUNTY: Washington
REGION: SW
NPDES NO.:

I: \$604,000
II: \$0
III: \$0
IIIB: \$0
NEEDS CATEGORIES
IVA: \$1,766,000
IVB: \$230,000
V: \$0
ELIG. COST: \$2,600,000

PROJECT NO.: CS422173-01
PROJ. TYPE: STP SS PS INT
PROJECT RATING: 43
PROJECT RANKING: 15

Western Clinton County Mun. Auth.
365 Huron Ave., P. O. Box 363
Renovo, PA 17764

COUNTY: Clinton
REGION: NC
NPDES NO.:

I: \$1,325,000
II: \$0
III: \$0
IIIB: \$0
NEEDS CATEGORIES
IVA: \$0
IVB: \$0
V: \$0
ELIG. COST: \$1,325,000

PROJECT NO.: CS422196-01
PROJ. TYPE: STPMOD
PROJECT RATING: 20
PROJECT RANKING: 216

Westmont Borough
1000 Luzerne St.
Johnstown, PA 15905

COUNTY: Cambria
REGION: SW
NPDES NO.:

I: \$0
II: \$0
III: \$666,500
IIIB: \$0
NEEDS CATEGORIES
IVA: \$0
IVB: \$0
V: \$0
ELIG. COST: \$666,500

PROJECT NO.: CS422111-01
PROJ. TYPE: SSREH
PROJECT RATING: 25
PROJECT RANKING: 163

Windber Area Auth.
1700 Stockholm Ave.
Windber, PA 15963

COUNTY: Somerset
REGION: SW
NPDES NO.:

I: \$0
II: \$0
III: \$0
IIIB: \$1,752,444
NEEDS CATEGORIES
IVA: \$0
IVB: \$0
V: \$0
ELIG. COST: \$1,752,444

PROJECT NO.: CS422202-01
PROJ. TYPE: SSREH
PROJECT RATING: 20
PROJECT RANKING: 214

Wyoming Valley Sanitary Auth.
1000 Wilkes-Barre St.
Wilkes-Barre, PA 18711

COUNTY: Luzerne
REGION: NE
NPDES NO.:

I: \$1,475,000
II: \$0
III: \$0
IIIB: \$0
NEEDS CATEGORIES
IVA: \$0
IVB: \$0
V: \$0
ELIG. COST: \$1,475,000

PROJECT NO.: CS422188-01
PROJ. TYPE: STPMOD
PROJECT RATING: 14
PROJECT RANKING: 266

**PENNSYLVANIA INFRASTRUCTURE INVESTMENT AUTHORITY AND DEPARTMENT OF ENVIRONMENTAL PROTECTION CLEAN WATER
STATE REVOLVING FUND**

**ADDITIONS TO FY 2000 AND FY 2001 PROJECT PRIORITY LIST
IN ALPHABETICAL ORDER**

EXPLANATION OF COLUMNAR HEADINGS (EXCEPT THOSE THAT ARE SELF-EXPLANATORY)

NEEDS CATEGORY:

- I - SECONDARY TREATMENT
- II - TREATMENT MORE STRINGENT THAN SECONDARY
- IIIA - INFILTRATION/INFLOW CORRECTION
- IIIB - MAJOR SEWER SYSTEM REHABILITATION
- IVA - NEW COLLECTOR SEWERS AND APPURTENANCES
- IVB - NEW INTERCEPTORS AND APPURTENANCES
- V - CORRECTION OF COMBINED SEWER OVERFLOWS

PROJECT TYPE:

- STP - SEWAGE TREATMENT PLANT
- STPMOD - SEWAGE TREATMENT PLANT MODIFICATION
- INT - INTERCEPTOR
- PS - PUMP STATION
- FM - FORCE MAIN
- SS - SEWER SYSTEM
- SS REH - SEWER SYSTEM REHABILITATION

NPDES PERMIT NUMBER:

NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM PERMIT NUMBER

PROJECT NUMBER:

FEDERAL LOAN PROJECT IDENTIFICATION NUMBER

ELIG. COST:

ESTIMATED LOAN AMOUNT FOR ELIGIBLE PROJECT

**PENNSYLVANIA INFRASTRUCTURE INVESTMENT AUTHORITY AND DEPARTMENT OF ENVIRONMENTAL PROTECTION
 CLEAN WATER STATE REVOLVING FUND
 ADDITIONS TO FY 2000 AND FY2001 PROJECT PRIORITY LIST
 JANUARY 20, 2001**

PENNSYLVANIA BULLETIN, VOL. 31, NO. 3, JANUARY 20, 2001

NOTICES

| APPLICANT INFORMATION | | NEEDS CATEGORIES | | | | PROJECT INFORMATION | |
|--|--|---|---|--|--|---------------------|--|
| Allegheny Township Sewer & Water Auth. 3131 Old Sixth Ave., North Duncansville, PA 16635 | COUNTY: Blair REGION: SC NPDES NO.: | I: \$0 II: \$0 III A: \$0 III B: \$0 | IV A: \$675,250 IV B: \$0 V: \$0 ELIG. COST: \$675,250 | PROJECT CS422189-01 PROJ. TYPE: SS PROJECT RATING: 20 PROJECT RANKING: 205 | | | |
| Apollo Borough Council 45 N. Pennsylvania Ave. Apollo, PA 15613 | COUNTY: Armstrong REGION: SW NPDES NO.: | I: \$0 II: \$0 III A: \$0 III B: \$0 | IV A: \$4,000,000 IV B: \$0 V: \$0 ELIG. COST: \$4,000,000 | PROJECT CS422221-01 PROJ. TYPE: SS PROJECT RATING: 20 PROJECT RANKING: 210 | | | |
| Bradford County 301 Main St. Courthouse Towanda, PA 18848 | COUNTY: Bradford REGION: NC NPDES NO.: | I: \$895,352 II: \$0 III A: \$0 III B: \$0 | IV A: \$0 IV B: \$0 V: \$0 ELIG. COST: \$895,352 | PROJECT CS422193-01 PROJ. TYPE: STPMOD PROJECT RATING: 10 PROJECT RANKING: 283 | | | |
| Brady Township Supervisors R.R.#2, Box 537 Montgomery, PA 17752 | COUNTY: Lycoming REGION: NC NPDES NO.: | I: \$367,702 II: \$0 III A: \$0 III B: \$0 | IV A: \$1,023,437 IV B: \$88,861 V: \$0 ELIG. COST: \$1,480,000 | PROJECT CS422205-01 PROJ. TYPE: STP PS SS PROJECT RATING: 42 PROJECT RANKING: 17 | | | |
| Bullskin Township/Connellsville Township R.D.#2 Box 234G Connellsville, PA 15425 | COUNTY: Fayette REGION: SW NPDES NO.: | I: \$0 II: \$0 III A: \$0 III B: \$0 | IV A: \$3,000,000 IV B: \$2,500,000 V: \$0 ELIG. COST: \$5,500,000 | PROJECT CS422056-01 PROJ. TYPE: PS INT SS PROJECT RATING: 32 PROJECT RANKING: 89 | | | |
| Columbia Borough 308 Locust St. Columbia, PA 17512 | COUNTY: Lancaster REGION: SC NPDES NO.: | I: \$1,744,600 II: \$0 III A: \$0 III B: \$0 | IV A: \$0 IV B: \$0 V: \$0 ELIG. COST: \$1,744,600 | PROJECT CS422190-01 PROJ. TYPE: STPMOD PROJECT RATING: 13 PROJECT RANKING: 272 | | | |
| Corry City Municipal Building Corry, PA 16407 | COUNTY: Erie REGION: NW NPDES NO.: | I: \$0 II: \$737,300 III A: \$0 III B: \$0 | IV A: \$0 IV B: \$0 V: \$2,022,900 ELIG. COST: \$2,760,200 | PROJECT CS422208-01 PROJ. TYPE: STPMOD PS PROJECT RATING: 24 PROJECT RANKING: 170 | | | |
| Davidson Township Supervisors R.R.#1, Box 925 Muncy Valley, PA 17758 | COUNTY: Sullivan REGION: NC NPDES NO.: | I: \$441,853 II: \$0 III A: \$0 III B: \$0 | IV A: \$289,398 IV B: \$102,749 V: \$0 ELIG. COST: \$834,000 | PROJECT CS422207-01 PROJ. TYPE: STP PS INT SS PROJECT RATING: 44 PROJECT RANKING: 9 | | | |
| Deer Lake Mun. Auth. P. O. Box 30 Auburn, PA 17922 | COUNTY: Schuylkill REGION: NE NPDES NO.: | I: \$650,000 II: \$0 III A: \$410,000 III B: \$0 | IV A: \$0 IV B: \$0 V: \$0 ELIG. COST: \$1,060,000 | PROJECT CS422218-01 PROJ. TYPE: STP I/I PROJECT RATING: 27 PROJECT RANKING: 145 | | | |
| DuBois City P. O. Box 408 DuBois, PA 15801 | COUNTY: Clearfield REGION: NC NPDES NO.: | I: \$0 II: \$0 III A: \$0 III B: \$0 | IV A: \$0 IV B: \$300,000 V: \$0 ELIG. COST: \$300,000 | PROJECT CS422194-01 PROJ. TYPE: INT PROJECT RATING: 12 PROJECT RANKING: 281 | | | |

| APPLICANT INFORMATION | | | NEEDS CATEGORIES | | | | PROJECT INFORMATION | |
|--|----------------------------------|-----------------|--|--|--|---|---------------------|--|
| APPLICANT INFORMATION | | | NEEDS CATEGORIES | | | | PROJECT INFORMATION | |
| Duryea Borough Sewer Auth. 504 Main St. Duryea, PA 18642 | COUNTY: REGION: NPDES NO.: | Luzerne NE | I: \$0 II: \$0 III: \$0 IIIB: \$0 | IVA: \$1,000,000 IVB: \$0 V: \$0 ELIG. COST: \$1,000,000 | | PROJECT CS422217-01 PROJ. TYPE: PS SS PROJECT RATING: 40 PROJECT RANKING: 28 | | |
| Dushore Sewer Auth. P. O. Box 248 Dushore, PA 18614 | COUNTY: REGION: NPDES NO.: | Sullivan NC | I: \$0 II: \$0 III: \$0 IIIB: \$0 | IVA: \$272,265 IVB: \$0 V: \$0 ELIG. COST: \$272,265 | | PROJECT CS422195-01 PROJ. TYPE: SS PROJECT RATING: 19 PROJECT RANKING: 241 | | |
| Franklin Township Supervisors Box 309 Cashtown, PA 17310 | COUNTY: REGION: NPDES NO.: | Adams SC | I: \$144,500 II: \$0 III: \$0 IIIB: \$0 | IVA: \$84,000 IVB: \$0 V: \$0 ELIG. COST: \$228,500 | | PROJECT CS422220-01 PROJ. TYPE: STP SS PROJECT RATING: 31 PROJECT RANKING: 96 | | |
| Hopewell Township 1700 Clark Blvd. Aliquippa, PA 15001 | COUNTY: REGION: NPDES NO.: | Beaver SW | I: \$1,147,000 II: \$0 III: \$0 IIIB: \$0 | IVA: \$0 IVB: \$0 V: \$0 ELIG. COST: \$1,147,000 | | PROJECT CS422197-01 PROJ. TYPE: STPMOD PROJECT RATING: 20 PROJECT RANKING: 204 | | |
| Hopewell Township 1700 Clark Blvd. Aliquippa, PA 15001 | COUNTY: REGION: NPDES NO.: | Beaver SW | I: \$4,000,000 II: \$0 III: \$0 IIIB: \$0 | IVA: \$0 IVB: \$1,500,000 V: \$0 ELIG. COST: \$5,500,000 | | PROJECT CS422222-01 PROJ. TYPE: STPMOD INT PROJECT RATING: 20 PROJECT RANKING: 202 | | |
| Jim Thorpe Borough 101 E. Tenth St. Jim Thorpe, PA 18229 | COUNTY: REGION: NPDES NO.: | Carbon NE | I: \$0 II: \$0 III: \$0 IIIB: \$0 | IVA: \$2,200,000 IVB: \$0 V: \$0 ELIG. COST: \$2,200,000 | | PROJECT CS422216-01 PROJ. TYPE: SS PROJECT RATING: 32 PROJECT RANKING: 88 | | |
| Kidder Township P. O. Box 576 Lake Harmony, PA 18624 | COUNTY: REGION: NPDES NO.: | Carbon NE | I: \$4,000,000 II: \$350,000 III: \$0 IIIB: \$0 | IVA: \$6,900,000 IVB: \$0 V: \$0 ELIG. COST: \$11,250,000 | | PROJECT CS422219-01 PROJ. TYPE: STPMOD PS SS PROJECT RATING: 29 PROJECT RANKING: 121 | | |
| Mid-Centre County Auth. P. O. Box 811 Milesburg, PA 16853 | COUNTY: REGION: NPDES NO.: | Centre NC | I: \$3,687,719 II: \$1,434,113 III: \$0 IIIB: \$212,168 | IVA: \$369,600 IVB: \$0 V: \$0 ELIG. COST: \$5,703,600 | | PROJECT CS422206-01 PROJ. TYPE: STPMOD INT PROJECT RATING: 29 PROJECT RANKING: 126 | | |
| Mt. Oliver Borough 150 Brownsville Rd. Pittsburgh, PA 15210 | COUNTY: REGION: NPDES NO.: | Allegheny SW | I: \$0 II: \$0 III: \$0 IIIB: \$437,650 | IVA: \$0 IVB: \$0 V: \$0 ELIG. COST: \$437,650 | | PROJECT CS422199-01 PROJ. TYPE: SSREH PROJECT RATING: 26 PROJECT RANKING: 157 | | |
| Penn Township Supervisors R.R.#1, Box 15 Coburn, PA 16832 | COUNTY: REGION: NPDES NO.: | Centre NC | I: \$210,004 II: \$0 III: \$0 IIIB: \$0 | IVA: \$776,596 IVB: \$0 V: \$0 ELIG. COST: \$986,600 | | PROJECT CS422204-01 PROJ. TYPE: STP SS PROJECT RATING: 35 PROJECT RANKING: 67 | | |
| Pittsburgh Water & Sewer Auth. 441 Smithfield St. Pittsburgh, PA 15222 | COUNTY: REGION: NPDES NO.: | Allegheny SW | I: \$0 II: \$0 III: \$0 IIIB: \$0 | IVA: \$200,000 IVB: \$0 V: \$0 ELIG. COST: \$200,000 | | PROJECT CS422200-01 PROJ. TYPE: SS PROJECT RATING: 40 PROJECT RANKING: 30 | | |
| Prospect Borough P. O. Box 308 Prospect, PA 16052 | COUNTY: REGION: NPDES NO.: | Butler NW | I: \$0 II: \$0 III: \$1,100,000 | IVA: \$0 IVB: \$0 V: \$0 | | PROJECT CS422214-01 PROJ. TYPE: SS PROJECT RATING: 27 | | |

APPLICANT INFORMATION

NEEDS CATEGORIES

PROJECT INFORMATION

APPLICANT INFORMATION
Sankertown Borough Sew. Auth.
P. O. Box 33
Cresson, PA 16630

COUNTY: Cambria
REGION: SW
NPDES NO.:

IIIB: \$0 ELIG. COST: \$1,100,000
NEEDS CATEGORIES
I: \$0 IVA: \$0
II: \$0 IVB: \$300,000
IIIA: \$0 V: \$0
IIIB: \$900,000 ELIG. COST: \$1,200,000

PROJECT RANKING: 141
PROJECT INFORMATION
PROJECT CS422223-01
PROJ. TYPE: PS SSREH
PROJECT RATING: 34
PROJECT RANKING: 79

Scranton City Sewer Auth.
307 N. Washington Ave.
Scranton, PA 18503

COUNTY: Lackawanna
REGION: NE
NPDES NO.:

I: \$4,952,648 IVA: \$0
II: \$0 IVB: \$0
IIIA: \$0 V: \$0
IIIB: \$361,352 ELIG. COST: \$5,314,000

PROJECT CS422186-01
PROJ. TYPE: STPMOD SSREH
PROJECT RATING: 22
PROJECT RANKING: 195

Springfield Township Sewer Auth.
9211 Susquehanna Trail S
Seven Valleys, PA 17360

COUNTY: York
REGION: SC
NPDES NO.:

I: \$0 IVA: \$795,000
II: \$0 IVB: \$0
IIIA: \$0 V: \$0
IIIB: \$0 ELIG. COST: \$795,000

PROJECT CS422191-01
PROJ. TYPE: SS
PROJECT RATING: 10
PROJECT RANKING: 287

St. Marys City
808 S. Michael Rd., P. O. Box 199
St. Marys, PA 15857

COUNTY: Elk
REGION: NW
NPDES NO.:

I: \$0 IVA: \$0
II: \$11,956,920 IVB: \$0
IIIA: \$0 V: \$0
IIIB: \$0 ELIG. COST: \$11,956,920

PROJECT CS422215-01
PROJ. TYPE: STPMOD
PROJECT RATING: 20
PROJECT RANKING: 207

Stroud Township Sewer Auth.
1211 N. Fifth St.
Stroudsburg, PA 18360

COUNTY: Monroe
REGION: NE
NPDES NO.:

I: \$0 IVA: \$600,000
II: \$0 IVB: \$1,130,000
IIIA: \$0 V: \$0
IIIB: \$0 ELIG. COST: \$1,730,000

PROJECT CS422187-01
PROJ. TYPE: PS INT SS
PROJECT RATING: 25
PROJECT RANKING: 165

Tulpehocken Township
P. O. Box 272
Rehrersburg, PA 19550

COUNTY: Berks
REGION: SC
NPDES NO.:

I: \$1,500,000 IVA: \$2,700,000
II: \$0 IVB: \$0
IIIA: \$0 V: \$0
IIIB: \$0 ELIG. COST: \$4,200,000

PROJECT CS422192-01
PROJ. TYPE: STP PS INT SS
PROJECT RATING: 41
PROJECT RANKING: 18

Upper Hanover Auth.
1704 Pillsbury Rd. P. O. Box 205
East Greenville, PA 18041

COUNTY: Montgomery
REGION: SE
NPDES NO.:

I: \$400,000 IVA: \$1,000,000
II: \$0 IVB: \$0
IIIA: \$0 V: \$0
IIIB: \$0 ELIG. COST: \$1,400,000

PROJECT CS422224-01
PROJ. TYPE: STP SS
PROJECT RATING: 40
PROJECT RANKING: 27

Western Clinton County Mun. Auth.
365 Huron Ave., P. O. Box 363
Renovo, PA 17764

COUNTY: Clinton
REGION: NC
NPDES NO.:

I: \$1,325,000 IVA: \$0
II: \$0 IVB: \$0
IIIA: \$0 V: \$0
IIIB: \$0 ELIG. COST: \$1,325,000

PROJECT CS422196-01
PROJ. TYPE: STPMOD
PROJECT RATING: 20
PROJECT RANKING: 216

Windber Area Auth.
1700 Stockholm Ave.
Windber, PA 15963

COUNTY: Somerset
REGION: SW
NPDES NO.:

I: \$0 IVA: \$0
II: \$0 IVB: \$0
IIIA: \$0 V: \$0
IIIB: \$1,752,444 ELIG. COST: \$1,752,444

PROJECT CS422202-01
PROJ. TYPE: SSREH
PROJECT RATING: 20
PROJECT RANKING: 214

Wyoming Valley Sanitary Auth.
1000 Wilkes-Barre St.
Wilkes-Barre, PA 18711

COUNTY: Luzerne
REGION: NE
NPDES NO.:

I: \$1,475,000 IVA: \$0
II: \$0 IVB: \$0
IIIA: \$0 V: \$0
IIIB: \$0 ELIG. COST: \$1,475,000

PROJECT CS422188-01
PROJ. TYPE: STPMOD
PROJECT RATING: 14
PROJECT RANKING: 266

PENNSYLVANIA INFRASTRUCTURE INVESTMENT AUTHORITY

Request for Proposal

2001-001 The Pennsylvania Infrastructure Investment Authority (PENNVEST) is requesting a proposal by a recognized Certified Public Accounting (CPA) firm to review financial assistance applications and financial statements of funding applicants to determine credit worthiness and collateral requirements. The request for proposal will be available on January 22, 2001 and can be obtained from Elaine Keisling, Director of Administrative Services, (717) 783-4494, PENNVEST, 22 South Third Street, Harrisburg, PA 17101. PENNVEST is an equal opportunity employer. Contractor will be required to comply with all applicable equal employment opportunity laws and regulations.

Department: PA Infrastructure Investment Authority
Location: 22 South Third Street, Harrisburg, PA 17101
Duration: Four years
Contact: Elaine Keisling (717) 783-4494
 Brion T. Johnson (717) 783-6798

PAUL K. MARCHETTI,
Executive Director

[Pa.B. Doc. No. 01-108. Filed for public inspection January 19, 2001, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission (Commission). 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 February 12, 2001, as set forth at 52 Pa. Code § 3.381 (relating to applications for 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-00117431. Jimmer, Ltd., t/d/b/a Centurian Personal Transportation (112 West Union Street, Kingston, Luzerne County, PA 18704), a corporation of the Commonwealth of Pennsylvania—persons in paratransit service, between points in the county of Luzerne, and

from points in said county, to points in Pennsylvania, and return.

A-00117432. In Disguise L.L.C. (1015 Rear Washington Boulevard, Williamsport, Lycoming County, PA 17701), a Pennsylvania Limited Liability Company—persons in limousine service, between points in the city of Williamsport, Lycoming County, and within an airline distance of 30 statute miles of the limits thereof, and from points in said area, to points in Pennsylvania, and return.

A-00117446. Lion Country Management Group (P. O. Box 978, State College, Centre County, PA 16804), a corporation of the Commonwealth of Pennsylvania—persons upon call or demand in the county of Centre. *Attorney:* Mary Ann Kressen, 300 South Allen Street, Suite 300, State College, PA 16801.

A-00117447. Sunshine Cab Co. (3706 Larkin Road, Boothwyn, Delaware County, PA 19061), a corporation of the Commonwealth of Pennsylvania—persons upon call or demand: (1) in the county of Delaware, excluding the townships of Marple, Upper Providence and Newtown; (2) in the township of Tredyffrin, Chester County; and (3) in the township of Lower Merion Montgomery County, excluding that part of the township on and east of a line beginning at Waverly Road and the Schuylkill River, thence southeastwardly along Waverly Road to its intersection with Morris Avenue, thence southeastwardly along Morris Avenue to its intersection with Old Gulph Road, thence westward along Old Gulph Road to its merger with Robert Road, thence southward along Robert Road to the Montgomery-Delaware County Line. *Attorney:* John J. Gallagher, 1760 Market Street, Suite 1100, Philadelphia, PA 19103.

Applications of the following for approval of the beginning of the exercise of the right and privilege of operating motor of operating motor vehicles as common carriers for the transportation of persons by transfer of rights as described under each application.

A-00117448. Mr. V's Limousine Service, Inc. (2975 Jay Drive, New Castle, Lawrence County, PA 16101), a corporation of the Commonwealth of Pennsylvania—persons in limousine service between points in the city of New Castle, the borough of South New Castle, and the townships of Hickory, Neshannock, Shennango, Taylor and Union, all in Lawrence County, and from points in said area to points in Pennsylvania, and return; which is to be a transfer of the rights authorized under the certificate issued at A-00114242 to Vincent Menichino, subject to the same limitations and conditions. *Attorney:* David M. O'Boyle, 1450 Two Chatham Center, Pittsburgh, PA 15219.

Applications of the following for approval of the additional right and privilege of operating motor vehicles as common carriers for transportation of persons as described under each application.

A-00111634. Folder 2. Homer A. Berlew and Frederick R. Buckman, Copartners, t/d/b/a Trans-Med Ambulance/Wheelchair Van Service (100 Dilley Street, Forty Fort, Luzerne County, PA 18704)—additional right—persons in limousine service, between points in the counties of Lackawanna, Luzerne, Monroe and Wyoming, and from points in said counties, to points in Pennsylvania, and return.

Applications of the following for *amendment to the certificate of public convenience approving the operation of motor vehicles as common carriers for transportation of persons as described under each application.*

A-0011634, Folder 1, Am-A. Homer A. Berlew and Frederick R. Buckman, Copartners, t/d/b/a Trans-Med Ambulance/Wheelchair Van Service (100 Dille Street, Forty Fort, Luzerne County, PA 18704)—persons in paratransit service, between points in the counties of Luzerne, Lackawanna, Wyoming and Monroe; subject to the following condition: that the service herein authorized is limited to the use of vehicles equipped with lifts, ramps or other specialized facilities for passengers in wheelchairs: So as to Permit the removal of the condition which reads as follows: that the service herein authorized is limited to the use of vehicles equipped with lifts, ramps or other specialized facilities for passengers in wheelchairs.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-109. Filed for public inspection January 19, 2001, 9:00 a.m.]

**Stock Transfer
Without Hearing**

A-211035 F5000. Kurt J. Fetterman and Anthony and Joan Garbush. Joint Application of Kurt J. Fetterman and Anthony and Joan Garbush for approval of the transfer of ownership of the Garbush Water Company to Kurt J. Fetterman via Stock Transfer.

This Application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before February 5, 2001, under 52 Pa. Code (relating to public utilities).

Applicant: Kurt J. Fetterman, Anthony and Joan Garbush.

Through and By Counsel: Ronald V. Santora, Hourigan, Kluger and Quinn, Suite Seven Hundred, Mellon Bank Building, 8 West Market Street, Wilkes-Barre, PA 18701-1867.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-110. Filed for public inspection January 19, 2001, 9:00 a.m.]

Telecommunications

A-310518. Verizon Pennsylvania Inc. f/k/a Bell Atlantic-Pennsylvania, Inc. and AT&T Wireless Services, Inc., Joint Petition of Verizon Pennsylvania Inc. f/k/a Bell Atlantic-Pennsylvania, Inc. and AT&T Wireless Services, Inc. for approval of a replacement interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania Inc. f/k/a Bell Atlantic-Pennsylvania, Inc. and AT&T Wireless Services, Inc., by

its counsel, filed on December 28, 2000, at the Pennsylvania Public Utility Commission, a Joint Petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania Inc. f/k/a Bell Atlantic-Pennsylvania, Inc. and AT&T Wireless Services, Inc. Joint Petition are on file with the Pennsylvania Public Utility Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-111. Filed for public inspection January 19, 2001, 9:00 a.m.]

Telecommunications

A-310927F0002. Verizon North Inc. and Broadstreet Communications, Inc. Joint Petition of Verizon North Inc. and Broadstreet Communications, Inc. for approval of an interconnection agreement by means of adoption of interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon North Inc. and Broadstreet Communications, Inc., by its counsel, filed on January 2, 2001, at the Pennsylvania Public Utility Commission, a Joint Petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North Inc. and Broadstreet Communications, Inc. Joint Petition are on file with the Pennsylvania Public Utility Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-112. Filed for public inspection January 19, 2001, 9:00 a.m.]

Telecommunications

A-310059F0002. Verizon Pennsylvania Inc. f/k/a Bell Atlantic-Pennsylvania, Inc. and Conestoga Communications, Inc. Joint Petition of Verizon Pennsylvania Inc. f/k/a Bell Atlantic-Pennsylvania, Inc. and Conestoga Communications, Inc. for approval of a replacement interconnection agreement by means of adoption of an interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon Pennsylvania Inc. f/k/a Bell Atlantic-Pennsylvania, Inc. and Conestoga Communications, Inc., by its counsel, filed on December 28, 2000, at the Pennsylvania Public Utility Commission, a Joint Petition for approval of a replacement interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania Inc. f/k/a Bell Atlantic-Pennsylvania, Inc. and Conestoga Communications, Inc. Joint Petition are on file with the Pennsylvania Public Utility Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-113. Filed for public inspection January 19, 2001, 9:00 a.m.]

Telecommunications

A-310738F0002. Verizon North Inc. and D&E Systems, Inc. Joint Petition of Verizon North Inc. and D&E Systems, Inc. for approval of the executed MFN adoption of the interconnection, resale and unbundling agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Verizon North Inc. and D&E Systems, Inc., by its counsel, filed on December 28, 2000, at the Pennsylvania Public Utility Commission, a Joint Petition for approval of an interconnection, resale and unbundling agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North Inc. and D&E Systems, Inc. Joint Petition are on file with the Pennsylvania Public Utility Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-114. Filed for public inspection January 19, 2001, 9:00 a.m.]

Telecommunications

A-310946F0002. Verizon Pennsylvania Inc. and Pathnet, Inc. Joint Petition of Verizon Pennsylvania Inc.

and Pathnet, Inc. for approval of amendment no. 1 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania Inc. and Pathnet, Inc., by its counsel, filed on December 28, 2000, at the Pennsylvania Public Utility Commission, a Joint Petition for approval of Amendment No. 1 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania Inc. and Pathnet, Inc. Joint Petition are on file with the Pennsylvania Public Utility Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-115. Filed for public inspection January 19, 2001, 9:00 a.m.]

Telecommunications

A-310403F0002. Verizon North Inc. f/k/a GTE North Incorporated and Preferred Carrier Services, Inc. Joint Petition of Verizon North Inc. f/k/a GTE North Incorporated and Preferred Carrier Services, Inc. for approval of a replacement resale agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North Inc. f/k/a GTE North Incorporated and Preferred Carrier Services, Inc., by its counsel, filed on December 29, 2000, at the Pennsylvania Public Utility Commission, a Joint Petition for approval of a resale agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North Inc. f/k/a GTE North Incorporated and Preferred Carrier Services, Inc. Joint Petition are on file with the Pennsylvania Public Utility Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 01-116. Filed for public inspection January 19, 2001, 9:00 a.m.]

PHILADELPHIA REGIONAL PORT AUTHORITY

Condensed Balance Sheet and Condensed Statement of Operations

June 30, 2000
(Audited)
(in Thousands)

Assets

| | |
|---------------------|---------------|
| Current Assets | 6,526 |
| Restricted Assets | 6,025 |
| Fixed Assets (Net) | 75,478 |
| Other Assets | 1,217 |
| Total Assets | 89,246 |

Liabilities and Fund Equity

| | |
|------------------------------------|---------------|
| Current Liabilities | 4,411 |
| Long Term Liabilities | 54,519 |
| Total Liabilities | 58,930 |
| Contributed Capital | 42,516 |
| Accumulated Deficit | (12,200) |
| Total Fund Equity | 30,316 |
| Total Liabilities and Funds | 89,245 |

Condensed Statement of Operations & Accumulated Deficit Year Ended June 30, 2000 Audited in Thousands

| | |
|-------------------------------------|-----------------|
| Oper. Revenue & Grants | 13,958 |
| Operating Expenses | (6,827) |
| Depreciation | (3,287) |
| Net Interest Income/Exp | (2,793) |
| Net Profit | 1,051 |
| Accum. Deficit (Beg. of Year) | (13,251) |
| Accum. Deficit (End of Year) | (12,200) |

JAMES T. MCDERMOTT,
Executive Director

[Pa.B. Doc. No. 01-117. Filed for public inspection January 19, 2001. 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". The 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.

Act 1984-196 redefined a "qualified small business concern" as any independently owned and operated, for-profit business concern employing 100 or fewer employees. See 4 Pa. Code § 2.32. The business must include the following statement on every invoice submitted to the Commonwealth: "(name of business) is a qualified small business concern as defined in 4 Pa. Code 2.32."

A business is eligible for payments when the required payment is the latest of:

The payment date specified in the contract.

30 days after the later of the receipt of a proper invoice or receipt of goods or services.

The net payment date stated on the business' invoice.

A 15-day grace period after the required payment date is provided to the Commonwealth by the Act.

For more information: contact: Small Business Resource Center

PA Department of Community and Economic Development
 374 Forum Building
 Harrisburg, PA 17120
 800-280-3801 or (717) 783-5700

Reader's Guide



Legal Services & Consultation

① Service Code Identification Number

② Commodity/Supply or Contract Identification No.

B-54137. Consultant to provide three 2-day training sessions, covering the principles, concepts, and techniques of performance appraisal and standard setting with emphasis on performance and accountability, with a knowledge of State Government constraints.

Department: General Services
 Location: Harrisburg, Pa.
 Duration: 12/1/93-12/30/93
 Contact: Procurement Division
 787-0000

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.

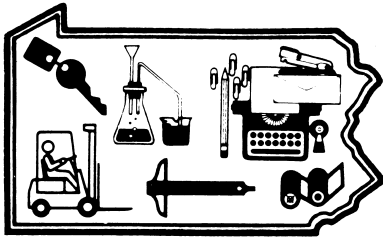
(For commodities) Vendor Services Section (717) 787-2199 or (717) 787-4705

GET A STEP AHEAD IN COMPETING FOR A STATE CONTRACT!

The Treasury Department's Bureau of Contracts and Public Records can help you do business with state government agencies. Our efforts focus on guiding the business community through the maze of state government offices. The bureau is, by law, the central repository for all state contracts over \$5,000. Bureau personnel can supply descriptions of contracts, names of previous bidders, pricing breakdowns and other information to help you submit a successful bid on a contract. We will direct you to the appropriate person and agency looking for your product or service to get you "A Step Ahead." Services are free except the cost of photocopying contracts or dubbing a computer diskette with a list of current contracts on the database. A free brochure, "Frequently Asked Questions About State Contracts," explains how to take advantage of the bureau's services.

Contact: **Bureau of Contracts and Public Records**
 Pennsylvania State Treasury
 Room G13 Finance Building
 Harrisburg, PA 17120
 717-787-2990
 1-800-252-4700

BARBARA HAFER,
State Treasurer



Commodities

5665-03 Truck Mounted Attenuators. For a copy of the bid package fax request to (717) 787-0725.

Department: Transportation
Location: Various
Duration: 03/31/01—02/28/02
Contact: Vendor Services, (717) 787-2199

7485-02 Laser & Ink Jet Printers Supplies. For a copy of the bid package fax request to (717) 787-0725.

Department: General Services
Location: Various
Duration: 12/01/01—11/30/02
Contact: Vendor Services, (717) 787-2199

7125-01 Shelving, PA Liquor Store. For a copy of the bid package fax request to (717) 787-0725.

Department: Liquor Control Board
Location: Various
Duration: 06/01/01—05/31/02
Contact: Vendor Services, (717) 787-2199

7110-01 Filing Equipment, Visible. For a copy of the bid package fax request to (717) 787-0725.

Department: General Services
Location: Various
Duration: 05/01/01—04/30/02
Contact: Vendor Services, (717) 787-2199

4710-01 Corrugated Polyethylene Pipe. For a copy of the bid package fax request to (717) 787-0725.

Department: General Services
Location: Various
Duration: 05/01/01—04/30/02
Contact: Vendor Services, (717) 787-2199

9905-16 Reflective Sheetting for License Plates. For a copy of the bid package fax request to (717) 787-0725.

Department: Corrections
Location: Various
Duration: 05/01/01—04/30/02
Contact: Vendor Services, (717) 787-2199

0095-01 Silk Screening. For a copy of the bid package fax request to (717) 787-0725.

Department: General Services
Location: Various
Duration: 05/01/01—04/30/02
Contact: Vendor Services, (717) 787-2199

0041-01 PennDot Inspection Devices. For a copy of the bid package fax request to (717) 787-0725.

Department: Transportation
Location: Various
Duration: 06/01/01—05/31/02
Contact: Vendor Services, (717) 787-2199

6830-02 Gases, Commercial. For a copy of the bid package fax request to (717) 787-0725.

Department: General Services
Location: Various
Duration: 05/01/01—04/30/02
Contact: Vendor Services, (717) 787-2199

5810-03 Microcomputer & Local Area Network (LAN) Software. During each quarter of the current calendar year, new contractors may seek to be added to the list of qualified contractors for the Microcomputer & Local Area Network (LAN) Software, 5810-03. Also existing qualified contractors may seek to become qualified for additional categories of supplies or services. In order to be considered, contractors must submit a completed bid, 5810-03 to ensure receipt by the Commonwealth on or before 1:30 PM Eastern Time on the last Commonwealth business day of each quarter (the "deadline"). A "quarter" is defined as the three consecutive calendar months ending with the last business day of the months of March, June, September, and December of a calendar year. Those bids received before the deadline will be evaluated beginning the 1st business day of the month immediately following the deadline. The evaluation cycle will take an estimated 25 Commonwealth business days (subject to workload and holidays). Bids received after the deadline (but on or before the deadline for the next quarter) will be held and evaluated after the deadline for the next quarter. There will be no exceptions. To receive copy of bid package fax request to (717) 787-0725 or call our faxback system at (717) 705-6001.

Department: General Services
Location: Harrisburg, PA
Duration: FY 2000-01
Contact: Vendor Services, (717) 787-2199

5850-01 Microcomputer, LAN Hardware & Peripherals. During each quarter of the current calendar year, new contractors may seek to be added to the list of qualified contractors for the Microcomputer & Local Area Network (LAN) Hardware & Peripherals, 5850-01. Also existing qualified contractors may seek to become qualified for additional categories of supplies or services. In order to be considered, contractors must submit a completed bid, 5850-01 to ensure receipt by the Commonwealth on or before 1:30 PM Eastern Time on the last Commonwealth business day of each quarter (the "deadline"). A "quarter" is defined as the three consecutive calendar months ending with the last business day of the months of March, June, September, and December of a calendar year. Those bids received before the deadline will be evaluated beginning the 1st business day of the month immediately following the deadline. The evaluation cycle will take an estimated 25 Commonwealth business days (subject to workload and holidays). Bids received after the deadline (but on or before the deadline for the next quarter) will be held and evaluated after the deadline for the next quarter. There will be no exceptions. To receive copy of bid package fax request to (717) 787-0725 or call our faxback system at (717) 705-6001.

Department: General Services
Location: Harrisburg, PA
Duration: FY 2000-01
Contact: Vendor Services, (717) 787-2199

6350-01 Security System Services. During each quarter of the current calendar year, new contractors may seek to be added to the list of qualified contractors for the Security System Services, 6350-01. Also existing qualified contractors may seek to become qualified for additional categories of supplies or services. In order to be considered, contractors must submit a completed bid, 6350-01 to ensure receipt by the Commonwealth on or before 1:30 PM Eastern Time on the last Commonwealth business day of each quarter (the "deadline"). A "quarter" is defined as the three consecutive calendar months ending with the last business day of the months of March, June, September, and December of a calendar year. Those bids received before the deadline will be evaluated beginning the 1st business day of the month immediately following the deadline. The evaluation cycle will take an estimated 25 Commonwealth business days (subject to workload and holidays). Bids received after the deadline (but on or before the deadline for the next quarter) will be held and evaluated after the deadline for the next quarter. There will be no exceptions. To receive copy of bid package fax request to (717) 787-0725 or call our faxback system at (717) 705-6001.

Department: General Services
Location: Harrisburg, PA
Duration: FY 2000-01
Contact: Vendor Services, (717) 787-2199

1344110 Power Squaring Shear, Hydraulic, Swing Beam Type an or equal. For a copy of bid package fax request to (717) 787-0725

Department: Corrections
Location: Pittsburgh, PA
Duration: FY 2000-01
Contact: Vendor Services, (717) 787-2199

1281230 Wildlife Food and Cover Seed Mixture. For a copy of bid package fax request to (717) 787-0725. If you have problems downloading a bid, please call our Fax Back System at (717) 705-6001.

Department: Game Commission
Location: Harrisburg, PA
Duration: FY 2000-01
Contact: Vendor Services, (717) 787-2199

6350-03 Surveillance & Security Equipment & Supplies. During each quarter of the current calendar year, new contractors may seek to be added to the list of qualified contractors for the Surveillance & Security Equipment & Supplies, 6350-03. Also existing qualified contractors may seek to become qualified for additional categories of supplies or services. In order to be considered, contractors must submit a completed bid, 6350-01 to ensure receipt by the Commonwealth on or before 1:30 PM Eastern Time on the last Commonwealth business day of each quarter (the "deadline"). A "quarter" is defined as the three consecutive calendar months ending with the last business day of the months of March, June, September, and December of a calendar year. Those bids received before the deadline will be evaluated beginning the 1st business day of the month immediately following the deadline. The evaluation cycle will take an estimated 25 Commonwealth business days (subject to workload and holidays). Bids received after the deadline (but on or before the deadline for the next quarter) will be held and evaluated after the deadline for the next quarter. There will be no exceptions. To receive copy of bid package fax request to (717) 787-0725 or call our faxback system at (717) 705-6001.

Department: General Services
Location: Harrisburg, PA
Duration: FY 2000-01
Contact: Vendor Services, (717) 787-2199

7930-06 Laundry Products/Service. For a copy of the bid package fax request to (717) 787-0725.

Department: General Services
Location: Various
Duration: 05/01/01—04/30/02
Contact: Vendor Services, (717) 787-2199

9905-13 Traffic Signs. For a copy of the bid package fax request to (717) 787-0725.

Department: Transportation
Location: Various
Duration: 05/15/01—05/14/02
Contact: Vendor Services, (717) 787-2199

9905-09 Delineation Devices. For a copy of the bid package fax request to (717) 787-0725.

Department: Transportation
Location: Various
Duration: 05/01/01—04/30/02
Contact: Vendor Services, (717) 787-2199

8920-06 Non-Perishable Foods (Canned & Dry Food). For a copy of the bid package to (717) 787-0725.

Department: General Services
Location: Various
Duration: 06/01/01—05/31/02
Contact: Vendor Services, (717) 787-2199

8010-08 Vehicle Restoration Paint. For a copy of the bid package fax request to (717) 787-0725.

Department: Corrections
Location: SCI Albion
Duration: 05/01/01—04/30/02
Contact: Vendor Services, (717) 787-2199

8105-03 Bags, Plastic, Disposable Trash. For a copy of the bid package to (717) 787-0725

Department: General Services
Location: Harrisburg
Duration: 05/01/01—04/30/02
Contact: Vendor Services, (717) 787-2199

8415-06 Uniforms, School. For a copy of the bid package fax request to (717) 787-0725.

Department: State System of Higher Education
Location: Various
Duration: 05/01/01—04/30/02
Contact: Vendor Services, (717) 787-2199

7510-10 Office Supplies. For a copy of the bid package fax request to (717) 787-0725.

Department: General Services
Location: Harrisburg
Duration: 05/01/01—04/30/02
Contact: Vendor Services, (717) 787-2199

1327200 Holsters and Belts. For a copy of bid package fax request to (717) 787-0725.

Department: State Police
Location: Harrisburg, PA
Duration: FY 2000-01
Contact: Vendor Services, (717) 787-2199

0025-10 MA/GA Voucher System. For a copy of the bid package fax request to (717) 787-2199.

Department: Public Welfare
Location: Various
Duration: 07/01/01—06/30/02
Contact: Vendor Services, (717) 787-2199

0007-01 Fine Paper. For a copy of the bid package fax your request to (717) 787-0725.

Department: General Services
Location: Various
Duration: 05/01/01—04/30/02
Contact: Vendor Services, (717) 787-2199

ADV #100 Indiana University of Pennsylvania (IUP) is seeking bids for the purchase and installation of approximately 680 square yards of Philadelphia 50370 Ayers Hall II carpet and 483 square yards of Philadelphia 50516 Camden Harbor carpet in IUP Davis Hall. Requests for bid package should be made in writing, referencing advertisement #100, directed to Dee Baker-Simon, Purchasing Agent, IUP, 650 S. 13th St., Indiana, PA 15705. Fax (724) 357-2670, phone (724) 357-2507, or e-mail address DSI@MONGROVE.IUP.EDU. Request for bid package will be accepted until February 2, 2001 only. The University encourages responses for small and disadvantaged, minority and women owned firms.

Department: State System of Higher Education
Location: Indiana University of Pennsylvania, Indiana, PA 15705
Duration: N/A
Contact: Dee Baker-Simon, (724) 357-3077

1309230 Dress Hat: Campaign Style, Stratton Hats, Inc. Model F-40, No Substitute. For a copy of bid package fax request to (717) 787-0725.

Department: Game Commission
Location: Harrisburg, PA
Duration: FY 2000-01
Contact: Vendor Services, (717) 787-2199

1356110 Poplin 35/65. Color 16-420TP Della Robbia Blue. For a copy of bid package fax request to (717) 787-0725

Department: Corrections
Location: Waymart, PA
Duration: FY 2000-01
Contact: Vendor Services, (717) 787-2199

1343200 Holsters, Belts, Handcuff Cases, Pepper Spray Holders. For a copy of bid package fax request to (717) 787-0725

Department: State Police
Location: Harrisburg, PA
Duration: FY 2000-01
Contact: Vendor Services, (717) 787-2199

1318380 Reprinting of Special Fund License Plate Application, 7,000,000 copies. For a copy of bid package fax request to (717) 787-0725.

Department: Transportation
Location: Harrisburg, PA
Duration: FY 2000-01
Contact: Vendor Services, (717) 787-2199

038-6414-00-02 To supply solid partitions for shower stalls, changing stalls, toilet stalls and urinal screens for Promised Land State Park renovation project. All partitions to be Comtec Industries Protec Series P300, or approved equal. Documents containing all pertinent information must be obtained from the Promised Land State Park Office.

Department: Conservation and Natural Resources
Location: Promised Land State Park, RR 1, Box 96, Greentown, PA 18426 570-676-3428
Duration: One time purchase, materials to be supplied by May 1, 2001
Contact: Alan N. Lichtenwalner, Assistant Park Manager, (570) 676-3428

1339150 Provide and Install a Scoring System for the Swimming Facility at Behrend College. For a copy of bid package fax request to (717) 787-0725.

Department: Education
Location: PA State University, Behrend Collete, Erie, PA
Duration: FY 2000-01
Contact: Vendor Services, (717) 787-2199

1301110 Front End Commercial Washer. For a copy of bid package fax request to (717) 787-0725.

Department: Corrections
Location: Muncy, PA
Duration: FY 2000-01
Contact: Vendor Services, (717) 787-2199

1328810 Rightfax Software and Support. For a copy of bid package fax request to (717) 787-0725.

Department: Commission on Crime and Delinquency
Location: Harrisburg, PA
Duration: FY 2000-01
Contact: Vendor Services, (717) 787-2199

9985-10 Relocation Consulting Services. For a copy of the bid package fax request to (717) 787-0725.

Department: General Services
Location: Various
Duration: 05/01/01—04/30/02
Contact: Vendor Services, (717) 787-2199

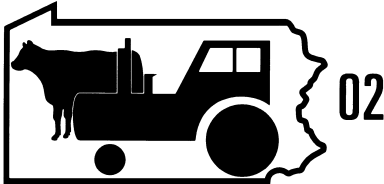
1331110 Sweet Pea Seeds. For a copy of bid package fax request to (717) 787-0725.

Department: Corrections
Location: Bellefonte, PA
Duration: FY 2000-01
Contact: Vendor Services, (717) 787-2199

MN-5788 Fabric Fence 9 Gage Mesh Looped Top and Bottom Galvanized and all other materials necessary to erect fencing.

Department: Corrections
Location: SCI Houtzdale, P. O. Box 1000, Houtzdale, Pa. 16698-1000
Duration: One time bid. Bid to open on approx. 1/29/01
Contact: Diane K. Davis, (814) 378-1006

SERVICES



Agricultural Services

M-5037 SPRAY APPLICATION OF CHEMICALS FOR VARIOUS CROPS. APPROX. 1,200 ACRES.

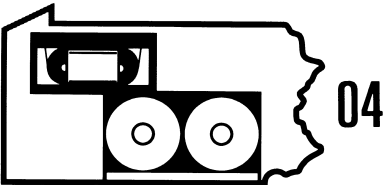
Department: Corrections
Location: STATE CORRECTIONAL INSTITUTION AT ROCKVIEW, RT. 26, BOX A, BELLEFONTE, PA 16823
Duration: MARCH 15, 2001 THROUGH SEPTEMBER 30, 2001
Contact: Cheryl Crispell, P.A. 2, (814) 355-4874, ext. 206

M-5041 FERTILIZER 19-19-19 To be delivered bulk, along with a Tyler spreader. Approx. 100 tons

Department: Corrections
Location: State Correctional Institution at Rockview, Rt. 26, Box A, Bellefonte, Pa. 16823
Duration: March 15, 2001 to June 30, 2001
Contact: Cheryl Crispell, P.A. 2, (814) 355-4874, ext. 206

Warm Season Grass Warm Season Grass Mix A and Wildflower Mix A to be used in warm season grass project throughout Park Region #4.

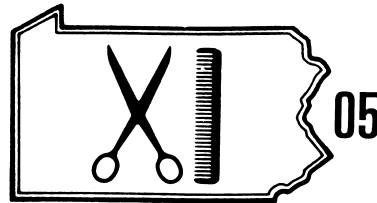
Department: Conservation and Natural Resources
Location: Regional Park Office #4, 2808 Three Mile Run Road, Perkasio, PA 18944-2065
Duration: June 30, 2001
Contact: Park Office, (215) 453-5000



Audio/Video

SC160075 Millersville University is seeking qualified bidders who can provide the University with telephone billing and accounting system design and installation. The University currently has an Intecom E mod 13 installed and uses Integratrak for its administrative billing and Telesoft for its student billing. There are approximately 5,000 lines of service. Millersville is seeking a solution on which to migrate both platforms. Interested bidders should fax their requests to be placed on a bidders list to Anna Stauffer (FAX 717/871-2000) no later than 2:00PM, Friday, January 26, 2001.

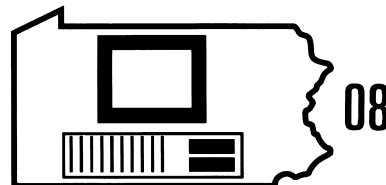
Department: State System of Higher Education
Location: Millersville University, Millersville, PA 17551
Duration: Approx 3 months
Contact: Anna Stauffer, (717) 872-3041



Barber Services

10873003 Vendor to provide the female residents of Harrisburg State Hospital with cosmetology/beautician services. Vendor must have a current valid Commonwealth of Pennsylvania beautician license. All work to be performed at the hospital and the hospital will provide space, equipment and all supplies needed.

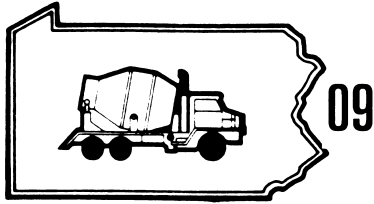
Department: Public Welfare
Location: Harrisburg State Hospital, Cameron & Maclay Streets, PO Box 61260, Harrisburg, PA 17106-1260
Duration: July 1, 2001 through June 30, 2004, a period of three years
Contact: Jack W. Heinze, Purchasing Agent III, (717) 772-7435



Computer Related Services

ME2081366 The Governor's Office of Administration, Office for Information Technology, Radio Project Office, is interested in leasing wireless antenna support structures to support the Public Safety Radio Project. This includes, but is not limited to, engineering, design, modification, management, installation, maintenance, and provision of antenna support locations on existing or planned antenna support structures. Other services include RF interference analysis, maximum permitted exposure (MPE) analysis, grounding and bonding assessment and measurement and assessment of site co-location on wireless propagation modeling. Parties interested in becoming a qualified vendor to provide the above services under the Master IT Services ITQ Contract (#ME2081366) should log on to the Invitation To Qualify (ITQ) web site at www.itq.state.pa.us. First time visitors should read "About ITQ" and then click on "ITQs" and select "Master IT Services ITQ" followed by "Description" for instructions on how to develop and submit a proposal. For technical information about the Public Safety Radio Project contact Don Appleby at 717-772-8005. For additional information about the ITQ procurement process contact Paul Bluhm at 717-705-1630.

Department: Governor's Office
Location: Across the Commonwealth
Duration: Contract expires 6/20/2003
Contact: Don Appleby, (717) 772-8005



Construction & Construction Maintenance

SU-2000-15 SU-2000-15 Mowrey Hall Re-Roof-EPDM Membrane. Shippensburg University of the State System of Higher Education invites General Contractors to request bid documents for this project. Work includes all associated work for complete reroofing of Mowrey Hall. Pre-Bid Meeting with Site Visit immediately to follow will be held on Tuesday, Jan 30, 2001 at 10:00 AM in Old Main Room 203A. Bids Due: Feb 15, 2001 at 4:00 P.M. Old Main Room 300. Bids open: Feb 16, 2001 at 2:00 P.M., Old Main Room 203A. Prospective Bidders may obtain project plans for a non-refundable cost of \$20.00 by sending a check payable to "Shippensburg University" to Deborah K. Martin, Contract Administrator, Shippensburg University, 1871 Old Main Drive, Shippensburg, PA 17257. Telephone: (717) 477-1121 or Fax: (717) 477-4004. Contracts, MBE/WBE and Prevailing Wage apply. Non-Discrimination and Equal Opportunity are the policies of the Commonwealth and the State System of Higher Education.

Department: State System of Higher Education
Location: Shippensburg University, Shippensburg Township, Shippensburg, Cumberland County, PA
Duration: 120 Days After Notice to Proceed
Contact: Deborah K. Martin, Contract Administrator, (717) 477-1121

00872021 Paving parking area at Danville State Hospital. Site visit required.

Department: Public Welfare
Location: Danville State Hospital, 200 State Hospital Drive, Danville, PA 17821
Duration: Anticipated 5/1/01—6/30/01
Contact: Pamela Bauman, (570) 271-4578

FDC-213-934.1 Repair foundation of the Rental Lodge at Raccoon Creek State Park in Beaver County. Work includes minor demolition; clearing and grubbing; excavation and sitework; trenches (300 L.F); concrete work; masonry construction (320 S.F); rough frame construction (26 L.F); damp proofing (320 S.F); insulation; gutters; flashings; sealants and caulking; and aluminum louvers. NOTE: Requests for Bid Documents will be taken ON or AFTER January 22, 2001.

Department: Conservation and Natural Resources
Location: Hanover Township
Duration: 90 Days
Contact: Construction Management Section, (717) 787-5055

FDC-209-901.1 Residence Repairs for McConnells Mill State Park. The building is located within Moraine State Park in Butler County. Work includes demolition; rough frame construction; millwork; tile flooring; painting and staining; kitchen appliances; plumbing; kitchen exhaust equipment; electrical work and lighting. NOTE: Requests for Bid Documents will be taken ON or AFTER January 22, 2001.

Department: Conservation and Natural Resources
Location: Worth Township
Duration: 90 Days
Contact: Construction Management Section, (717) 787-5055

ESU 405-686 East Stroudsburg University is accepting bids on ESU 405-686. Renovation of HVAC System at Hawthorn Hall. Gen Prime \$150K, Elec \$15K. Send a \$35.00 non-refundable check to Quad Three Group 37 N Washington St Wilkes-Barre PA 18701, 570-829-4200. Pre-Bid Jan 30, 2001 at 1PM. Bid Open Feb 20, 2001 at 2PM. Call Ann Zaffuto at 570-422-3595 for meeting locations and for special accommodations. All responsible bidders are invited to participate including MBE/WBE firms.

Department: State System of Higher Education
Location: East Stroudsburg University, 200 Prospect St., East Stroudsburg, PA 18301
Duration: 90 days ANP
Contact: Quad Three Group, (570) 829-4200

DGS700-33REBID#2 PROJECT TITLE: Renovations and Construct New Headhouse and Greenhouse. BRIEF DESCRIPTION: Construct new brick headhouse, new enclosed corridor, new greenhouse, new lab and renovations to existing greenhouse. ESTIMATED RANGE: \$500,000.00 to \$1,000,000.00. General, Mechanical and Electrical Construction. PLANS DEPOSIT: \$25.00 per set payable to COMMONWEALTH OF PA. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. 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 a separate check for \$5.00 per set provide your express mail account number to the office listed below. Mail requests to: Department of General Services, Room 107 Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125. Tel: 717/787-3923. Bid Date: WEDNESDAY, February 14, 2001 at 2:00 P.M.

Department: General Services
Location: Department of Agriculture Headquarters, Susquehanna Township, Dauphin County, PA
Duration: 210 CALENDAR DAYS FROM DATE OF INITIAL JOB CONFERENCE
Contact: Contract and Bidding Unit, (717) 787-6556

DGSA229-25 PROJECT TITLE: Storage Building Addition. BRIEF DESCRIPTION: Construct a pre-engineered metal building addition. ESTIMATED RANGE: Under \$100,000.00. General Construction. PLANS DEPOSIT: \$25.00 per set payable to: COMMONWEALTH OF PA. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. 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 a separate check for \$5.00 per set or provide your express mail account number to the office listed below. Mail requests to: Department of General Services, Room 107 Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125. Tel: 717/787-3923. Bid Date: WEDNESDAY, February 14, 2001 at 2:00 P.M.

Department: General Services
Location: PA State Police—Transportation Division, Harrisburg, Dauphin County, PA
Duration: 90 CALENDAR DAYS FROM DATE OF INITIAL JOB CONFERENCE
Contact: Contract and Bidding Unit, (717) 787-6556

KUCC-0031.1 Kutztown University is seeking qualified contractors for the installation of toilet partitions in Beck Hall at Kutztown University. Bid packages are available for a non-refundable fee of \$15.00 from: Barbara Barish, Kutztown University, Office of Planning and Construction, P.O. Box 730, Kutztown, PA, 19530, Phone (610) 683-4602. Bid packages are available January 22, 2001 through pre-bid. A pre-bid meeting has been scheduled for February 1, 2001 at 10:00 AM in Room OM-26, Old Main Building. Bids are to be received no later than 2:00 PM on February 22, 2001 in Room 229, Office of Planning and Construction. Bids will be opened at 2:00 PM on February 22, 2001. Non-discrimination and Equal Opportunity are the policies of the Commonwealth and the State System of Higher Education.

Department: State System of Higher Education
Location: Kutztown University, Kutztown, PA 19530
Duration: Work to start no sooner than May 30, 2001 and must be completed on or before August 1, 2001.
Contact: Barbara Barish, (610) 683-4602

DGSA552-77 PROJECT TITLE: Replace Reservoir Covers. BRIEF DESCRIPTION: Replace the floating covers on two in-ground potable water storage reservoirs. ESTIMATED RANGE: \$100,000.00 to \$500,000.00. Miscellaneous Construction. PLANS DEPOSIT: \$25.00 per set payable to: COMMONWEALTH OF PA. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. 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 a separate check for \$5.00 per set or provide your express mail account number to the office listed below. Mail requests to: Department of General Services, Room 107 Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125. Tel: 717/787-3923. Bid Date: WEDNESDAY, February 7, 2001 at 11:00 A.M.

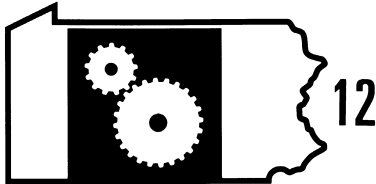
Department: General Services
Location: Polk Center, Polk, Venango County, PA
Duration: 60 CALENDAR DAYS FROM DATE OF INITIAL JOB CONFERENCE
Contact: Contract and Bidding Unit, (717) 787-6556

2-1-0010 This contract will provide manpower, equipment and incidental guidrail material for installation of approximately 2,000 linear feet of guidrail at various locations throughout Centre County. All guidrail material will be supplied by the Department of Transportation except for the bolts, nuts, washers, rotating brackets, bridge connection plates, anchor bolts, concrete for the end treatments and end anchorages. It will be the Contractor's responsibility to pick up the material and deliver it to the work sites. A mandatory pre-bid meeting (only one day) will be held to include review of the guidrail locations, and a site will be determined where the guidrail and for any grading of shoulder stabilization prior to the placement of the guidrail by the Contractor. All request for bid packages must be received by FAX (814) 357-0355 or Telephone (814) 355-4731.

Department: Transportation
Location: Various locations within Centre County
Duration: One Year Contract
Contact: Tina A. Smith, (814) 355-4731

DGS183-11REBID PROJECT TITLE: Rehabilitation of Solomon Run Flood Protection Project. BRIEF DESCRIPTION: Work consists of weephole replacement and installation, rehabilitation of two debris basins channel invert, spill repair, concrete patch repair (vertical and horizontal), channel joint repairs (vertical and horizontal), miscellaneous concrete repair and miscellaneous mortar replacement. ESTIMATED RANGE: \$500,000.00 to \$1,000,000.00. General Construction. PLANS DEPOSIT: \$100.00 per set payable to: GIBSON-THOMAS ENGINEERING CO., INC. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. 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 a separate check or provide your express mail account number to the office listed below. Mail requests to: Gibson-Thomas Engineering Co., Inc., P. O. Box 853, Latrobe, PA 15650, Tel: 724/539-8562. Bid Date: WEDNESDAY, February 21, 2001 at 11:00 A.M. A Pre-Bid Conference has been scheduled for Thursday, February 1, 2001 at 10:00 A.M. at the City of Johnstown, Borough of Dale and Stoneycreek Township at the parking lot of the convenience store at the Intersection of Bedford Street and Annie Street, Cambria County, PA. Contact: Dan Schmitt, Tel: 724/539-8562, Ext. 16. All contractors who have secured contract documents are invited and urged to attend this pre-bid conference.

Department: General Services
Location: City of Johnstown, Borough of Dale and Stoneycreek Township, Cambria County, PA
Duration: 130 CALENDAR DAYS FROM DATE OF INITIAL JOB CONFERENCE
Contact: Contract and Bidding Unit, (717) 787-6556

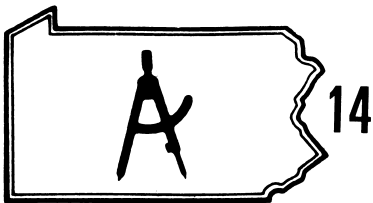


12

Drafting and Design Services

K01087 Professional design: selected firms will perform on various projects under open-ended agreements. Participation is limited to firms located within a 150 mile radius of Edinboro University. Responses are due on February 15, 2001. To obtain a copy of the RFP, contact Tom Anderson, Contract Specialist, Purchasing Office, 220 McNerney Hall, Edinboro, PA 16444; (814) 732-2704, fax (814) 732-2281, internet: tanderson@edinboro.edu. MBE/WBE firms are encouraged to participate.

Department: State System of Higher Education
Location: Edinboro University of Pennsylvania, Edinboro, PA
Duration: Two year open-ended agreement with renewal options
Contact: Thomas Anderson, Contract Specialist, (814) 732-2704



14

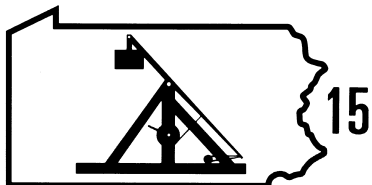
Engineering Services

RFP 15-01 Architectural/Engineering Services: Bloomsburg University is seeking firms to provide architectural and engineering services on open-ended contracts, as services are required. These contracts will be for a total of three two (2) year terms if agreeable by both parties. Type of work required will be feasibility studies, code reviews, construction jobs-both large and small, planning services, estimates, hazardous material evaluations and other work as required by the university. If interested in receiving the RFP, submit a request in writing to Joe Quinn, Bloomsburg University, Waller Bldg., Room 38, Bloomsburg, Pa. 17815 or fax your letter to Joe Quinn at (570) 389-2017. Requests for the RFP should be received by January 31, 2001. The RFP will be released in early February and all submission information, prebid info, and submission dates will be included in the RFP package.

Department: State System of Higher Education
Location: Bloomsburg University, Bloomsburg, Pa.
Duration: 6 years
Contact: Joseph C. Quinn, (570) 389-4311

SP3500014595 Provide consultant for technical assistance on an as-needed basis for the new radiation monitoring in solid waste program.

Department: Environmental Protection
Location: Within the Commonwealth of Pennsylvania
Duration: Through 6/30/01, with option to renew
Contact: Sharon Peterson, (717) 787-2471

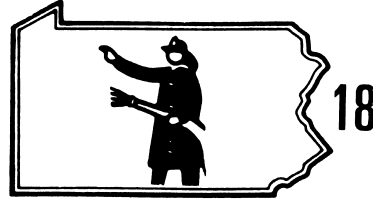


15

Environmental Maintenance Service

BF 471 Under Act 181 of 1984, the Department of Environmental Protection solicits letters of interest from the landowners and/or licensed mine operators for the reclamation of the following abandoned strip mine projects. Letters of interest must be received by Roderick A. Fletcher, P.E., Director, Bureau of Abandoned Mine Reclamation, Department of Environmental Protection, 400 Market Street, P.O. Box 8476, Harrisburg, PA 17105-8476, no later than 4:00 p.m., Local Time, February 20, 2001, to be considered.

Department: Environmental Protection
Location: 10.3 acres of reclamation in Dunbar Township, Fayette County.
Duration: N/A
Contact: Dan Henry, (717) 783-7752

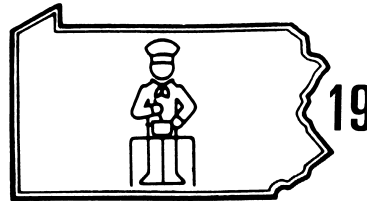


18

Firefighting Services

SP1375007165 Fire alarm inspection, testing and maintenance.

Department: Military Affairs
Location: PA Air National Guard, Willow Grove Air Reserve Station, Willow Grove, PA
Duration: DOA thru 09/30/2003
Contact: Vicky Lengel, (717) 861-8579



19

Food

FS-2008 PRODUCE; FRESH FRUITS & VEGETABLES, READY-TO-USE VEGETABLES. ITEMS TO BE BID MONTHLY OR AS NEEDED.

Department: Corrections
Location: SCI HOUTZDALE, STATE ROUTE 2007, HOUTZDALE, PA 16651
Duration: 07/01/01 TO 06/30/02
Contact: DIANE K. DAVIS, P.A. 2, (814) 378-1006

FS2006 BREAD AND ROLL BASES; INCLUDING BUT NOT LIMITED TO, HALF-N-HALF RYE BREAD MAKER AND FLOUR CONDITIONER. BASE; YEAST, BAK-KRISP INSTANT BREAD & ROLL BASE; HALF-HALF WHEAT BREAD BASE AND DINNER ROLL BASE.

Department: Corrections
Location: STATE CORRECTIONAL INSTITUTION AT HOUTZDALE, STATE ROUTE 2007, HOUTZDALE, PA.16651
Duration: 07/01/01 TO 06/30/02
Contact: DIANE K. DAVIS, PA2, (814) 378-1006

FS2005 FISH AND SEAFOOD: HADDOCK AND COD, BREADED AND UNBREADED, MINCED CLAMS AND OTHER SEAFOOD AS NEEDED.

Department: Corrections
Location: SCI HOUTZDALE, STATE ROUTE 2007, HOUTZDALE, PA. 16651
Duration: 07-01-01 TO 06-30-02
Contact: DIANE K. DAVIS, PA 2, (814) 378-1006

FS-2009 NOODLES & PASTA: THIS WOULD BE ON AN INFREQUENT BASIS AS THESE ITEMS PRESENTLY FALL UNDER STATE CONTRACT 8920-06

Department: Corrections
Location: SCI HOUTZDALE, STATE ROUTE 2007, HOUTZDALE, PA 16651
Duration: 07/01/01 TO 06/30/02
Contact: DIANE K. DAVIS, P.A. 2, (814) 378-1006

FS-2004 PROCESSED MEATS: INCLUDING BUT NOT LIMITED TO, TURKEY HAM, TURKEY BOLOGNA, TURKEY SALAD, BEEF, LEBANON BOLOGNA, BACON, TURKEY FRANKS, VEAL PATTIES AND PULLMAN HAMS.

Department: Corrections
Location: SCI HOUTZDALE, STATE ROUTE 2007, HOUTZDALE, PA. 16651
Duration: JULY 01, 2001 TO JUNE 30, 2002
Contact: DIANE K. DAVIS, PA II, (814) 378-1006

FS-2012 POULTRY AND POULTRY PRODUCTS. CHICKEN FRYER, TURKEY ROAST, GROUND TURKEY, ETC.

Department: Corrections
Location: SCH HOUTZDALE, STATE ROUTE 2007, HOUTZDALE, PA. 16651
Duration: 07-01-01 TO-06-30-02
Contact: DIANE K. DAVIS, PA 2, (814) 378-1006

CRE-FS-0272 The State Correctional Institution at Cresson will be soliciting bids for Fish/Seafood Products (as necessary). Issuance of bid proposals will be made on a quarterly (or more frequent) basis. Delivery of product(s) specified shall be made approximately one time each month or more often if deemed necessary by the institution. Listing of specific commodities and estimated quantities can be obtained by contacting institutional contact person.

Department: Corrections
Location: State Correctional Institution at Cresson, P. O. Box A, Old Route 22, Cresson, PA 16630
Duration: July 1, 2001-June 30, 2002
Contact: Barbara A. Lloyd, Pur. Agent, (814) 886-8181, X166

L-7 FROZEN FOODS—TO BE DELIVERED WEEKLY DURING CONTRACT PERIOD.

Department: Military Affairs
Location: Southeastern Veterans' Center, One Veterans' Drive, Spring City, PA 19475
Duration: April 1, 2001 thru June 30, 2001
Contact: Patricia M. Urban, (610) 948-2448

L-6 POULTRY—TO BE DELIVERED WEEKLY DURING CONTRACT PERIOD.

Department: Military Affairs
Location: Southeastern Veterans' Center, One Veterans' Drive, Spring City, PA 19475
Duration: April 1, 2001 thru June 30, 2001
Contact: Patricia M. Urban, (610) 948-2448

L-5 MEAT—TO BE DELIVERED WEEKLY DURING CONTRACT PERIOD.

Department: Military Affairs
Location: Southeastern Veterans' Center, One Veterans' Drive, Spring City, PA 19475
Duration: April 1, 2001 thru June 30, 2001
Contact: Patricia M. Urban, (610) 948-2448

FS-2011 EGGS: SHELL, WHITE, GRADE A, MEDIUM, NATURALS, PA SPC. 3-10, EFF. 05/01/74, 30 DOZEN PER CASE.

Department: Corrections
Location: SCI HOUTZDALE, STATE ROUTE 2007, HOUTZDALE, PA. 16651
Duration: 07/01/01 TO 06/30/02
Contact: DIANE K. DAVIS, P.A. 2, (814) 378-1006

CRE-FS-0276 The State Correctional Institution at Cresson will be soliciting bids for Bread and related Products (as necessary).** Issuance of bid proposals will be made on a quarterly (or more frequent) basis. Delivery of the product(s) specified shall be made approximately one time each month or more often if deemed necessary by the institution. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional contact person. Institution currently has a bake shop on site. **This item will only be bid in event that our bakeshop is inoperable for unforeseen circumstances.

Department: Corrections
Location: State Correctional Institution at Cresson, P. O. Box A, Old Route 22, Cresson, PA 16630
Duration: July 2, 2001—June 30, 2002
Contact: Barbara A. Lloyd, Pur. Agent, (814) 886-8181, X166

CRE-FS-0280 The State Correctional Institution at Cresson will be soliciting bids for Cheese Products. Issuance of bid proposals will be made on a quarterly (or more frequent) basis. Delivery of the product(s) specified shall be made approximately one time each month or more often if deemed necessary by the institution. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional contact person.

Department: Corrections
Location: State Correctional Institution at Cresson, P. O. Box A, Old Route 22, Cresson, PA 16630
Duration: July 2, 2001—June 30, 2002
Contact: Barbara A. Lloyd, Pur. Agent, (814) 886-8181, X166

CRE-FS-0281 The State Correctional Institution at Cresson will be soliciting bids for Fresh Fruits and Vegetables. Issuance of bid proposals will be made on a monthly (or more frequent) basis. Delivery of the product(s) specified shall be made approximately one or two times a week more often if deemed necessary by the institution. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional contact person.

Department: Corrections
Location: State Correctional Institution at Cresson, P. O. Box A, Old Route 22, Cresson, PA 16630
Duration: July 2, 2001—June 30, 2002
Contact: Barbara A. Lloyd, Pur. Agent, (814) 886-8181, X166

CRE-FS-0282 The State Correctional Institution at Cresson will be soliciting bids for Miscellaneous Food Products. Issuance of bid proposals will be made on a quarterly (or more frequent) basis. Bids may include items such as canned sauces, waffles, pizza shells, salad dressings, tacos, taco seasoning, baking powder, baking soda, yeast, various extracts, sauces, including pizza sauce, juices, cereal, noodles, soup bases and bouillions, gelatins, edible oils and fats, condiments and related items. Bid solicitation will occur only in the event that these items are not available from statewide contract. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional contact person.

Department: Corrections
Location: State Correctional Institution at Cresson, P. O. Box A, Old Route 22, Cresson, PA 16630
Duration: July 2, 2001—June 30, 2002
Contact: Barbara A. Lloyd, Pur. Agent, (814) 886-8181, X166

CRE-FS-0283 The State Correctional Institution at Cresson will be soliciting bids for Miscellaneous Food Products. Issuance of bid proposals will be made on a quarterly (or more frequent) basis. Bids will be solicited on a quarterly basis or more often if deemed necessary by the institution. Pricing to be consistent with the PA Milk Marketing Board. Delivery will be required twice per week or more often if necessary. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional contact person.

Department: Corrections
Location: State Correctional Institution at Cresson, P. O. Box A, Old Route 22, Cresson, PA 16630
Duration: July 2, 2001—June 30, 2002
Contact: Barbara A. Lloyd, Pur. Agent, (814) 886-8181, X166

CRE-FS-0284 The State Correctional Institution at Cresson will be soliciting bids for Miscellaneous Frozen Food Products. Issuance of bid proposals will be made on a quarterly (or more frequent) basis. Delivery of the product(s) specified shall be made approximately one time each month or more often if deemed necessary by the institution. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional contact person.

Department: Corrections
Location: State Correctional Institution at Cresson, P. O. Box A, Old Route 22, Cresson, PA 16630
Duration: July 1, 2001—June 30, 2002
Contact: Barbara A. Lloyd, Pur. Agent, (814) 886-8181, X166

CRE-FS-0278 The State Correctional Institution at Cresson will be soliciting bids for Frozen and/or Liquid Egg Products. Issuance of bid proposals will be made on a quarterly (or more frequent) basis. Delivery of the product(s) specified shall be made approximately one time each month or more often if deemed necessary by the institution. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional contact person.

Department: Corrections
Location: State Correctional Institution at Cresson, P. O. Box A, Old Route 22, Cresson, PA 16630
Duration: July 2, 2001—June 30, 2002
Contact: Barbara A. Lloyd, Pur. Agent, (814) 886-8181, X166

CRE-FS-0271 The State Correctional Institution at Cresson will be soliciting bids for Fresh Shell Eggs. Issuance of bid proposals will be made on a quarterly (or more frequent) basis. Delivery of the product(s) specified shall be made approximately one time every two weeks or more often if deemed necessary by the Institution. Listing of specific commodity and estimated quantities can be obtained by contacting the institutional contact person.

Department: Corrections
Location: State Correctional Institution at Cresson, P. O. Box A, Old Route 22, Cresson, PA 16630
Duration: July 1, 2001—June 30, 2002
Contact: Barbara A. Lloyd, Pur. Agent, (814) 886-8181, X166

#AC 8374 Perishable Food Items as follows: Meat & Meat Products, Poultry & Poultry Products, Miscellaneous Foods, Produce, Prepared Salads-Fresh, Fruits & Vegetables-Frozen, Fish & Fish Products-Frozen, Cheese, Dairy Products, Frozen Juices, Ice Cream Sherbert & Related Novelties. Commodities and quantities available from the Purchasing Office, Ebensburg Center, Rt. 22 West, PO Box 600, Ebensburg, PA 15931. Awards will be made in the best interest of the Commonwealth.

Department: Public Welfare
Location: Altoona Center (Storeroom), Department of Public Welfare, 1515 Fourth Street, Altoona, PA 16601
Duration: April 1, 2001 thru June 30, 2001
Contact: Marilyn Cartwright, Purchasing Agent, (814) 472-0259

FS-2003 VEGA-JEL DESSERTS: ALL VEGETABLE PRODUCTS. THIS WOULD BE ON AN INFREQUENT BASIS AS THESE ITEMS PRESENTLY FALL UNDER STATE CONTRACT 8920-06

Department: Corrections
Location: SCI HOUTZDALE, STATE ROUTE 2007, HOUTZDALE, PA 16651
Duration: 07-01-01 TO 06-30-02
Contact: DIANE K. DAVIS, P.A. 2, (814) 378-1006

CRE-FS-0275 The State Correctional Institution at Cresson will be soliciting bids for Poultry and Poultry Items. Issuance of bid proposals will be made on a quarterly (or more frequent) basis. Delivery of the product(s) specified shall be made approximately one time each month or more often if deemed necessary by the institution. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional contact person.

Department: Corrections
Location: State Correctional Institution at Cresson, P. O. Box A, Old Route 22, Cresson, PA 16630
Duration: July 2, 2001—June 30, 2002
Contact: Barbara A. Lloyd, Pur. Agent, (814) 886-8181, X166

CRE-FS-0274 The State Correctional Institution at Cresson will be soliciting bids for Meat and Meat Products. Issuance of bid proposals will be made on a quarterly (or more frequent) basis. Delivery of product(s) specified shall be made approximately one time each month or more often if deemed necessary by the institution. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional contact person.

Department: Corrections
Location: State Correctional Institution at Cresson, P. O. Box A, Old Route 22, Cresson, PA 16630
Duration: July 1, 2001—June 30, 2002
Contact: Barbara A. Lloyd, Pur. Agent, (814) 886-8181, X166

CRE-FS-0273 The State Correctional Institution at Cresson will be soliciting bids for Oleomargarine. Issuance of bid proposals will be made on a quarterly basis (or more frequent) basis. Delivery of the product(s) specified shall be made approximately one time each month or more often if deemed necessary by the institution. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional contact person.

Department: Corrections
Location: State Correctional Institution at Cresson, P. O. Box A, Old Route 22, Cresson, PA 16630
Duration: July 1, 2001—June 30, 2002
Contact: Barbara A. Lloyd, Pur. Agent, (814) 881-8181, X166

BEV-01-03 The Contractor shall supply all equipment and supplies required for the dispensing of carbonated soft drink beverages in the Institution's Dietary Department.

Department: Corrections
Location: SCI Houtzdale, State Route 2007, Houtzdale, Pa. 16651
Duration: 07/01/01 to 06/30/04
Contact: Diane K. Davis, Purchasing Agent 2, (814) 378-1006

FS-2000 Frozen Food items to include but not limited to: Vegetables, Bakery Products, Entrees, (could include frozen dinners) Pizza etc. This shall be for a period of One Year beginning 07/01/01 to 06/30/02

Department: Corrections
Location: State Correctional Institution at Houtzdale, State Route 2007, Houtzdale, Pa. 16651
Duration: 07/01/01 06/30/02
Contact: Diane K. Davis P.A. 2, (814) 378-1006

FS2001 BEANS, DRY: PA SPEC.B-72, EFF 3/77 AND AMEND. #1 EFF. 6/79 100 LB BAGS NET WT. INCLUDING BUT NOT LIMITED TO LIMA, TYPE A EXTRA #1 TYPE C., CHOICE HANDPICKED RED KIDNEY, TYPE E, US#1. THIS WOULD BE ON AN INFREQUENT BASIS AS THESE ITEMS ARE PRESENTLY UNDER CONTRACT 8920-06

Department: Corrections
Location: SCI HOUTZDALE, STATE ROUTE 2007, HOUTZDALE, PA. 16651
Duration: 07/01/01 TO 06/30/02
Contact: DIANE K. DAVIS P.A. 2, (814) 378-1006

FS2002 PREPARED FOODS: PASTAS INCLUDING, BUT NOT LIMITED TO, RELLENDOS DE PAPAS AND ALCAPURRIAS. THIS WOULD BE ON AN INFREQUENT BASIS AS THIS IS NORMALLY COVERED UNDER STATE CONTRACT 8920-06

Department: Corrections
Location: SCI HOUTZDALE, STATE ROUTE 2007, HOUTZDALE, PA. 16651
Duration: 07-01-01 TO 06-30-02
Contact: DIANE K. DAVIS, P.A. 2, (814) 378-1006

CRE-FS-0277 The State Correctional Institution at Cresson will be soliciting bids for Frozen Vegetables. Issuance of bid proposals will be made on a quarterly (or more frequent) basis. Delivery of the product(s) specified shall be made approximately one time each month or more often if deemed necessary by the institution. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional contact person.

Department: Corrections
Location: State Correctional Institution at Cresson, P. O. Box A, Old Route 22, Cresson, PA 16630
Duration: July 2, 2001—June 30, 2002
Contact: Barbara A. Lloyd, Pur. Agent, (814) 886-8181, X166

LBLA 9050 Miscellaneous Frozen Foods.

Department: Public Welfare
Location: Selingsgrove Center, Box 500, Route 522, Selingsgrove, PA 17870
Duration: April, May, June 2001
Contact: Arletta K. Ney, Purch. Agt., (570) 372-5070

SO-218 The State Correctional Institution at Somerset will be soliciting bids for Meat and Meat Products. Issuance of bid proposals will be made on a quarterly (or more frequent) basis. Delivery of the product(s) specified shall be made approximately one time each month or more often if deemed necessary by the institution. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional contact person.

Department: Corrections
Location: State Correctional Institution at Somerset, 1590 Walters Mill Road, Somerset, PA 15510-0001
Duration: July 1, 2001 through June 30, 2002
Contact: Theresa Solarczyk, Purchasing Agent I, (814) 443-8100 X311

CRE-FS-0279 The State Correctional Institution at Cresson will be soliciting bids for Ice Cream, Creamers, Yogurt and related daily Products. Issuance of bid proposals will be made on a quarterly (or more frequent) basis. Delivery of the product(s) specified shall be made approximately one time each month or more often if deemed necessary by the institution. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional contact person.

Department: Corrections
Location: State Correctional Institution at Cresson, P. O. Box A, Old Route 22, Cresson, PA 16630
Duration: July 2, 2001—June 30, 2002
Contact: Barbara A. Lloyd, Pur. Agent, (814) 886-8181, X166

SO-228 The State Correctional Institution at Somerset will be soliciting bids for Cheese, Ice Cream and other Dairy Products. Issuance of bid proposals will be made on a monthly (or more frequent) basis. Delivery of the product(s) specified shall be made approximately one month or more often if deemed necessary by the institution. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional contact person.

Department: Corrections
Location: State Correctional Institution at Somerset, 1590 Walters Mill Road, Somerset, PA 15510-0001
Duration: July 1, 2001 through June 30, 2002
Contact: Theresa Solarczyk, Purchasing Agent II, (814) 443-8100 X311

L-2 FRESH PRODUCE—TO BE DELIVERED 2X'S WEEKLY DURING CONTRACT PERIOD.

Department: Military Affairs
Location: Southeastern Veterans' Center, One Veterans' Drive, Spring City, PA 19475
Duration: April 1, 2001 thru June 30, 2001
Contact: Patricia M. Urban, (610) 948-2448

5289 Frozen foods to be delivered once per month.

Department: Public Welfare
Location: Torrance State Hospital, Dietary Department, SR 1014, Torrance, PA 15779
Duration: April thru June, 2001
Contact: Nancy E. Byers, (724) 459-4677

5288 Poultry and poultry products to be delivered once per month.

Department: Public Welfare
Location: Torrance State Hospital, Dietary Department, SR 1014, Torrance, PA 15779
Duration: April thru June, 2001
Contact: Nancy E. Byers, (724) 459-4677

5287 Meat & meat products to be delivered once per month.

Department: Public Welfare
Location: Torrance State Hospital, Dietary Department, SR 1014, Torrance, PA 15779
Duration: April thru June, 2001
Contact: Nancy E. Byers, (724) 459-4677

SO-219 The State Correctional Institution at Somerset will be soliciting bids for Miscellaneous Frozen Food Products. Issuance of bid proposals will be made on a quarterly (or more frequent) basis. Delivery of the product(s) specified shall be made approximately one time each month or more often if deemed necessary by the institution. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional contact person.

Department: Corrections
Location: State Correctional Institution at Somerset, 1590 Walters Mill Road, Somerset, PA 15510-0001
Duration: July 1, 2001 through June 30, 2002
Contact: Theresa Solarczyk, Purchasing Agent II, (814) 443-8100 X311

LBLA 9051 Frozen Fruits & Vegetables.

Department: Public Welfare
Location: Selingsgrove Center, Box 500, Route 522, Selingsgrove, PA 17870
Duration: April, May, June 2001
Contact: Arletta K. Ney, Purch. Agt., (570) 372-5070

SO-217 The State Correctional Institution at Somerset will be soliciting bids for Fresh Fruits and Vegetables. Issuance of bid proposals will be made on a monthly (or more frequent) basis. Delivery of the product(s) specified shall be made approximately one or two times every week or more often if deemed necessary by the institution. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional contact person.

Department: Corrections
Location: State Correctional Institution at Somerset, 1590 Walters Mill Road, Somerset, PA 15510-0001
Duration: July 1, 2001 through June 30, 2002
Contact: Theresa Solarczyk, Purchasing Agent II, (814) 443-8100 X311

LBLA 9049 Juice.

Department: Public Welfare
Location: Selingsgrove Center, Box 500, Route 522, Selingsgrove, PA 17870
Duration: April, May, June 2001
Contact: Arletta K. Ney, Purch. Agt., (570) 372-5070

LBLA 9048 Dairy Products.

Department: Public Welfare
Location: Selingsgrove Center, Box 500, Route 522, Selingsgrove, PA 17870
Duration: April, May, June 2001
Contact: Arletta K. Ney, Purch. Agt., (570) 372-5070

LBLA 9053 Poultry and Fish.

Department: Public Welfare
Location: Selingsgrove Center, Box 500, Route 522, Selingsgrove, PA 17870
Duration: April, May, June, 2001
Contact: Arletta K. Ney, Purch. Agt., (570) 372-5070

LBLA 9052 Meat and Meat Products.

Department: Public Welfare
Location: Selingsgrove Center, Box 500, Route 522, Selingsgrove, PA 17870 Snyder County
Duration: April, May, June, 2001
Contact: Arletta K. Ney, Purch. Agt., (570) 372-5070

3955 Juice Drinks, Frozen, 4 oz. containers for April, May and June 2001. Please send a fax to 570-587-7108 to request a bid package. Bid packages cannot be faxed.

Department: Public Welfare
Location: Clarks Summit State Hospital, 1451 Hillside Drive, Clarks Summit, PA 18411-9505
Duration: April 1, 2001—June 30, 2001.
Contact: Stanley Rygelski, P.A., (570) 587-7291

3954 Miscellaneous Frozen Foods Contract for April, May and June 2001. Please send a fax to 570-587-7108 to request a bid package. Bid packages cannot be faxed.

Department: Public Welfare
Location: Clarks Summit State Hospital, 1451 Hillside Drive, Clarks Summit, PA 18411-9505
Duration: April 1, 2001—June 30, 2001
Contact: Stanley Rygelski, P.A., (570) 587-7291

3951 Dairy Contract for April, May and June 2001. Please send a fax to 570-587-7108 to request a bid package. Bid packages cannot be faxed.

Department: Public Welfare
Location: Clarks Summit State Hospital, 1451 Hillside Drive, Clarks Summit, PA 18411-9505
Duration: April 1, 2001—June 30, 2001
Contact: Stanley Rygelski, P.A., (570) 587-7291

3947 Poultry, Frozen Contract for April, May and June 2001. Please send a fax to 570-587-7108 to request a bid package. Bid packages cannot be faxed.

Department: Public Welfare
Location: Clarks Summit State Hospital, 1451 Hillside Drive, Clarks Summit, PA 18411-9505
Duration: April 1, 2001—June 30, 2001
Contact: Stanley Rygelski, P.A., (570) 587-7291

8000-dietary The contractor shall provide maintenance services on the dietary equipment at the state correctional institution at Waynesburg.

Department: Corrections
Location: SCI-Waynesburg, 373 Prison Road, Waynesburg, PA 15370
Duration: July 1, 2002 thru June 30, 2004
Contact: Judith Cook, (724) 852-5609

2013 Frozen Eggs.

Department: Corrections
Location: SCI Houtzdale, State Route 2007, Houtzdale, Pa. 16651
Duration: July 01, 2001 to June 30, 2002
Contact: Diane K. Davis, Purchasing Agent II, (814) 378-1006

SO-220 The State Correctional Institution at Somerset will be soliciting bids for Frozen Egg Products. Issuance of bid proposals will be made on a quarterly (or more frequent) basis. Delivery of the product(s) specified shall be made approximately one time each month or more often if deemed necessary by the institution. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional contact person.

Department: Corrections
Location: State Correctional Institution at Somerset, 1590 Walters Mill Road, Somerset, PA 15510-0001
Duration: July 1, 2001 through June 30, 2002
Contact: Theresa Solarczyk, Purchasing Agent II, (814) 443-8100 X311

#8373 Perishable Food Items as follows: Meat & Meat Products, Poultry & Poultry Products, Miscellaneous Foods, Produce, Prepared Salads-Fresh, Fruits & Vegetables-Frozen, Fish & Fish Products-Frozen, Cheese, Dairy Products, Frozen Juices, Ice Cream Sherbert & Related Novelties. Commodities and quantities available from the Purchasing Office, Ebensburg Center, Rt. 22 West, PO Box 600, Ebensburg, PA 15931. Awards will be made in the best interest of the Commonwealth.

Department: Public Welfare
Location: Ebensburg Center (Dietary Building), Rt. 22 West, PO Box 600, Ebensburg, PA 15931
Duration: April 1, 2001 thru June 30, 2001
Contact: Marilyn Cartwright, Purchasing Agent, (814) 472-0259

FS2014 Alternative Sources of protein such as: Grain Burgers, Bean Burgers, Vegetable Burgers, Tofu, yogurt, IQF Burger Crumbles.

Department: Corrections
Location: SCI Houtzdale, State Route 2007, Houtzdale, Pa. 16651
Duration: July 01, 2001 to June 30, 2002
Contact: Diane K. Davis, Purchasing Agent II, (814) 378-1006

FS2015 Milk and Milk Products: To include but not limited to: Skim Milk, 2%, Chocolate etc. To be bid in bulk 5 gal containers, 1/2 pints.

Department: Corrections
Location: State Correctional Institution at Houtzdale, State Route 2007, Houtzdale, Pa. 16651
Duration: July 01, 2001 to June 30, 2002
Contact: Diane K. Davis, Purchasing Agent 2, (814) 378-1006

SO-227 The State Correctional Institution at Somerset will be soliciting bids for Miscellaneous Food Products. Issuance of bid proposals will be made on a quarterly (or more frequent) basis. Bids may include items such as canned sauces, waffles, pizza shells, salad dressings, tacos, taco seasoning, baking powder, baking soda, yeast, various extracts, sauces including pizza sauce, juices, cereal, noodles, soup bases & boullions, gelatins, edible oils & fats, condiments and related items. Bid solicitation will occur only in the event these items are not on statewide contract.

Department: Corrections
Location: State Correctional Institution at Somerset, 1590 Walters Mill Road, Somerset, PA 15510-0001
Duration: July 1, 2001 through June 30, 2002
Contact: Theresa Solarczyk, Purchasing Agent II, (814) 443-8100 X311

SO-226 The State Correctional Institution at Somerset will be soliciting bids for Bread and Related Products. Issuance of bid proposals will be made on an annual (or more frequent) basis. Delivery of the product(s) specified shall be made as needed and requested by the institution. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional contact person.

Department: Corrections
Location: State Correctional Institution at Somerset, 1590 Walters Mill Road, Somerset, PA 15510-0001
Duration: July 1, 2001 through June 30, 2002
Contact: Theresa Solarczyk, Purchasing Agent II, (814) 443-8100 X311

SO-225 The State Correctional Institution at Somerset will be soliciting bids for Margarine. Issuance of bid proposals will be made on a quarterly (or more frequent) basis. Delivery of the product(s) specified shall be made approximately one time each month or more often if deemed necessary by the institution. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional contact person.

Department: Corrections
Location: State Correctional Institution at Somerset, 1590 Walters Mill Road, Somerset, PA 15510-0001
Duration: July 1, 2001 through June 30, 2002
Contact: Theresa Solarczyk, Purchasing Agent II, (814) 443-8100 X311

SO-224 The State Correctional Institution at Somerset will be soliciting bids for Fish and Seafood Products. Issuance of bid proposals will be made on a quarterly (or more frequent) basis. Delivery of the product(s) specified shall be made approximately one time each month or more often if deemed necessary by the institution. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional contact person.

Department: Corrections
Location: State Correctional Institution at Somerset, 1590 Walters Mill Road, Somerset, PA 15510-0001
Duration: July 1, 2001 through June 30, 2002
Contact: Theresa Solarczyk, Purchasing Agent II, (814) 443-8100 X311

SO-223 The State Correctional Institution at Somerset will be soliciting bids for Poultry and Poultry Products. Issuance of bid proposals will be made on a quarterly (or more frequent) basis. Delivery of the products(s) specified shall be made approximately one time each month, or more often if deemed necessary by the institution. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional contact person.

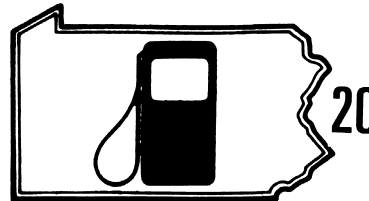
Department: Corrections
Location: State Correctional Institution at Somerset, 1590 Walters Mill Road, Somerset, PA 15510-0001
Duration: July 1, 2001 through June 30, 2002
Contact: Theresa Solarczyk, Purchasing Agent II, (814) 443-8100 X311

SO-222 The State Correctional Institution at Somerset will be soliciting bids for Fresh Shell Eggs. Issuance of bid proposals will be made on a quarterly (or more frequent) basis. Delivery of the product(s) specified shall be made approximately one time every two weeks or more often if deemed necessary by the institution. Listing of specific commodities and estimated quantities can be obtained by contacting the institutional contact person.

Department: Corrections
Location: State Correctional Institution at Somerset, 1590 Walters Mill Road, Somerset, PA 15510-0001
Duration: July 1, 2001 through June 30, 2002
Contact: Theresa Solarczyk, Purchasing Agent II, (814) 443-8100 X311

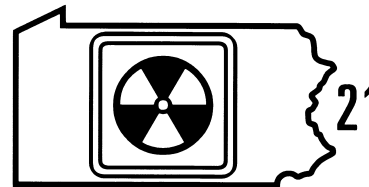
SO-221 The State Correctional Institution at Somerset will be soliciting bids for Milk and Milk Products. Bids will be solicited on a quarterly basis or more often if deemed necessary by the institution. Pricing to be consistent with the Milk Marketing Board. Delivery will be required twice per week or more often if necessary.

Department: Corrections
Location: State Correctional Institution at Somerset, 1590 Walters Mill Road, Somerset, PA 15510-0001
Duration: July 1, 2001 through June 30, 2002
Contact: Theresa Solarczyk, Purchasing Agent II, (814) 443-8100 X311

**Fuel Related Services**

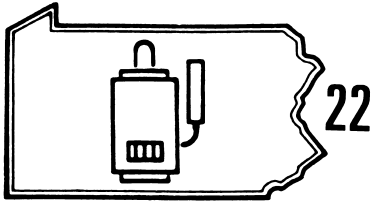
RFP#1-01 To secure engineering design, material/equipment and labor to complete necessary modifications on the existing Wood Fired Boiler #1 and the associated fuel handling system at Warren State Hospital's Boiler Plant. Only proposers with experience in the field of wood combustion should apply. Copies of the RFP can be requested via facsimile at (717) 787-3560.

Department: Public Welfare
Location: Warren State Hospital, 33 Main Drive, Warren, PA 16365
Duration: Estimated 6/1/01—9/30/01
Contact: Howard Albrecht, (717) 772-7996

**Hazardous Material Services**

PHARM-01 TO PROVIDE FOR THE RETURN OF OUTDATED PHARMACEUTICALS FROM 13 FACILITIES STATEWIDE REPRESENTING THE DEPARTMENT OF PUBLIC WELFARE. SERVICE CONSISTS OF PROCESSING HAZARDOUS AND NON-HAZARDOUS PHARMACEUTICAL WASTE. REPACKAGED AND COMPOUND CONTROLLED SUBSTANCES ARE ALSO REQUIRED. THE PROCESSING OF OUTDATED PHARMACEUTICALS SHALL BE PERFORMED OFF-SITE AT A LICENSED DISPOSAL FACILITY. COMPLETE INFORMATION WILL BE SPECIFIED IN BID PROPOSAL PACK. REQUEST A COPY BY FAXING YOUR NAME/ADDRESS/ BID# TO THE ATTENTION OF: DOYLENE SHULL (FAX #717-787-3560).

Department: Public Welfare
Location: 13 FACILITIES STATEWIDE REPRESENTING THE DEPARTMENT OF PUBLIC WELFARE
Duration: ANTICIPATED CONTRACT PERIOD SHALL RUN FROM JULY 1, 2001 TO JUNE 30, 2004 WITH (2) ONE-YEAR RENEWAL OPTIONS.
Contact: DOYLENE SHULL, (717) 787-7585



HVAC Services

SP 1116000-006 The contractor shall provide maintenance and repairs to the Institution's Energy Management Systems Automatic Temperature Controls.

Department: Corrections
Location: State Correctional Institution at Pittsburgh, P. O. Box 99901, 3001 Beaver Avenue, Pittsburgh, PA 15233
Duration: July 1, 2001 to June 30, 2004
Contact: Carol Schaeffer/Purchasing Agent, (412) 761-1955 Ext. 291

CT-001 The Hiram G. Andrews Center is seeking a contractor to provide all labor, material, tools, scaffolding, and equipment to disconnect and remove certain existing mechanical equipment, and for the installation of new mechanical equipment for the Facility Cooling Tower in accordance with all related bid documents. There will be a MANDATORY Pre-Bid site visit. To obtain a bid package and the date and location of the site visit, submit your written request to the attention of R.D. Robinson, Hiram G. Andrews Center, 727 Goucher Street, Johnstown, PA 15905 or fax your request to 814 255-8370.

Department: Labor and Industry
Location: Office of Vocational Rehabilitation, HIRAM G. ANDREWS CENTER, 727 Goucher Street, Johnstown, PA 15905
Duration: For a Period of one year from award of Contract
Contact: Robert D. Robinson, Purchasing Agent II, (814) 255-8210

SP 1116000-003 The contractor shall evaluate the efficiency of the combustion control system, twice a year and maintenance & repair of the institution's boiler system.

Department: Corrections
Location: State Correctional Institution at Pittsburgh, P. O. Box 99901, 3001 Beaver Avenue, Pittsburgh, PA 15233
Duration: July 1, 2001 to June 30, 2004
Contact: Carol Schaeffer/Purchasing Agent, (412) 761-1955 Ext. 291

SP 1116000-005 The contractor shall provide all maintenance, parts and materials to the institution's chiller units.

Department: Corrections
Location: State Correctional Institution at Pittsburgh, P. O. Box 99901, 3001 Beaver Avenue, Pittsburgh, PA 15233
Duration: July 1, 2001 to June 30, 2004
Contact: Carol Schaeffer/Purchasing Agent, (412) 761-1955 Ext. 291



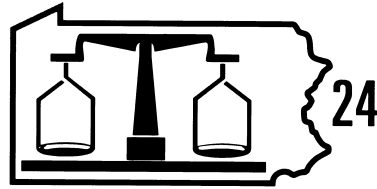
Janitorial Services

Bid #8207 Furnish all labor, equipment and materials to perform janitorial services FIVE (5) days per week at the PA State Police, Fogelsville Station. Detailed Work Schedule and Bid must be obtained from Facility Management Division, 717-783-5484.

Department: State Police
Location: Fogelsville Station, 8320 Schantz Road, Breinigsville, PA 18031
Duration: 2/1/01 to 6/30/03
Contact: Donna L. Enders, (717) 783-5484

10872002 Window washing. Site visit required

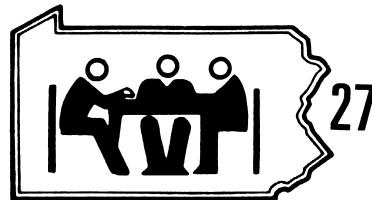
Department: Public Welfare
Location: Danville State Hospital, 200 State Hospital Drive, Danville, PA 17821
Duration: Anticipated 7/1/01—6/30/03
Contact: Pamela Bauman, (570) 271-4578



Laboratory Services

11300-002 Contractor shall provide dental laboratory services for the inmate population at the State Correctional Institution in Cambridge Springs, PA.

Department: Corrections
Location: SCI Cambridge Springs, 451 Fullerton Avenue, Cambridge Springs, PA 16403
Duration: 07/01/01 to 06/30/04
Contact: Quentin Hargenrater Jr., (814) 398-5400



Lodging/Meeting Facilities

SP2500008 The PA Board of Probation & Parole (PBPP) is soliciting bids from prospective vendors to provide lodging, meeting room space, audio-visual equipment and food services for a multi-year contract to conduct two (2) Administrative & Support Staff Conferences each calendar year in State College, Pennsylvania. Each conference will be two (2) days in length. The tentative dates for this calendar year are as follows: June 11-13, 2001; July 23-25, 2001; August 20-22, 2001. Both conferences will be held at the same facility. Therefore, facilities must have space available for the June, 2001 set of dates and one (1) of the other specified sets of dates in order to bid and be considered. (The PBPP and the selected vendor will mutually agree upon the dates for the next calendar year's conferences.) The facility must be within five (5) miles of State College, Pennsylvania. It is anticipated that there will be approximately (120) participants per conference. Approximately (60) single rooms and (30) double rooms for 2-3 nights are needed. Soundproof, carpeted meeting room space for approx. (120) people for morning plenary sessions each day. Four (4) breakout rooms to accommodate 35-40 people each will be needed for both days of each conference. One (1) room to be used as headquarters during the conference will be needed for both days of each conference. A.V. equipment needs will be specified in the Service/Bid Contract package/specifications. Indoor pool and fitness/recreation facilities must be available. Facility must have 24-hour security. Meals and breaks for approximately 120 participants will be specified within the Service/Bid Contract package/specifications.

Department: Probation and Parole Board
Location: State College, Pennsylvania
Duration: Two (2) Years with two (2), one (1) year renewal options.
Contact: Michelle Flynn, (717) 787-8879



Medical Services

SP 1116000-007 The contractor shall provide preventative maintenance, calibration, electrical safety testing and all necessary repairs to the dental equipment at the State Correctional Institution at Pittsburgh.

Department: Corrections
Location: State Correctional Institution at Pittsburgh, P. O. Box 99901, 3001 Beaver Avenue, Pittsburgh, PA 15233
Duration: July 1, 2001 to June 30, 2004
Contact: Carol Schaeffer/Purchasing Agent, (412) 761-1955 Ext. 291

10881011 Contractor shall provide psychiatric services for the youths of the North Central Secure Treatment Unit, 210 Clinic Road, Danville, PA 17821. Complete specifications will be mailed with the bid.

Department: Public Welfare
Location: North Central Secure Treatment Unit, 210 Clinic Road, Danville, PA 17821
Duration: Anticipated start date of 2/1/01 thru 6/30/02
Contact: Dee Kuhn, Purchasing Agent, (717) 789-5509

10872003 Portable X-Rays to patients at Danville State Hospital

Department: Public Welfare
Location: Danville State Hospital, 200 State Hospital Drive, Danville, PA 17821
Duration: Anticipated 7/1/01—6/30/03
Contact: Pamela Bauman, (570) 271-4578

RFP No. 2-01 This Request for Proposal (RFP) entitled: Consultation and Technical Assistance to the Department of Public Welfare in the Implementation and Expansions of the HealthChoices Behavioral Health Managed Care Program. The HealthChoices program is planned to expand statewide within the next few years, with expansion efforts continuing, the need for consultation services to insure a focused approach to the unique needs of the behavioral health component of the program also continues to exist. The selected contractor will provide professional consulting services to assist in the implementation of the behavioral health component of the HealthChoices program as it expands statewide. The Department plans to continue to phase-in the implementation of the statewide mandatory behavioral health managed care program. The behavioral health program will ensure that all MA recipients have access to quality behavioral health services while allowing the Commonwealth to control escalating health care costs. Under this program, the behavioral health MCO will be responsible for locating, coordinating, and monitoring designated behavioral health services on behalf of enrollees. The successful contractor will assist the DPW and its Office of Mental Health and Substance Abuse Services in the review of the experiences in the HealthChoices Behavioral Health Program. Professional consulting assistance will focus on the implementation of the five-county southeast program, and the ten-county southwest expansion. It will also be Lehigh/Capital zone scheduled for start-up on October 1, 2001. This includes providing support on the design and implementation of a comprehensive approach to managed mental health and drug and alcohol services delivery.

Department: Public Welfare
Location: Work will take place primarily in Harrisburg. Since this RFP deals with a surface that will be implemented statewide, some travel throughout the state will be necessary on occasion.
Duration: This contract is a two-year contract with three (One-year) renewals.
Contact: Lori Vessella, (717) 783-9281

LBP-2000-42 VENDOR TO SUPPLY AND FURNISH AS NEEDED WITHIN 24 HOUR NOTIFICATION OF FACILITY ON AN AS NEEDED BASIS 180 LITRE LIQUID CRYOGENIC OXYGEN VESSEL (VGL) AND EMERGENCY BANK OF 9 H TYPE CYLINDERS. FOR DETAILED SPECIFICATIONS, PLEASE SEND A FAX REQUEST TO (570)961-4400.

Department: Military Affairs
Location: NORTHEASTERN VETERANS CENTER, 401 PENN AVENUE, SCRANTON, PA 18503-1213
Duration: FEBRUARY, 2001 THROUGH FEBRUARY 2002
Contact: BARBARA PARTYKA-PA-1, (570)961-4354

SP 1116000-008 The contractor shall furnish dental prosthetic appliances such as dentures, full or partial, and various related attachments to the inmate population. For additional information contact Joan Delie, Corrections Health Care Administrator at (412) 761-1955 Ext. 329.

Department: Corrections
Location: State Correctional Institution at Pittsburgh, P. O. Box 99901, 3001 Beaver Avenue, Pittsburgh, PA 15233
Duration: July 1, 2001 to June 30, 2004
Contact: Carol Schaeffer/Purchasing Agent II, (412) 761-1955 Ext. 291

8000-dental The contractor shall provide dental laboratory services for inmates dental prosthesis requirements as prescribed by the institutional dentist at the State Correctional at Waynesburg.

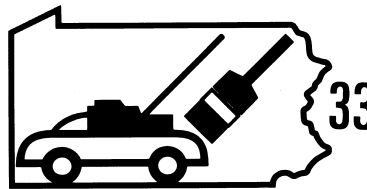
Department: Corrections
Location: SCI-Waynesburg, 373 Prison Road, Waynesburg, PA 15370
Duration: July 1, 2001 thru June 30, 2004
Contact: Judith Cook, (724) 852-5609

8000-psy Contractor shall provide psychological services at the State Correctional Institution at Waynesburg to include testing and evaluation, individual and group therapy with following training and follow-up.

Department: Corrections
Location: SCI-Waynesburg, 373 Prison Road, Waynesburg, PA 15370
Duration: July 1, 2001 thru June 30, 2004
Contact: Judith Cook, (724) 852-5609

8000-drug The contractor to provide a program of group and individual therapy dealing with substance abuse.

Department: Corrections
Location: SCI-Waynesburg, 373 Prison Road, Waynesburg, PA 15370
Duration: July 1, 2001 thru June 30, 2004
Contact: Judith Cook, (724) 852-5609



Property Maintenance

00674-000-00-AS-5 Provide and Install Groundwater Remediation System, at Daniel Boone Homestead, 400 Daniel Boone road, Birdsboro, Berks County, PA. Work includes the construction and installation of a new pump and groundwater treatment system including, but not limited to pump equipment, settling tank and air stripper, piping, valves, supports and appurtenances. Work also includes excavation to existing well, backfill, repaving and associated site work, electrical lighting, receptacles, wiring, grounding, alarm and controls. New groundwater system will be installed in an existing building. A Pre-bid meeting will be held on January 29, 2001 at 10:30 am., in the Daniel Boone Homestead maintenance Barn for all firms interested in submitting bids for the project. For directions contact the site at 610-582-4900 or the Project Manager, Joe Lauver, at 717-787-6242. All interested bidders should submit a \$25.00 (non-refundable) check and a request for a bid package in writing to: PA, Historical & Museum Commission, Division of Architecture, Room N118, Plaza Level, 400 North Street, Harrisburg, PA 17120-0053—ATTENTION: Judi Yingling (717) 772-2401. All proposals are due on Wednesday, February 14, 2001 at 11:45 am. Bid opening will be held in The Commonwealth Keystone Building, Division of Architecture, Room N118, Plaza Level, 400 North Street, Harrisburg, PA 17120-0053.

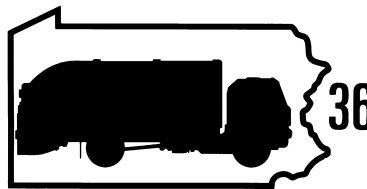
Department: Historical and Museum Commission
Location: Daniel Boone Homestead, 400 Daniel Boone Road, Birdsboro, PA 19508
Duration: March 1, 2001 to October 31, 2001
Contact: Judi Yingling, (717) 772-2401

030-0320 Furnish and Install Carpeting.

Department: Transportation
Location: Engineering District 3-0, 715 Jordan Avenue, Montoursville, PA 17754
Duration: FY 00-01 & FY 01-02
Contact: Kevin Smith, (570) 368-4221

080S63 Roadside mowing in Western Lancaster. Bid packages available upon request.

Department: Transportation
Location: Western Lancaster County
Duration: One year with renewals by mutual consent
Contact: William Tyson, (717) 787-7600



Sanitation

11300-001 Contractor shall provide waste/garbage removal for the State Correctional Institution in Cambridge Springs, PA.

Department: Corrections
Location: SCI Cambridge Springs, 451 Fullerton Avenue, Cambridge Springs, PA 16403
Duration: 07/01/01 to 6/30/03 with renew option for 3rd year
Contact: Quentin Hargenrater Jr., (814) 398-5400

089S04 Roll-off Container, 40 cubic yard, for Pa. Dept. of Transportation, Perry County, 0890. Bid Packages must be requested by calling (717) 582-2191 between 7:00 a.m. and 3:00 p.m. Monday thru Friday.

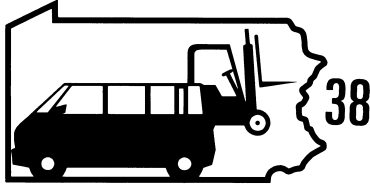
Department: Transportation
Location: Pa. Dept. of Transportation, 421 West Main Street, New Bloomfield, PA 17068
Duration: 7/1/01 thru 6/30/04 (3 years)
Contact: Mitzi Nace, (717) 582-2191

038-6414-00-01 For the collection and disposal of solid waste from Promised Land State Park, Greentown, Pike County, Pennsylvania. Documents containing all pertinent information must be obtained from the Park Office.

Department: Conservation and Natural Resources
Location: Promised Land State Park, RR 1, Box 96, Greentown, PA 18426 570-676-3428
Duration: April 1, 2001 until March 31, 2004, a period of 3 years.
Contact: Alan N. Lichtenwalner, Asst. Park Manager, (570) 676-3428

SP-134301007 Removal of Infectious waste including medical waste, sharps, etc. The contractor shall furnish all labor, equipment, materials and supplies necessary for the packaging, receipt, removal, transportation, handling, storage and disposal of all infectious/chemotherapeutic waste material requested. Please fax your request to 814-696-5395 Bid opening will be Feb.16, 2001 11:00 a.m.

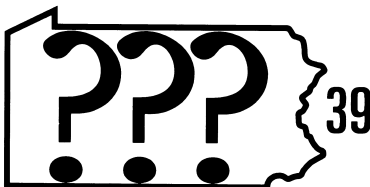
Department: Military Affairs
Location: Hollidaysburg Veterans Home, PO Box 319, Route 220, Meadows Intersection, Hollidaysburg, PA. 16648
Duration: 3 year starting July 01, 2001
Contact: Becky Clapper/Purchasing Manager, fax 814-696-5395



Vehicle, Heavy Equipment and Powered Machinery Services

SP 1116000-004 The contractor shall provide maintenance and repair to the institution's forklifts.

Department: Corrections
Location: State Correctional Institution at Pittsburgh, P. O. Box 99901, 3001 Beaver Avenue, Pittsburgh, PA 15233
Duration: July 1, 2001 to June 30, 2004
Contact: Carol Schaeffer/Purchasing Agent, (412) 761-1955 Ext. 291



Miscellaneous

sp-134301008 Testing and inspection of the fire alarm system at the Hollidaysburg Veterans Home. This is a one (1) time service. Equipment is located in 6 different buildings. For a bid package please send your request to fax# 814-696-5395

Department: Military Affairs
Location: Hollidaysburg Veterans Home, PO Box 319, Route 220, Meadows Intersection, Hollidaysburg, PA. 16648
Duration: This is a 1 time service done once a year. Contract to begin within 30 days of award of contract.
Contact: Becky Clapper/Purchasing Manager, fax-814-696-5395

LBLA 1272 LiteGait I 250 System (partial weight bearing gait therapy device) to include treadmill

Department: Public Welfare
Location: Selinsgrove Center, Box 500, Route 522, Selinsgrove, PA 17870
Contact: Arletta K. Ney, Purch. Agent, (570) 372-5070

HUN 352 Technical services for preventive maintenance and repair on (2) emergency diesel generators. Equipment is located within the Power House at SCI Huntingdon.

Department: Corrections
Location: State Correctional Institution at Huntingdon, 1100 Pike Street, Huntingdon, PA 16654
Duration: 7/01/01 to 6/30/04
Contact: Robert Jessell, (814) 643-2400 x 304

SH010401 Uniform jackets and trousers for issue to uniformed Bureau of State Parks staff.

Department: Conservation and Natural Resources
Location: Shawnee State Park, 132 State Park Road, Schellsburg, PA 15559
Duration: Delivery of items by March 31, 2001
Contact: Robert F. Bromley, Park Mgr., (814) 733-4218

ME1000 Governor Ridge has proposed funding for a new Pennsylvania Governor's Schools of Excellence, the Pennsylvania Governor's School for Global Entrepreneurship (PGSGE), to commence planning and operation of a pilot program this summer. The PGSGE must target the needs of gifted and talented high school students in a 5 week-long residential learning experience that stimulates creative problem-solving, higher order thinking skills and leadership qualities in a cooperative environment. The Pennsylvania Governor's Schools of Excellence programs begin in July and can run into August. Eligible applicants are higher education institutions within the Commonwealth of Pennsylvania.

Department: Education
Location: Commonwealth of Pennsylvania
Duration: July-August 2001
Contact: Felicia Harris, (717) 783-5670

BLR-000005 Contractor is to provide BLS/ALS ambulance service, as needed, for the South West Secure Treatment Unit, which is located on the grounds of Torrance State Hospital, Torrance, PA.

Department: Public Welfare
Location: South West Secure Treatment Unit, Wiseman Building, TSH State Route 1014, Torrance, PA 15779
Duration: Tentative starting date is July 1, 2001 and ending date is June 30, 2006.
Contact: Thomas E. Mateja, Pur. Agt., (724) 656-7310

050327 The Department of Transportation is soliciting bids for the operation of waste water and drinking water systems in Monroe County, Roadside rest Site 41(Crescent Lake); Site F, Delaware Water Gap Information Center. All bid packages requests shall be in by January 31, 2001 at 3:00 PM.

Department: Transportation
Location: 1731 Lehigh Street, Allentown, PA 18103. Work shall be performed at the above listed rest areas.
Duration: One year from effective date with 4 renewals.
Contact: Timothy R. Kaercher, (610) 798-4189

HUN 351 Technical services for preventive maintenance, repair, alignment and calibration of controls and monitoring equipment used for control and operation. Equipment is located within the Power House at SCI Huntingdon.

Department: Corrections
Location: State Correctional Institution at Huntingdon, 1100 Pike Street, Huntingdon, PA 16654
Duration: 7/01/01 to 6/30/04
Contact: Robert Jessell, (814) 643-2400 x 304

GIARFP-2001 The Governor's Institutes for Educators are intended to promote continuing professional education among educators. These programs are rich in opportunities to deepen subject area knowledge and will include real-world experiences as tools that help educators make the link to the Pennsylvania Academic Standards, new classroom assessments and technology. The 2001 Request for Proposal provides intermediate units, institutions of higher education and not-for-profit entities with information that enables them to prepare and submit proposals for consideration to serve in a partnership capacity with the Pennsylvania Department of Education as a facilitator for site management for one or more of the Governor's Institutes for Educators.

Department: Education
Location: Commonwealth of Pennsylvania
Duration: July 1, 2001-June 30, 2002
Contact: Monica Washington, (717) 772-3817

10872001 Housekeeping (Floor Scrubber) Equipment Maintenance and Repair

Department: Public Welfare
Location: Danville State Hospital, 200 State Hospital Drive, Danville, PA 17821
Duration: Anticipated 7/1/01-6/30/04
Contact: Pamela Bauman, (570) 271-4578

8000-chap The contractor shall provide chaplaincy services for the inmates of the protestant faith at the State Correctional Institution at Waynesburg.

Department: Corrections
Location: SCI-Waynesburg, 373 Prison Road, Waynesburg, PA 15370
Duration: July 1, 2001 thru June 30, 2004
Contact: Judith Cook, (724) 852-5609

SBC-110460010 Contractor to remove old distribution arm system and install new arm system which will be provided by the Institution. This is for the sewage treatment plant located at SCI Laurel Highlands. Contractor must visit site. Contractor to provide labor/equipment for unloading and storage of new unit. Project must be completed within five (5) working days of taking existing unit out of service. Bid on file at Institution.

Department: Corrections
Location: State Correctional Institution, Laurel Highlands, 5706 Glades Pike, PO Box 631, Somerset, PA 15501-0631
Duration: March 1, 2001 to May 5, 2001
Contact: Carole S. Kolesko PA II, (814) 445-6501

000780130 The contractor agrees to furnish all labor, materials, equipment, tools and supervision to repair & replace refractory work in the boilers at White Haven Center. If you would like a copy of the bid package, please fax your request to 570-443-4177.

Department: Public Welfare
Location: White Haven Center, RR#2 Box 2195, White Haven, Pennsylvania 18661
Duration: 90 calendar days from the effective date of the contract.
Contact: Sandra A. Repak, Purchasing Agent, (570) 443-4232

SP3881130005 The Department of Conservation & Natural Resources, Bureau of Forestry, District 13 requires the planting of 31,400 Tree Seedlings, on approximately 141 acres of State Forest Land, in Shippen Township, Portage Township, Grove Township, Gibson Township, and Lumber Township, Cameron County; Jones Township, Elk County; Portage Township, Potter County; Sargeant Township, McKean County. Seedlings will be provided by the Bureau of Forestry, 2,600 seedlings will require Tubex tree shelters. The Tubex Tree Shelters will be supplied by the Bureau of Forestry. Call 814-486-3353 for a site visit. Bids will be opened at 2:00 PM on February 1, 2001 at the District 13 Office in Emporium PA.

Department: Conservation and Natural Resources
Location: Bureau of Forestry, District 13, PO Box 327, Emporium, PA 15834, Cameron, Elk, Potter & McKean Counties.
Duration: June 30, 2001
Contact: John E. Sidelinger, Asst. District Forester, (814) 486-3353

51-00-169 Toner cartridge #1382150 for the Lexmark UDS 9616-RFI printer and Lexmark Printer #4039. No recycled or substitute toner cartridges will be accepted. Quantity: 110 cartridges. Complete information will be specified in Bid Proposal Package. To request a copy of the Bid Proposal Package, fax your request to: (717) 787-3560.

Department: Public Welfare
Location: Department of Public Welfare, Philadelphia County Assistance Office, Office Supports—701-00-169, 1400 Spring Garden Street, Philadelphia, Pennsylvania 17130
Duration: Delivery 30 days after receipt of order.
Contact: Rose Wadlinger, (717) 783-3767

HUN 353 Technical services for preventive maintenance, repair service along with upgrading of essential equipment necessary to maintain safe, efficient operations on (4) coal fired boilers. Equipment is located within the Power House at SCI Huntingdon.

Department: Corrections
Location: State Correctional Institution at Huntingdon, 1100 Pike Street, Huntingdon, PA 16654
Duration: 7/01/01 to 6/30/02
Contact: Robert Jessell, (814) 643-2400 x 304

PDA445 A contract or contracts will be issued to secure services of a commercial food distributor or food warehouse to RECEIVE, STORE and DELIVER to identified recipient agencies, USDA commodity available to Pennsylvania under various USDA commodity programs. Commodity includes product requiring dry, chilled and frozen storage and handling. A contract will be issued for each Agriculture Distribution Region (ADR), currently eight ADR's exist.

Department: Agriculture
Location: Statewide
Duration: Five year contract
Contact: Barry Shutt, (717) 787-2940

8000-radio The contractor shall provide all parts and labor necessary to keep the institution's radio system operational.

Department: Corrections
Location: SCI-Waynesburg, 373 Prison Road, Waynesburg, PA 15370
Duration: July 1, 2001 thru June 30, 2004
Contact: Judith Cook, (724) 852-5609

[Pa.B. Doc. No. 01-118. Filed for public inspection January 19, 2001, 9:00 a.m.]

DESCRIPTION OF LEGEND

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| <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

STATE CONTRACTS INFORMATION

Contract Awards

The following awards have been made by the Department of General Services, Bureau of Purchases:

| Requisition or Contract No. | PR Award Date or Contract Effective Date | To | In the Amount Of |
|--|---|--|-----------------------------|
| 1110040-01 | 01/09/01 | Plasterer Equipment Co. Inc. | 79,100.00 |
| 1115120-01 | 01/09/01 | Telesensory Corp. | 61,650.00 |
| 1130040-01 | 01/09/01 | Hondru Ford Inc/dba Phillips Ford Sales | 35,093.00 |

| Requisition or Contract No. | PR Award Date or Contract Effective Date | To | In the Amount Of |
|--|---|--------------------------------|-----------------------------|
| 1209350-01 | 01/09/01 | Schlegel As- sociates | 33,305.00 |
| 1236110-01 | 01/09/01 | Beaver Steel Services | 17,900.00 |
| 8211820-01 | 01/09/01 | Whitco Sign & Mfg. Corp. | 23,161.26 |

GARY E. CROWELL,
Secretary

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