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PENNSYLVANIA BULLETIN

Volume 30 Number 9
Saturday, February 26, 2000 • Harrisburg, Pa.
Pages 1111—1240

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The Courts
Delaware River Basin Commission
Department of Banking
Department of Conservation and Natural Resources
Department of Corrections
Department of Education
Department of Environmental Protection
Department of General Services
Department of Health
Department of Public Welfare
Department of Transportation
Health Care Cost Containment Council
Independent Regulatory Review Commission
Insurance Department
Office of General Counsel
Pennsylvania Public Utility Commission
State Board of Vehicle Manufacturers, Dealers
and Salespersons

Detailed list of contents appears inside.

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

No. 303, February 2000

PENNSYLVANIA



BULLETIN

(ISSN 0162-2137)

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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
GENERAL INFORMATION AND FINDING AIDS: (717) 783-1530**

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.

Reproduction, Dissemination or Publication of Information

Third parties may not take information from the *Pennsylvania Code* and *Pennsylvania Bulletin* and reproduce, disseminate or publish such information except as provided by 1 Pa. Code § 3.44. 1 Pa. Code § 3.44 reads as follows:

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Information published under this part, which information includes, but is not limited to, cross references, tables of cases, notes of decisions, tables of contents, indexes, source notes, authority notes, numerical lists and codification guides, other than the actual text of rules or regulations may be reproduced only with the written consent of the Bureau. The information which appears on the same leaf with the text of a rule or regulation, however, may be incidentally reproduced in connection with the reproduction of the rule or regulation, if the reproduction is for the private use of a subscriber and not for resale. There are no other restrictions on the reproduction of information published under this part, and the Commonwealth hereby consents to a reproduction.

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 1999.

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PENNSYLVANIA BULLETIN

Volume 30
Saturday, February 19, 2000 • Harrisburg, Pa.

Number 8

Part II

This part contains the
Department of Conservation and Natural Resources'
Proposed Revisions to Schedule of Prices and Charges
for State Recreation Areas

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THE GENERAL ASSEMBLY

Recent Actions During the 2000 Regular Session of the General Assembly

The following is a summary of recent actions of the General Assembly during the 2000 Regular Session.

2000 ACTS—ACTS 1 through 3 (numerical)

<i>Act No.</i>	<i>Enactment Date</i>	<i>Bill No.</i>	<i>Printer's No.</i>	<i>Effective Date</i>	<i>Subject Matter</i>
2000-01	Feb. 11	SB818	PN1611	60 days	Structured Settlement Protection Act—enactment
2000-02	Feb. 11	HB1970	PN2457	60 days	Noncontrolled Substances Reporting and Registration Act—chemicals subject to regulation and penalties
2000-03	Feb. 11	HB1971	PN2458	60 days	Controlled Substance, Drug, Device and Cosmetic Act—prohibited acts and designer drugs

Effective Dates of Statutes

The effective dates specified above for laws and appropriation acts were contained in the applicable law or appropriation act. Where no date is specified or where the effective date specified is prior to the date of enactment, the effective date is 60 days after final enactment except for statutes making appropriations or affecting budgets of political subdivisions. See 1 Pa.C.S. §§ 1701—1704 (relating to effective dates of statutes).

Advance Copies of Statutes

Section 1106 of Title 1 of the Pennsylvania Consolidated Statutes provides that the prothonotaries of each county shall file advance copies of statutes in their offices for public inspection until the Laws of Pennsylvania are generally available. Section 2406(h) of The Administrative Code of 1929 provides that the Department of General Services (Department) shall distribute advance sheets of the Laws of Pennsylvania to each law judge of the courts, to every county and public library of this Commonwealth and to each member of the General Assembly. These copies shall be furnished without charge. The Department shall also mail one copy of each law enacted during any legislative session to any person who pays to it the sum of \$20.

Requests for annual subscriptions for advance copies of statutes should be sent to the State Bookstore, State Records Center Building, 1825 Stanley Drive, Harrisburg, PA 17103, accompanied by a check or money order in the sum of \$20, payable to the "Commonwealth of Pennsylvania."

CARL L. MEASE,
Director
Legislative Reference Bureau

[Pa.B. Doc. No. 00-332. Filed for public inspection February 25, 2000, 9:00 a.m.]

THE COURTS

Title 255—LOCAL COURT RULES

MONTEGOMERY COUNTY

Amendment to Local Rule of Criminal Procedure Rule 303*—Arraignment

Order

And Now, this 3rd day of February, 2000, the Court approves and adopts the following amendment to Montgomery County Local Rule of Criminal Procedure, Rule 303*—Arraignment. This amendment shall become effective thirty (30) days from the date of publication in the *Pennsylvania Bulletin*.

The Court Administrator is directed to publish this Order once in the *Montgomery County Law Reporter* and in the *Legal Intelligencer*. In conformity with Pa.R.Crim.P. 6, seven (7) certified copies of the within Order shall be filed by the Court Administrator with the Administrative Office of Pennsylvania Courts. Two (2) certified copies shall be distributed to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*. One (1) certified copy shall be filed with the Criminal Procedural Rules Committee. One (1) copy shall be filed with the Prothonotary, one (1) copy with the Clerk of Courts, (1) copy with the Court Administrator of Montgomery County, one (1) copy with the Law Library of Montgomery County and one (1) copy with each Judge of this Court.

By the Court

JOSEPH A. SMYTH,
President Judge

Rule 303*. Arraignment.

(c) ***

(d) Arraignment may be conducted by the Court Administrator or designated Deputy, **and may be conducted by using advanced communication technology.**

(e) ***

[Pa.B. Doc. No. 00-333. Filed for public inspection February 25, 2000, 9:00 a.m.]

WESTMORELAND COUNTY

Adoption of Custody and Mediation Rules; No. 3 of 2000

Administrative Order

And Now This, 3rd Day of February, 2000, *It Is Hereby Ordered* that effective Monday, April 3, 2000, Westmoreland County Rules of Civil Procedure W1915.1 through W1915.7, W1920.32, and W1920.50 are rescinded, and new Rules W1018, W1915.3 through W1915.15, W1920.32, W1920.50, W1940.1, and W1940.4 are adopted.

By the Court

CHARLES H. LOUGHRAN,
President Judge

Rule W1018. Caption.

Pursuant to Pa.R.C.P. 1018(e), the caption of all matters filed in Divorce, Support, and Custody, Partial Custody, or Visitation shall include either the word "Divorce," "Support," or "Custody" in parenthesis following the required "CIVIL ACTION—LAW".

(a) The caption in Divorce matters shall be:

IN THE COURT OF COMMON PLEAS OF
WESTMORELAND COUNTY, PENNSYLVANIA
CIVIL ACTION—LAW (DIVORCE)

(b) The caption in Support matters shall be:

IN THE COURT OF COMMON PLEAS OF
WESTMORELAND COUNTY, PENNSYLVANIA
CIVIL ACTION—LAW (SUPPORT)

(c) The caption in Custody, Partial Custody, or Visitation matters shall be:

IN THE COURT OF COMMON PLEAS OF
WESTMORELAND COUNTY, PENNSYLVANIA
CIVIL ACTION—LAW (CUSTODY)

Rule W1915.3. Commencement of Action, Complaint. Order.

(a) All actions raising issues of custody, partial custody, or visitation of minor children shall be commenced by the filing of a verified complaint or petition and a separate scheduling order as set forth in W1915.15.

Comment

Pa.R.C.P. 115.3(b) requires the moving party in actions for Custody and Visitation to attach a scheduling order to the verified complaint. The complaint and order are published at Pa.R.C.P. 1915.15. Westmoreland County local rules of procedure require additional information than that provided in the order found at Pa.R.C.P. 1915.15(c). Local Rule W1915.15 contains the order that will be filed with each action or modification.

The scheduling order published at W1915.15 must [also] be filed and processed in accordance with this rule when any Divorce Complaint with a Custody Count is filed or when any Custody Count is filed separately. (See W1920.32(a).)

(b) The petitioner shall, at the time of filing, proceed to the Westmoreland County Family Court Administrator (Custody Office) for an assignment of a date and time for the Custody Conciliation Conference. The Custody Conciliation Conference shall be scheduled for a date and time approximately 45 days after filing of the complaint or court.

(c) The moving party shall file proof of service of the action with the Westmoreland County Prothonotary prior to the Custody Conciliation Conference.

Rule W1915.4. Child Program.

All parties shall be ordered, at the time of filing, to attend the mandatory Children Hurt In Loss through Divorce/separation (CHILD) Program prior to the Custody Conciliation Conference. In addition, other persons in a caretaking capacity may be ordered to attend.

Rule W1915.4-1. Alternative Hearing Procedures.

Westmoreland County does not use the alternative hearing procedure provided under Pa.R.C.P. 1915.4-1 and 1915.4-2.

Rule W1915.4-2. Office Conference, Hearing, Record, Exceptions, Order.

Westmoreland County does not use the alternative hearing procedure found at Pa.R.C.P. 1915.4-2.

Rule W1915.4-3. Custody Conciliation Conference.

(a) Each parent shall file a Westmoreland County Parent Information Form no later than 30 days from the filing of the Complaint or the Custody Count. Each parent shall also attach a copy of his or her most recent Federal Income Tax Return to the Parent Information Form. The Parent Information Form, copies of which are available from the Westmoreland County Family Court Administrator (Custody Office), shall contain the following information:

- (1) Identifying information—Name, Address, Phone Number, Age, Date of Birth, Marital Status, Education;
- (2) Parent's occupation, place of employment and work schedule;
- (3) Date of separation;
- (4) Name of any new partner;
- (5) Members of parent's household;
- (6) Names, ages and birth dates of children involved;
- (7) Children's schedule (school, extra curricular activities);
- (8) Issues/problems of concern;
- (9) Recommendations for custody/visitation;
- (10) Current custody schedules (when the child is in the parent's custody).

(b) The parties may file with the Family Court Administrator, an Election to Proceed Through Mediation. The party filing the Election to Proceed Through Mediation must Certify that both (all) parties agree to mediation. Upon receipt of the Election and Certification, the Family Court Administrator shall continue the scheduled Conciliation Conference, and advise the Mediator to schedule the Mediation.

(c) The parties may also at any time file either a Consent Order or a Consent Agreement with the Family Court Administrator (Custody Office). The form of the agreement may be:

IN THE COURT OF COMMON PLEAS OF
WESTMORELAND COUNTY,
PENNSYLVANIA
CIVIL ACTION—LAW (CUSTODY)

Plaintiff)	
v.)	No. _____ of 20__
Defendant)	

CUSTODY CONSENT AGREEMENT

We have agreed to the following parenting plan for the custody of our children:

1. The parents shall share the legal and physical custody of the following named child(ren):

Name	Date of Birth
_____	_____

2. The Children shall reside with his/her/their Mother/Father at _____.

3. The parties agree that the time arrangements between the Father and Mother with the child(ren) are as follows:

- a. Weekdays - _____
- b. Weekends - _____
- c. Summer/Vacation periods - _____
- d. Holidays - _____
 - Thanksgiving - _____
 - Christmas (Eve) _____
 - New Year's Eve _____
 - Easter _____
 - Other holidays _____

4. Transportation - _____

5. The child(ren) shall be with the Mother on Mother's Day and with the Father on Father's Day.

6. The child(ren)'s birthday will be spent with the parent scheduled to have the child that day.

7. Each parent shall keep the other informed of the child(ren)'s health, progress in school, school activities and general welfare and shall consult the other parent concerning major decisions affecting the child(ren).

8. Each parent is entitled to receive directly from the schools, health care providers, or other relevant sources, information concerning their child(ren).

9. Neither parent shall engage in conduct which presents to the child(ren) a negative or hostile view of the other parent.

10. Each parent shall encourage the child(ren) to comply with the parenting agreement and foster in the child(ren) a positive view of the other parent.

11. The parties may decide different time arrangements other than those provided for in the Consent Agreement and make decisions for the child(ren) whenever they mutually agree to do so. Nothing in this agreement is understood to limit or restrict the ability of the parties to mutually agree on alternative parenting arrangements. If for any reason the parties cannot agree, the terms of this consent agreement will be followed.

12. VACATIONS SUPERSEDE THE REGULAR SCHEDULE, AND HOLIDAYS SUPERSEDE ANY OTHER TIME ARRANGEMENT UNLESS THE PARTIES MUTUALLY AGREE TO DO OTHERWISE.

13. VIOLATION OF THIS ORDER BY ANY PERSON MAY RESULT IN CIVIL AND CRIMINAL PENALTIES INCLUDING PROSECUTION PURSUANT TO SECTION 2904 OF THE PENNSYLVANIA CRIMES CODE, INTERFERENCE WITH CUSTODY OF CHILDREN.

14. Jurisdiction of the child(ren) shall remain with the Court of Common Pleas of Westmoreland County, Pennsylvania, unless or until jurisdiction would change under the Uniform Child Custody Jurisdiction Act.

15. We agree to abide by the agreement adopted this _____ day of _____, 20____ and submit it to the Court of Common Pleas to be formalized into an order of Court.

_____	_____
Mother	Father
_____	_____
Attorney	Attorney
Custody Hearing Officer	

(d) If neither an Election to Proceed Through Mediation pursuant to subsection (b), nor a Consent Agreement pursuant to subsection (c) are filed with the Family Court

Administrator (Custody Office), the Conciliation Conference shall proceed as originally scheduled.

(1) All parties, and any child, for whom custody or visitation is sought, shall be present at the Custody Conciliation Conference, unless otherwise ordered by the Court. Failure of a party to appear at the Custody Conciliation Conference may result in the entry of a custody or visitation order by the Court on the recommendation of the Custody Hearing Officer in the absence of that party. The absent party may also be subject to contempt proceedings.

(2) The Custody Hearing Officer shall conduct the Conciliation Conference actively engaging the parties using mediation skills and techniques in order to reach an agreement. The Conciliation Conference is informal, with no record created or testimony elicited from parties or witnesses. The parties are given the opportunity to present the issues or problems and to explore all available options for resolution. A second session may be scheduled if needed.

(3) A Consent Agreement form is completed and signed when an agreement is reached.

(4) If the parties cannot agree, the Hearing Officer will forward to the Court a report and recommendation for a temporary order.

A. The report shall contain the following:

1. Recommendations, if any, that an evaluation including requirements such as physical or mental evaluations or home studies be undertaken pursuant to Rule W1915.8;

2. Findings of fact on jurisdiction or venue issues; and

3. Recommendations for temporary custody/visitation.

B. The temporary order will include all areas of prior agreement.

C. The temporary order shall become a final order unless a Praecipe For Custody Trial is filed within 30 days of the date of service of the temporary order. A copy of the temporary order shall be served in accordance with Pa.R.C.P. 236, with a copy to the Family Court Administrator (Custody Office).

D. The Praecipe For Custody Trial is found at W1915.10.

Rule W1915.4-4. Voluntary Mediation.

(a) The parties may agree to mediate custody and visitation matters before a neutral mediator. The parties are responsible to pay for mediation services. Mediation shall be conducted in accordance with Pa.R.C.P. 1940-1 et.seq.

(b) All matters raised before the mediator shall remain confidential except as provided at 42 Pa.C.S.A. § 5949(b). Confidentiality may be waived in writing by the parties.

(c) All agreements shall be reduced to writing and submitted to the Court.

(d) The Westmoreland County Family Court Administrator (Custody Office) shall provide the mediators with dates and times for which to schedule a conciliation conference for those who have not succeeded through mediation. The mediators shall immediately schedule by Notice those who have not settled through mediation. The date and time scheduled for the conciliation conference shall forthwith be reported by phone or facsimile to the Family Court Administrator (Custody Office).

Rule W1915.8. Physical and Mental Examination of Persons (Custody Evaluations).

(a) Evaluations may be ordered in accordance with Pa.R.C.P. 1915.8 in a custody proceeding by the Court on its own motion, or by motion of either party. In the event an evaluation is Ordered, a Pretrial Conference will be automatically scheduled.

(b) The Court shall assess the cost of court-appointed evaluations at the time of the order in accordance with subsection (e). The moving party shall pay the costs of a private evaluation.

(1) Both parties shall present the verification of their respective income to the Court no later than 30 days after the filing of the Complaint or Custody Count pursuant to W1915.4-3(a). Failure to do so shall result in assessment of the maximum cost of \$1,750.

(2) Fees assessed under this rule shall be paid as directed by the Court. Failure to pay as ordered may result in contempt proceedings and appropriate penalties as provided in Pa.R.C.P. 1915, et.seq.

(3) Costs of evaluation of the parents, children, and any other person ordered by the Court to be evaluated shall be assessed as follows:

<i>COMBINED PARENTAL INCOME (GROSS ANNUAL)</i>	<i>COST OF EVALUATION</i>
\$20,000 or less	\$ 750
\$20,001 to \$60,000	\$1,150
\$60,000 and over	\$1,750
No verification of income	\$1,750

(4) The assessed cost set forth above shall apply except where good cause for a deviation is shown to the Court. The Court may increase the assessed cost based upon such factors as the number of people evaluated and the complexity of the case. The cost shall be assessed between the parents in proportion to their incomes, unless otherwise agreed by the parties.

(c) The Order for a custody evaluation shall also schedule the next court event. If the evaluation is ordered at the Conciliation Conference, the Order shall also schedule a Pretrial Conference.

Rule W1915.10. Praecipe for Custody Trial. Pretrial Conference. Decision.

(a) A party may file a Praecipe for Custody Trial in the Westmoreland County Prothonotary's office anytime within 30 days from the date of service of a Custody Order issued as a result of a Conciliation Conference. Prior to filing the Praecipe, the moving party shall deliver the Praecipe to the chambers of the assigned judge for the scheduling of a Pretrial Conference. When Custody Evaluations have been ordered, a Pretrial Conference is automatically scheduled and a Praecipe need not be filed. (See: W1915.8(a).)

(b) A copy of the Praecipe with the scheduled Pretrial Conference date must be served on the other counsel/parties, and on the Family Court Administrator (Custody Office.) The Praecipe For Custody Trial and Scheduling Order shall be substantially as follows:

IN THE COURT OF COMMON PLEAS OF WESTMORELAND COUNTY, PENNSYLVANIA CIVIL ACTION—LAW (CUSTODY)

Plaintiff)
v.) No. _____ of 20__
Defendant)

PRAECIPE FOR CUSTODY TRIAL

(Request must be made within 30 days of the date of service of the Recommended Order.)

At a recent Custody Conciliation Conference, an acceptable custody/visitation agreement could not be reached. I hereby request a custody trial before the Westmoreland County Court of Common Pleas.

The issues to be considered are: (Place a mark before the issues to be considered.)

Relocation Time/Length/Number of Visits Primary Residence

Other: _____

I hereby certify that on ____ / ____ / ____, I served a copy of this request on the opposing counsel/party.

Date: ____ / ____ / ____
Petitioner or Petitioner's Counsel

VERIFICATION

I verify that the statements made in this request are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S.A. § 4904 relating to unsworn falsifications to authorities.

Date: ____ / ____ / ____
Petitioner or Petitioner's Counsel

SCHEDULING ORDER

You are hereby ordered to appear in person on _____, 20__ at ____ .M. before the Honorable _____ in Courtroom ____ in the Westmoreland County Courthouse, 2 North Main Street, Greensburg, Pa. 15601 for a Pretrial Conference.

Counsel or the parties, if unrepresented, shall file a Pretrial Narrative at least 10 days prior to the Pretrial Conference. The parties and any children over whom custody or visitation is sought are required to attend the Pretrial Conference pursuant to Westmoreland Rule W1915.10.

BY THE COURT:

Date: _____, J.

(c) Ten days prior to the Pretrial Conference, each party or counsel shall file and submit a Pretrial Narrative to the chambers of the assigned judge. Copies shall be served on all parties. If no Pretrial Narrative is filed, the offending party may be fined or sanctioned otherwise by the Court. The Pretrial Narrative shall include:

- (1) Names and addresses of all witnesses, including experts;
(2) Summary of each witness's anticipated testimony;
(3) Copies of all exhibits;
(4) Proposed custody arrangement;
(5) Requested stipulation of facts.

(d) All parties, counsel, and any child for whom custody or visitation is sought shall be present at the Pretrial Conference unless otherwise provided by Order of Court. Failure of a party to appear at the Pretrial Conference may result in the entry of a custody/visitation order by the Court.

(e) Any agreement reached at the Pretrial Conference shall be reduced to writing and entered as an order of Court.

Rule W1915.13. Special Relief.

Motions for Special Relief will be screened before any hearing is scheduled. Special Relief may be denied without a hearing.

Rule W1915.15. Form of Complaint. Caption. Order. Petition to Modify a Partial Custody or Visitation Order.

The following scheduling order shall be used in all actions containing an issue of custody, partial custody or visitation of minor children:

IN THE COURT OF COMMON PLEAS OF WESTMORELAND COUNTY, PENNSYLVANIA CIVIL ACTION—LAW (CUSTODY)

Plaintiff)
v.) No. _____ of 20
Defendant)

CUSTODY SCHEDULING ORDER

You, _____, (defendant) (respondent), have been sued in court to (obtain) (modify) custody, partial custody or visitation of the children:

Table with 2 columns: Name, Date of Birth

(1) The Plaintiff is ORDERED to attend the mandatory Children Hurt In Loss through Divorce/Separation (CHILD) Program on _____, 20__ at ____ .M. at the Memorial Conference Center at Westmoreland Regional Hospital located at 532 West Pittsburgh Street, Greensburg, Pa. 15601, phone number (724)832-4581. The Plaintiff is also ORDERED to prepay the \$40.00 program registration fee using the CHILD Program Registration Form. (No money will be accepted at the session.) The Plaintiff is further ORDERED to serve a copy of the CHILD Program Registration Form on the Defendant.

(2) The Defendant is ORDERED to attend the mandatory Children Hurt In Loss through Divorce/Separation (CHILD) Program on _____, 20__ at ____ .M. at the Memorial Conference Center at Westmoreland Regional Hospital located at 532 West Pittsburgh Street, Greensburg, Pa. 15601, phone number (724)832-4581. The Defendant is also ORDERED to prepay the \$40.00 program registration fee using the CHILD Program Registration Form. (No money will be accepted at the session.)

(3) Non resident parents must attend a program similar to the CHILD program which has been certified or approved by the local Court. A Certification of Successful Completion must be presented at the time of the Conciliation Conference.

(4) Should the moving party fail to pay fees or fail to appear for the CHILD Program, the Custody action shall be dismissed without prejudice, and any fees paid by such party shall be forfeited.

(5) Should the responding party fail to pay fees or fail to appear for the CHILD program, an immediate Rule to Show Cause why such party should not be held in contempt shall be issued by the Court.

(6) Each Party is hereby Ordered to submit to the Family Court Administrator (Custody Office), pursuant to Westmoreland County Rule of Civil Procedure W1915.4-3, a completed Parent Information Form and a copy of your most recent Federal Income Tax Return within 30 days of the date of filing of this Custody Action. An Election to Proceed Through Mediation or a Consent Agreement may also be filed with the Family Court Administrator at that time. The Plaintiff is hereby Ordered to serve a copy of the Parent Information Form on the Defendant.

(7) You are hereby ordered to appear in person on _____, 20__ at ____ .M. for a Custody Conciliation Conference in the Family Court Custody Office on the fourth floor of the Westmoreland County Courthouse Annex, 2 North Main Street, Greensburg, Pa. 15601.

CHILDREN MUST ATTEND UNLESS OTHERWISE ORDERED

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

YOU SHOULD TAKE THIS ORDER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW.

If You Cannot Afford a Lawyer

Laurel Legal Services
306 S. Pennsylvania Ave.
Greensburg, Pa. 15601
(724)836-2211

If You Do Not Have a Lawyer

Westmoreland Lawyer Referral
129 N. Pennsylvania Avenue
Greensburg, Pa. 15601
(724)834-8490

AMERICANS WITH DISABILITIES ACT OF 1990

The Court of Common Pleas of Westmoreland County complies with the Americans with Disabilities Act of 1990. For information about accessible facilities and reasonable accommodations available to disabled individuals having business before the Court, please contact (724)830-3665. All arrangements must be made at least 3 working days prior to any hearing or business before the Court. You must attend the scheduled conference or hearing.

BY THE COURT:

Date: _____, J.

Rule W1920.32. Joinder of Related Claims. Custody Hearing by Court.

(a) All Complaints containing a Custody Count and all Counts of Custody filed separately must be accompanied with a scheduling order found at W1915.15. The order shall be processed in accordance with W1915.3.

(b) The Custody Count shall follow the practice and procedures governing Custody.

W1940.1. Voluntary Mediation in Custody Actions.

Custody mediation procedures specific to Westmoreland County are found at W1915.4-4.

W1940.4. Minimum Qualifications of the Mediator.

Mediators shall certify, on a form supplied by the Family Court Administrator, compliance with the minimum qualifications specified in Pa.R.C.P. 1940.4.

Rule W1920.50. All Counts Conference.

(a) Whenever a pleading containing any count other than divorce or annulment is filed pursuant to the Divorce Code, an all counts conference shall be required prior to the appointment of a master.

(b) The conference shall be scheduled upon request and presentation of an order by either party, after the moving party has filed the all counts conference forms and attachments. A copy of the forms and attachments shall be served on the opposing counsel or party, if unrepresented, and on the Family Court Administrator (Custody Office).

(c) The non-moving party shall file the all counts conference forms and attachments at least 20 days prior to the scheduled conference. A copy of the forms and attachments shall be served on the opposing counsel or party, if unrepresented, and on the Family Court Administrator (Custody Office).

(d) Both parties shall submit a written proposal for settlement at the time of the conference.

(e) Failure to file the required forms, attachments and proposals may result in sanctions, costs, and attorney's fees.

(f) The order for the scheduling of the all counts conference shall be substantially in the form prescribed by WF1920.50(f).

(g) The all counts conference forms and attachments, also collectively referred to as "Addendum A," as required in sections (b) and(c) above, shall be substantially in the form prescribed by WF1920.50(g).

Note: A copy of the Notice of Presentation, Order of Court, Income and Expense Statement and Inventory and Appraisal of Property forms are provided in the Forms section of the Westmoreland County Rules of Court.

[Pa.B. Doc. No. 00-334. Filed for public inspection February 25, 2000, 9:00 a.m.]

Title 204—JUDICIAL SYSTEM GENERAL PROVISIONS

PART V. PROFESSIONAL ETHICS AND CONDUCT [204 PA. CODE CH. 83]

Amendments to the Pennsylvania Rules of Disciplinary Enforcement Relating to Conservators; Notice of Proposed Rulemaking

Notice is hereby given that The Disciplinary Board of the Supreme Court of Pennsylvania is considering recommending to the Supreme Court of Pennsylvania that it amend the Pennsylvania Rules of Disciplinary Enforcement, as set forth in Annex A, to make a number of changes in the rules relating to conservators appointed to protect the interests of clients of absent attorneys.

The changes being proposed reflect the experience of the Board with conservatorships under existing Rules 321 through 329 of the Pennsylvania Rules of Disciplinary Enforcement over the past several years. Among the important changes being proposed are the following:

1. A provision would be added to impose a temporary stay on all legal and administrative proceedings in which the absent attorney was counsel of record to facilitate the substitution of new counsel for the client of the absent attorney. See proposed Pa.R.D.E. 321(g).

2. Notice of the establishment of a conservatorship would be required to be given by the conservator as promptly as is reasonably practicable. See proposed Pa.R.D.E. 322 (f).

3. Under the current rules, the presumption is that conservators will serve without compensation. Recent conservatorships have typically required the expenditure of a fair amount of time by the conservator, and the Board is accordingly proposing that conservators be compensated in the same fashion as other court appointments. See the amendments to Pa.R.D.E. 328.

Interested persons are invited to submit written comments regarding the proposed amendments to the Office of the Secretary, The Disciplinary Board of the Supreme Court of Pennsylvania, First Floor, Two Lemoyne Drive, Lemoyne, PA 17043, on or before April 14, 2000.

*By The Disciplinary Board of the
Supreme Court of Pennsylvania*

ELAINE BIXLER,
Secretary

Annex A

TITLE 204. JUDICIAL SYSTEM GENERAL PROVISIONS

PART V. PROFESSIONAL ETHICS AND CONDUCT

Subpart B. DISCIPLINARY ENFORCEMENT

CHAPTER 83. PENNSYLVANIA RULES OF DISCIPLINARY ENFORCEMENT

Subchapter C. DISABILITY AND RELATED MATTERS CONSERVATORS FOR INTERESTS OF CLIENTS

Rule 321. Appointment of conservator to protect interests of clients of absent attorney.

(a) Upon application of Disciplinary Counsel or any other interested person, the president judge of a court of common pleas shall have the power to appoint one or more eligible persons to act as conservators of the affairs of an attorney or formerly admitted attorney if:

(1) the attorney maintains or has maintained an office for the practice of law within the judicial district;

(2) **[(Reserved).] any of the following applies:**

* * * * *

(b) A copy of the application for appointment of a conservator under this rule **[shall]:**

(1) **Shall** be personally served upon the absent attorney or the personal representative or guardian of the estate of a deceased or incompetent absent attorney. If personal service cannot be obtained, then a copy of the application shall be served in the manner prescribed by Enforcement Rule 212 (relating to substituted service).

(2) **Shall be filed with the Secretary of the Board.**

(c) The president judge of the court of common pleas shall conduct a hearing on the application no later than seven days after the filing of the application. At the hearing the applicant shall have both the burden of production and the burden of persuading the court by the preponderance of the credible evidence that grounds exist

for appointment of a conservator. **All proceedings in the court of common pleas shall be kept confidential unless and until an order is entered appointing a conservator.**

(d) Within three days after the conclusion of the hearing on the application, the president judge shall enter an order either granting or denying the application. The order shall contain findings of fact and a statement of the grounds upon which the order is based. If no appearance has been entered on behalf of the absent attorney, **the clerk of the court shall serve** a copy of the order **[shall be served]** upon the absent attorney in the manner prescribed by subdivision **[(b)] (b)(1)** of this rule **and shall file a copy of the order with the Secretary of the Board.**

* * * * *

(f) The filing by Disciplinary Counsel **or any other interested person** of an application for the appointment of a conservator under these rules shall be deemed for the purposes of any statute of limitations or limitation on time for appeal as the filing in **[the court of common pleas or other proper court or] every court, tribunal, magisterial district of this Commonwealth or other government unit** on behalf of every client of the absent attorney of a complaint or other proper process commencing any action, proceeding, appeal or other matter arguably suggested by any information appearing in the files of the absent attorney if:

(1) the application for appointment of a conservator is granted, and

(2) substitute counsel actually files an appropriate document in a court **[or], tribunal, magisterial district or other government unit** within 30 days after **[executing] substitute counsel executes** a receipt for the file relating to the matter.

Official Note: Under 42 Pa.C.S. 5503(b) (relating to implementing court rules) the Supreme Court may define by rule the document which when filed constitutes the commencement of a matter for purposes of Chapter 55 of the Judicial Code (relating to limitation of time). Thus the application by Disciplinary Counsel **or any other interested person** under this rule is an omnibus pleading which stays the running of all statutes of limitations and appeal times pending a 30-day review of the files of the absent attorney.

(g) **The filing by Disciplinary Counsel or any other interested person of an application for the appointment of a conservator under these rules shall operate as an automatic stay of all pending legal or administrative proceedings in this Commonwealth where the absent attorney is counsel of record until the earliest of such time as:**

(1) **the application for appointment of a conservator is denied;**

(2) **the conservator is discharged;**

(3) **the court, tribunal, magisterial district or other government unit in which a matter is pending orders that the stay be lifted; or**

(4) **30 days after the court, tribunal, magisterial district or other government unit in which a matter is pending is notified that substitute counsel has been retained.**

(h) **As used in this rule, the term "government unit" has the meaning set forth in 42 Pa.C.S. § 102 (relating to definitions).**

Rule 322. Duties of conservator.

* * * * *

(e) The conservator shall file a written report with the appointing court and the Board no later than 30 days after the date of appointment covering the matters specified in subdivisions (a) through (c) of this rule. If those duties have not been accomplished, then the conservator shall state what progress has been made in that regard. Thereafter, the conservator shall file a similar written report every [30 days] three months until discharged.

(f) As soon as reasonably practicable following entry of the order appointing a conservator, the conservator shall cause a notice of the establishment of the conservatorship to be published in the legal journal and a newspaper of general circulation in the county or counties embraced by the judicial district in which the conservator was appointed.

Rule 325. Duration of conservatorship.

[Appointment of a conservator pursuant to these rules shall be for a period of no longer than six months. The appointing court shall have the power, upon application of the conservator and for good cause, to extend the appointment for an additional three months. Any order granting such an extension shall include findings of fact in support of the extension.] A conservator shall serve until discharged pursuant to Rule 326 (relating to discharge of conservator) or until other order of the appointing court.

Rule 327. Liability of conservator.

A conservator appointed under these rules shall:

(1) Not be regarded as having an attorney-client relationship with clients of the absent attorney, except that the conservator shall be bound by the obligation of confidentiality imposed by the [Code of Professional Responsibility] Rules of Professional Conduct with respect to information acquired as conservator.

* * * * *

Rule 328. Compensation and expenses of conservator.

(a) A conservator shall [normally serve without compensation, but where a conservatorship is expected to be prolonged or require greater effort than normal the appointing court may, with the prior written approval of the Board Chairman, order that the conservator be compensated on an agreed basis. Any such agreement shall be filed with the Office of the Secretary] be compensated pursuant to a written agreement between the conservator and the Board which shall include provisions for payment of the compensation of the conservator at reasonable intervals and at the same hourly rate as court appointed counsel in the judicial district where the conservator was appointed.

(b) [Upon the completion of a conservatorship, the appointing court, with the prior written approval of the Board Chairman, shall have the power to award compensation or to increase compensation previously agreed to upon application of the conservator and upon demonstration by the conservator that the nature of the conservatorship was extraordinary and that failure to award or increase

previously agreed compensation would work a substantial hardship on the conservator. In such event, compensation shall be awarded only to the extent that the efforts of the conservator have exceeded those normally required or reasonably anticipated at the time the original compensation agreement was approved.] (Repealed.)

(c) The necessary expenses (including the fees and expenses of a certified public accountant engaged pursuant to Enforcement Rule 324(c)) and [any] the compensation of [a] the conservator shall, if possible, be [paid] reimbursed by the absent attorney or his or her estate. [If not so paid, then upon certification by the president judge of the appointing court and approval by the Board Chairman, the] Any expenses and [any] compensation of the conservator that are not reimbursed to the Board shall be [paid] treated as a cost of disciplinary administration and enforcement. [See Enforcement Rule 219(a) (relating to periodic assessment of attorneys).] Payment of any costs incurred by the Board pursuant to this rule that have not been reimbursed to the Board may be made a condition of reinstatement of a formerly admitted attorney or may be ordered in a disciplinary proceeding brought against the absent attorney.

[Pa.B. Doc. No. 00-335. Filed for public inspection February 25, 2000, 9:00 a.m.]

**PART V. PROFESSIONAL ETHICS AND CONDUCT
[204 PA. CODE CH. 83]**

Amendments to the Pennsylvania Rules of Disciplinary Enforcement Relating to Reinstatement of Suspended Attorneys; Notice of Proposed Rulemaking

Notice is hereby given that The Disciplinary Board of the Supreme Court of Pennsylvania is considering recommending to the Pennsylvania Supreme Court that it amend the Pennsylvania Rules of Disciplinary Enforcement as set forth in Annex A to clarify the circumstances under which a suspended attorney may be reinstated to active status without the filing of a petition for reinstatement.

Under Pa.R.D.E. 218(f), a formerly admitted attorney who has been suspended for a term not exceeding one year is generally able to seek readmission without going through the full process of petitioning for reinstatement. A formerly admitted attorney who has been on inactive status for three years or less may also be reinstated without filing a petition for reinstatement pursuant to Pa.R.D.E. 218(g). The current rules are unclear, however, as to whether a formerly admitted attorney may avoid filing a petition for reinstatement if the formerly admitted attorney was on inactive status before being suspended or if the formerly admitted attorney does not immediately seek reinstatement after the period of suspension is over. The Board is considering recommending that Pa.R.D.E. 218(f) be amended to make clear that the general policy that a person who has been on inactive status for more than three years must petition for reinstatement also applies in the two situations described above.

Interested persons are invited to submit written comments regarding the proposed amendments to the Office of the Secretary, The Disciplinary Board of the Supreme Court of Pennsylvania, First Floor, Two Lemoyne Drive, Lemoyne, PA 17043, on or before April 14, 2000.

By The Disciplinary Board of the Supreme Court of Pennsylvania

ELAINE M. BIXLER,
Secretary

Annex A

TITLE 204. JUDICIAL SYSTEM GENERAL PROVISIONS

PART V. PROFESSIONAL ETHICS AND CONDUCT

Subpart B. DISCIPLINARY ENFORCEMENT

CHAPTER 83. PENNSYLVANIA RULES OF DISCIPLINARY ENFORCEMENT

Subchapter B. MISCONDUCT

Rule 218. Reinstatement.

* * * * *

(f)(1) Upon the expiration of any term of suspension not exceeding one year and upon the filing thereafter by the [**suspended**] **formerly admitted** attorney with the Board of a verified statement showing compliance with all the terms and conditions of the order of suspension and of Enforcement Rule 217 (relating to formerly admitted attorneys), the Board shall certify such fact to the Supreme Court, which shall immediately enter an order reinstating the formerly admitted attorney to active status, unless such person is subject to another outstanding order of suspension or disbarment.

(2) [**If**] **Paragraph (1) of this subdivision shall not be applicable and a formerly admitted attorney shall be subject instead to the other provisions of this rule requiring the filing of a petition for reinstatement, if:**

(i) other formal disciplinary proceedings are then pending or have been authorized against the formerly admitted attorney;

(ii) the formerly admitted attorney has been on inactive status for more than three years; or

(iii) the order of suspension has been in effect for more than three years [**Paragraph (1) of this subdivision shall not be applicable and such person shall file a petition for reinstatement**].

* * * * *

[Pa.B. Doc. No. 00-336. Filed for public inspection February 25, 2000, 9:00 a.m.]

PART V. PROFESSIONAL ETHICS AND CONDUCT
[204 PA. CODE CHS. 85 AND 89]

Amendments to the Rules of Organization And Procedure of the Board Relating to Verification of Pleadings by Respondent-Attorneys; Notice of Proposed Rulemaking

Notice is hereby given that The Disciplinary Board of the Supreme Court of Pennsylvania is considering amend-

ing its Rules of Organization and Procedure as set forth in Annex A to require that pleadings and other documents filed in a disciplinary proceeding be verified by the respondent-attorney.

Under the current rules of the Board, every pleading or other document filed in a formal proceeding must be signed either by the respondent-attorney or by his or her counsel, and all statements of fact in those documents are made subject to the penalties set forth in 18 Pa.C.S. § 4904. See 204 Pa. Code § 89.6. There is no requirement, however, that the respondent-attorney must sign documents that include averments or denials of facts, and thus factual averments or denials may be made in documents that are signed solely by counsel for the respondent-attorney. This raises the possibility that a respondent-attorney may fail to inform his or her counsel of the correct facts or fail to correct factual statements in a document since there is no effective way under the current rules for the Board to hold the respondent-attorney responsible for the inaccuracies.

The Board believes that the interests of the disciplinary system may be furthered by requiring a respondent-attorney to sign a verified statement that must accompany any document in which there are factual averments or denials. In the event that the evidence later discloses an inaccuracy in the document, the verified statement will be an independent basis for discipline. The Board is accordingly proposing to add a new § 85.13 to its Rules of Organization and Procedure which is patterned after Pa.R.Civ.P. 1024.

New § 85.13 would not be limited just to formal proceedings and would apply before a formal proceeding has been instituted. This means, for example, that factual averments or denials made in a response to a Form DB-7 letter from Disciplinary Counsel to a respondent-attorney would be subject to the new rule.

Interested persons are invited to submit written comments regarding the proposed amendments to the Office of the Secretary, The Disciplinary Board of the Supreme Court of Pennsylvania, First Floor, Two Lemoyne Drive, Lemoyne, PA 17043, on or before April 14, 2000.

By The Disciplinary Board of the Supreme Court of Pennsylvania

ELAINE M. BIXLER,
Secretary

Annex A

TITLE 204. JUDICIAL SYSTEM GENERAL PROVISIONS

PART V. PROFESSIONAL ETHICS AND CONDUCT

Subpart C. DISCIPLINARY BOARD OF THE SUPREME COURT OF PENNSYLVANIA

CHAPTER 85. GENERAL PROVISIONS

§ 85.13. Verification by respondent-attorneys.

Every pleading or other document filed by or on behalf of a respondent-attorney in any proceeding under these rules that contains an averment of fact not appearing of record or a denial of fact shall include or be accompanied by a verified statement

signed by the respondent-attorney that the averment or denial is true based upon the respondent-attorney's personal knowledge or information and belief. The respondent-attorney need not aver the source of his information or expectation of ability to prove the averment or denial. The verified statement may be based upon personal knowledge as to a part and upon information and belief as to the remainder.

CHAPTER 89. FORMAL PROCEEDINGS**§ 89.6. Execution.**

* * * * *

(d) Cross reference. See § 85.13 (relating to verification by respondent-attorneys).

[Pa.B. Doc. No. 00-337. Filed for public inspection February 25, 2000, 9:00 a.m.]

RULES AND REGULATIONS

Title 37—LAW

DEPARTMENT OF CORRECTIONS

[37 PA. CODE CH. 95]

[Correction]

County Correctional Institutions

An error occurred in the document adopting regulations at 30 Pa.B. 866, 869 (February 19, 2000). Section 95.288 (relating to clothing) was printed incorrectly.

The correct version of § 95.288 appears in Annex A.

Annex A

TITLE 37. LAW

Subpart B. DEPARTMENT OF CORRECTIONS

CHAPTER 95. COUNTY CORRECTIONAL INSTITUTIONS

Subchapter B. ADMINISTRATIVE STANDARDS, REGULATIONS AND FACILITIES

COUNTY PRISONS

§ 95.228. Clothing.

The following are the minimum requirements applicable to clothing:

- (1) Written local policy shall provide for each inmate to receive suitable clean clothing including adequate footwear and underwear.
- (2) Written local policy shall stipulate whether inmates may possess personal clothing.
- (3) Written local policy shall determine whether a prison elects to store personal clothing. Personal clothing, if stored, shall be stored in a sanitary manner.

[Pa.B. Doc. No. 00-284-. Filed for public inspection February 18, 2000, 9:00 a.m.]

Title 52—PUBLIC UTILITIES

PENNSYLVANIA PUBLIC UTILITY COMMISSION

[52 PA CODE CH. 57]

[L-980136]

Annual Resource Report Filing Requirements

The Pennsylvania Public Utility Commission (Commission) on December 2, 1999, adopted a final rulemaking to amend annual resource report filing requirements appropriate within a competitive generation market. The contact persons are Carl Hisiro, Law Bureau, (717) 783-2812 and Blaine Loper, Bureau of CEEP, (717) 787-3810.

Executive Summary

Section 524(a) of the Public Utility Code (code), 66 Pa.C.S. § 524(a), requires electric utilities to submit to the Commission information concerning plans and projections for meeting future customer demand. The Commission's regulations under § 57.141(a), promulgated under section 524(c) of the code, require each jurisdictional electric utility to submit, on or before May 1 of each year,

an Annual Resource Planning Report (ARPR) which contains information required under section 524(a).

In view of the enactment of the *Electricity Generation Customer Choice and Competition Act* (act), 66 Pa.C.S. §§ 2801—2812, the Commission is amending its existing reporting requirements which are appropriate within a competitive generation market. On September 3, 1998, the Commission issued an advance notice of proposed rulemaking to solicit comments from electric utilities, electric generation suppliers, power marketers and other interested parties. The notice was published at 28 Pa.B. 4724 (September 19, 1998) with a 30-day comment period. On January 14, 1999, the Commission adopted a proposed rulemaking order which was published at 29 Pa.B. 2025 (April 17, 1999) with a 60-day comment period.

This amendment reduces the reporting horizon for energy demand, connected peak load and number of customers from 20 to 5 years and, in a number of areas, revise the types of information that will be required. Information regarding capital investments, energy costs, expansions of existing facilities and siting of new generating facilities will no longer be required. This amendment reflects the changes brought upon by competition in the electric generation segment of the industry.

Regulatory Review

Under section (a) of the Regulatory Review Act (71 P.S. § 745.5(a)), on March 30, 1999, the Commission submitted a copy of the final-form rulemaking, which was published as proposed at 29 Pa.B. 2025 (April 17, 1999) to the Independent Regulatory Review Commission (IRRC) and the Chairpersons of the House Committee on Consumer Affairs and the Senate Committee on Consumer Protection and Professional Licensure for review and comment. In compliance with section 5(b.1), the Commission also provided IRRC and the Committees with copies of all comments received, as well as other documentation.

In preparing these final-form regulations, the Commission has considered all comments received from IRRC, the Committees and the public.

These final-form regulations were deemed approved by the House Committee on Consumer Affairs and were deemed approved by the Senate Committee on Consumer Protection and Professional Licensure, and was approved by IRRC on January 20, 2000, in accordance with section 5(c) of the Regulatory Review Act.

Commissioners Present: John M. Quain, Chairperson; Robert K. Bloom, Vice Chairperson; Nora Mead Brownell; Aaron Wilson, Jr.; Terrance J. Fitzpatrick, Abstaining

Public Meeting held
December 2, 1999

Final Rulemaking Order

By the Commission:

On January 14, 1999, the Commission adopted an order proposing to amend its regulations relating to resource planning filing requirements imposed upon electric utilities.¹ The Commission proposed these amendments in response to the recent deregulation of the electric generation segment of the industry.²

¹ 29 Pa.B. 2025 (April 17, 1999).

² *Electricity Generation Customer Choice and Competition Act*, 66 Pa.C.S. §§ 2801—2812.

Comments were received from the Pennsylvania Electric Association (PEA), the Office of Consumer Advocate (OCA) and IRRC. This final order discusses the comments received and sets forth, in Annex A, final amendments to the Commission's regulations regarding electric utility resource planning.

General Comments

The commentators generally support the changes proposed by the Commission in view of the fact that electric generation has been deregulated and is now subject to a competitive market.

The OCA submits that the proposed amendments focus on obtaining the information and data necessary for the Commission to perform its oversight responsibility, under Chapter 28 of the code, of ensuring reliability of the generation, transmission and distribution system. The OCA also believes that the proposed amendments will improve the information which the Commission receives in performing its oversight responsibility.

The PEA states that the proposed rulemaking correctly focuses on obtaining information from electric distribution companies (EDCs) regarding the amount of load transported over their transmission and distribution systems. PEA believes that this data will assist the Commission in evaluating the reliability of the transmission and distribution system, and will provide important baseline data (in combination with electricity supply data obtained at the power pool level) from which the Commission can evaluate the adequacy of supply of electricity in the EDC's region.

Both the OCA and PEA agree that system cost data is unnecessary in a fully competitive generation market.

Specific comments regarding recommended revisions to the proposed amendments are discussed as follows.

§ 57.141. General.

Section 57.141(a) replaces the term "public utility" with "electric distribution company" (as defined in 66 Pa.C.S. § 2803) as the entity responsible for reporting this information. The OCA and IRRC aver that, since a number of electric generation suppliers (EGSs) may eventually become providers of last resort (PLRs), all PLRs that are not EDCs should be required to provide similar information to the Commission. The OCA recommends that, if the information requested under these regulations proves to be inadequate for the Commission to properly monitor reliability, the Commission consider additional reporting requirements for EGSs either through these regulations or through its licensing regulations under § 54.39 (relating to reporting requirements).

As explained in more detail elsewhere in this order, we have chosen to monitor electric service adequacy on a control area basis. This should adequately provide for monitoring of the bulk power supply system without requiring EGSs, as PLRs, to be included in these regulations. Whether an EGS is providing power directly to consumers as an alternate supplier or as a PLR, it still must abide by the rules and requirements set forth by the appropriate regional reliability entity and provide reliable electric service.³ If deemed to be necessary, we may subsequently require all EGSs to provide information relating to their provision of electric service to retail customers either under the Commission's licensing regulations in § 54.39 or under the regulations being considered herein.

³ 52 Pa. Code § 57.196.

Subsection (b) defines the term "current year" as "the year in which the filing is being made." IRRC submits that the term is unclear and should be revised to read "the calendar year preceding the year in which the filing is being made." We disagree. As currently used, this term refers to data projected for the present year. For filings submitted on May 1, 2000, the current year would be 2000 and 1999 would be referred to as the "past year." Furthermore, the Commission's regulations have contained this definition for a number of years and all of the responding EDCs fully understand what is meant by it. Nevertheless, to avoid a misinterpretation of this term by any entity, we will remove the definition of "current year" and delete reference thereof in subsequent sections. In this way, it should be understood that a 5-year forecast will include the year in which the report is filed with the Commission.

§ 57.142. Forecast of energy demand, peak load and number of customers.

IRRC suggests that we include a definition for "summer" and "winter" seasons as defined in § 57.146 (relating to system cost data) which had been proposed to be deleted.

To improve the clarity of our regulations, we will add this definition to § 57.142.

As explained further, we shall also add a requirement under § 57.142 to provide for forecasts of energy demand and peak load on both a control area and a regional reliability council basis.

§ 57.143. Existing and planned generating capability.

The OCA supports the addition of the proposed informational requirements calling for a synopsis of major occurrences where EGSs have been unable to supply scheduled loads within the EDC's service territory. The OCA, however, recommends the incorporation of some requirements, proposed to be deleted under § 57.151 (relating to new generating facilities and expansions of existing facilities), such as information on planned generation plants, an identification of generating units that are expected to retire, and environmental considerations of planned facilities, any of which could have an ultimate effect on the reliability of the electric system.

IRRC requests that this section clarify that the term "other pertinent information" is related to major occurrences as referred to in § 57.143(b) (as proposed). IRRC also requests that the Commission explain how the proposed amendments will provide complete information on available generating facilities without considering units which will be removed from active service.

PEA, on the other hand, asserts that the Commission should not require EDCs to submit information regarding sources of supply concerning their obligation as the PLR, since this information will not enable the Commission to determine supply reliability. PEA submits that, in order for the Commission to determine adequacy of supply, it must obtain information from regional entities, such as the Pennsylvania-New Jersey-Maryland Interconnection, L.L.C. (PJM), the North American Electric Reliability Council (NERC), and the Mid-Atlantic Area Council (MAAC), which have access to information regarding the full range of generating resources, including wholesale generators. Similarly, PEA suggests that the Commission not require EDCs to submit information on scheduled imports and exports.

The PEA also asserts that it is inappropriate to require EDCs to report on occurrences where EGSs are unable to

supply scheduled loads within the EDC's service territory. The PEA argues that, if the Commission believes it must collect such information regarding an EGS's failure to provide electricity, it should require the EGS to provide this information, not the EDCs.

It is this Commission's responsibility to ensure the maintenance of adequate and reliable electric service to all retail customers, regardless of their choice of supplier.⁴ Requesting information on a piecemeal basis (that is, EDCs, EGSs and PLRs), however, will not provide sufficient information to assist the Commission in assessing the reliability of the electric system. As we stated in our proposed rulemaking order, the Commission must rely on such entities as MAAC and the East Central Area Reliability Council (ECAR) to provide regional assessments of the adequacy of generation resources to meet regional needs. In view of the regional aspect of electric generation and transmission, we believe that electric service reliability must be assessed from a regional perspective.

Although we had proposed the collection of information on the activities of EDCs acting as PLRs, this information will only provide a portion of the reliability picture. One obvious problem with this method of data collection is that some EDCs, such as Metropolitan Edison Company, Pennsylvania Electric Company and Duquesne Light Company, are in the process of selling their generating facilities to nonregulated entities. Generation from these facilities may be sold either to retail customers, the EDCs, PJM or entities in other states. Likewise, generating facilities owned by an EDC's affiliate may be used to serve entities other than its own retail customers. In other words, the EDCs will not be able to determine what resources will be committed to local retail loads. The EDCs will be able to provide actual and forecast data on connected load, but not on the resources expected to meet the customer load.

Until those generating assets are transferred or sold to other entities, however, the cost of those assets are being recovered by the EDC through a competitive transition charge, as defined under 66 Pa.C.S. § 2803. Thus, we find it appropriate for the EDC to continue to provide a description of existing generating facilities which are owned in whole or in part by the EDC.

Electric power generation and transmission are controlled on a regional basis. Regional reliability councils are responsible for maintaining system adequacy and security. The PJM,⁵ as a control area, coordinates the generation and transmission of electricity for a multistate area and orchestrates the implementation of emergency procedures necessary to maintain system integrity. Those Pennsylvania EDCs which are not members of PJM also coordinate operations on a control area basis within the ECAR region. Pennsylvania ECAR members consist of Duquesne Light Company (Duquesne), Pennsylvania Power Company (Penn Power) and Allegheny Power (AP). Duquesne, Penn Power's parent company, FirstEnergy, and AP's parent company, Allegheny Energy, Inc., are control areas operating within the ECAR region and are subject to ECAR reliability standards and protocols.

Annually, the electric utilities and nonutility power producers provide information concerning capacity resource plans to their respective regional reliability councils, which aggregate the data for submission to NERC by April of each year. The aggregated data is then forwarded to the United States Energy Information Administration.

The aggregated information includes: projected energy and peak demands, projected generating capacity by fuel type, existing generating capacity, planned generating capacity, projected capacity purchases and sales and proposed bulk power transmission line additions. Some information on planned capacity changes, however, may not be available.⁶

It is apparent that we must assess reliability of integrated electric power systems in a manner which reflects the mode of real-time operation inherent in the design of the bulk power supply grid. With deregulation of the generation segment of the market, we must focus on regional aspects of the electric utility system consistent with the operation thereof. Thus, we shall require the EDCs to provide aggregate data on existing and planned generating capability on both a control area and a regional reliability council basis. This will provide sufficient information for the Commission's assessment of system reliability.

In response to IRRC's and OCA's concern about information on generating facility retirements, we will require the EDC's data to include any known changes to its own generating capability, including planned retirements. We will also require similar data for the EDC's control area and the area covered by the appropriate regional reliability council.

With regard to the reporting of major occurrences where an EGS failed to supply scheduled retail loads, we expect the EDC to provide such information, whether it must first obtain the information from its control area operator or elsewhere. It is noted that 66 Pa.C.S. § 2807(e)(3) states that, when a customer contracts for electric energy and it is not delivered, the EDC must acquire electric energy to serve the customer, unless the Commission has approved an alternative PLR. This information will assist the Commission in monitoring the provision of service of an EGS in accordance with § 57.196 (relating to generation reliability) and related impacts on the EDC. We also accept IRRC's request to relate the phrase "other pertinent information" to major occurrences.

We reject the OCA's recommendation to add reporting requirements under § 57.143 which we proposed to delete under § 57.151. As we stated in our proposed rulemaking order, the information required under § 57.151 relates to the siting of generating facilities, which is beyond the scope of the Commission's regulatory authority.

§ 57.145. Cogeneration and independent power production.

IRRC recommends that we include a cross-reference to the definition of the term "independent power producer" as set forth under § 57.31.

In the final rulemaking, we have added this reference.

§ 57.146. System cost data.

The OCA submits that some cost information will be needed until the Commission is satisfied that the competitive generation market is providing a visible price signal.

We disagree. Cost data required under this section was related to the cost of energy generated by an electric

⁶ The U.S. Office of Budget and Management ruled on December 29, 1998 (Fm 63 FR 64680), that "[a]ll information about proposed changes to existing generators, planned retirement dates for existing generators, all information about proposed new plants and/or generators are to be held as confidential. Data from individually identifiable plants may not be disclosed until the units or plants are designated as 'in commercial service.' Planning data regarding retirement of plants/equipment may not be disclosed until the units is 'out of commercial service.' "

⁴ 66 Pa.C.S. § 2804(1).

⁵ PJM is geographically synonymous with MAAC.

utility and used to determine its avoided cost for calculation of capacity credits under § 57.34(c) (relating to purchases of capacity and energy) to be paid to a cogeneration facility or small power production facility which meets the criteria contained in 18 CFR Part 292. On June 22, 1995, the Commission adopted an order approving final-form regulations which established mandatory all-source competitive bidding programs for the purchase of capacity and associated energy, thus replacing the former process of administratively determining capacity and energy payments to qualifying facilities.⁷ Furthermore, since electric generation has been deregulated, we will not continue the collection of system cost data.

§ 57.147. Scheduled imports and exports.

As stated earlier, the PEA submits that the Commission should not require EDCs to submit information on scheduled imports and exports. Although EDCs are able to provide this information, the data will not assist the Commission in determining the adequacy of supply, according to the PEA.

Although information on imports and exports may not provide enough additional information with which to ensure overall electric service reliability, we shall continue to require the submission of this information. The competitive retail marketplace is relatively new to this Commonwealth and this information will be helpful in assessing the impact of competition on power transactions. We shall also require purchases and sales of generating capacity on a control area basis.

§ 57.152. Formats.

IRRC and the PEA assert that the Commission should develop or revise, as necessary, reporting formats which are consistent with the new reporting requirements, and officially approve such formats.

We shall accept this suggestion. We have revised § 57.152 to include a listing of forms for reporting information.

Conclusion

Thus, we find the revisions to our existing regulations, §§ 57.141—57.154, to be necessary and appropriate to reflect the changes taking place in the electric service industry and to ensure the reliability of electric service in this Commonwealth. Accordingly, under sections 501, 524, 1501, 1504 and 2809 of the code, 66 Pa.C.S. §§ 501, 524, 1501, 1504 and 2809, and the Commonwealth Documents Law (45 P. S. § 1202 et seq.) and the regulations promulgated thereunder in 1 Pa. Code §§ 7.1—7.4, we amend Chapter 57 by revising filing requirements for the annual resource planning report; *Therefore,*

It Is Ordered That:

1. The regulations of the Commission, 52 Pa. Code Chapter 57, are amended by amending §§ 57.144, 57.148, 57.149 and 57.154 and by deleting §§ 57.146, 57.150, 57.151 and 57.153 to read as set forth at 29 Pa.B. 2025; and by amending §§ 57.141—57.143, 57.145, 57.147 and 57.152 to read as set forth in Annex A.

2. The Secretary shall certify this order and Annex A and deposit them with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

3. The Secretary shall submit this order and Annex A to the Office of Attorney General for approval as to legality.

4. The Secretary shall submit this order and Annex A to the Governor's Budget Office for review of fiscal impact.

5. The Secretary shall submit this order and Annex A for review by the designated standing committees of both houses of the General Assembly, and for review and approval by IRRC.

6. A copy of this order and Annex A shall be served upon the OCA, the Office of Small Business Advocate, all jurisdictional electric distribution companies and all parties of record.

7. This regulation shall become effective upon publication in the *Pennsylvania Bulletin*.

JAMES J. MCNULTY,
Secretary

(Editor's Note: For the text of the order of the Independent Regulatory Review Commission relating to this document, see 30 Pa.B. 736 (February 5, 2000).)

Fiscal Note: Fiscal Note 57-203 remains valid for the final adoption of the subject regulations.

Annex A

TITLE 52. PUBLIC UTILITIES

PART I. PUBLIC UTILITY COMMISSION

Subpart C. FIXED SERVICE UTILITIES

CHAPTER 57. ELECTRIC SERVICE

Subchapter L. ANNUAL RESOURCE PLANNING REPORT

§ 57.141. General.

(a) An electric distribution company (EDC), as defined in 66 Pa.C.S. § 2803 (relating to definitions), shall submit to the Commission the Annual Resource Planning Report (ARPR) that contains the information prescribed in this subchapter. An original and three copies of the report shall be submitted on or before May 1, 2000 and May 1 of each succeeding year. One copy of the report shall also be submitted to the Office of Consumer Advocate (OCA) and the Office of Small Business Advocate (OSBA). The name and telephone number of all persons having knowledge of the matters, and to whom inquiries should be addressed, shall be included.

(b) As a condition to receiving a copy of the ARPR, the OCA and OSBA shall be obligated to honor and treat as confidential those portions of the report designated by the utility as proprietary.

(1) If the Commission, OCA, OSBA or any person challenges the proprietary claim as frivolous or not otherwise justified, the Secretary's Bureau will issue, upon written request, a Secretarial letter directing the ECC to file a petition for protective order under § 5.423 (relating to orders to limit availability of proprietary information) with 14 days.

(2) Absent the timely filing of such a petition, the proprietary information within 14 days deemed to have been waived. The proprietary claim will be honored during the Commission's consideration of the petition for protective order.

§ 57.142. Forecast of energy demand, peak load and number of customers.

(a) The Annual Resource Planning Report (ARPR) shall include a forecast of energy demand in megawatt-hours per calendar year.

(1) The data shall include actual data for the past year and estimated data for the ensuing 5 years.

⁷ I-860025; 25 Pa.B. 6085.

(2) The data shall be displayed by the following component parts:

- (i) Residential, commercial and industrial sectors.
- (ii) Other demand, including public street and highway lighting, other sales to public authorities and sales to railroads and railways.
- (iii) Sales for resale.
- (iv) Total consumption, as the sum of (i), (ii) and (iii).
- (v) System losses and company use.
- (vi) Net energy for load, as (iv) minus (v).

(b) The ARPR shall include a forecast of connected peak load.

(1) The data shall include actual data for the past year and estimated data for the ensuing 5 years.

(2) The data shall be displayed by the following component parts:

- (i) Peak loads for both summer and winter seasons, the latter being the winter following the summer of the past year.
- (ii) The date and time of the summer and winter peak loads.
- (iii) Annual peak load.
- (iv) Annual load factor.

(3) The summer season is June through September and the winter season is December through March.

(c) The ARPR shall include a forecast of the number of connected customers.

(1) The data shall include actual data for the past year and estimated data for the ensuing 5 years.

(2) The data shall be displayed by the following component parts:

- (i) Residential, commercial and industrial sectors.
- (ii) Other, including public street and highway lighting, other sales to public authorities and sales to railroads and railways.
- (iii) Total number of customers.

(d) The ARPR shall include an aggregate forecast of energy demand and peak load for the EDC's control area and appropriate regional reliability council, as defined under § 57.192 (relating to definitions). The data shall include actual data for the past year and estimated data for the ensuing 5 years.

§ 57.143. Existing and planned generating capability.

(a) The Annual Resource Planning Report (ARPR) shall include a description of existing generating capability, the cost of which is being recovered by the EDC in a competitive transition charge, as defined under 66 Pa.C.S. § 2803 (relating to definitions), and planned generating capability installations, changes and removals.

(1) The data shall include station name and unit number, location, date installed or to be installed, unit type, primary fuel type and fuel transportation method, summer and winter net capability in megawatts, changes in capability occurring during the past year and percent ownership share.

(2) The data shall include those facilities which are owned in whole or in part by the reporting EDC. A jointly

owned unit shall be designated as such and the EDC's share of the unit shall be indicated.

(3) The data shall include actual data for the past year and estimated data for the ensuing 5 years.

(b) The ARPR shall include a description of existing generating capability and planned generating capability installations, changes and removals for the EDC's control area and appropriate regional reliability council, as defined under § 57.192 (relating to definitions).

(1) The data shall include actual data for the past year and estimated data for the ensuing 5 years.

(2) The data shall include station name and unit number, location, date installed or to be installed, unit type, primary fuel type and fuel transportation method and summer and winter net capability in megawatts.

(c) The ARPR shall include a synopsis of major occurrences where electric generation suppliers were unable to supply scheduled loads within the EDC's service territory during the previous year. The synopsis shall include the electric generation supplier's name, the amount of energy and capacity involved in megawatt-hours and megawatts, respectively, the period of time involved and other pertinent information relating to the major occurrences.

§ 57.145. Qualifying facility and independent power producer.

The Annual Resource Planning Report (ARPR) shall include a description of each existing and planned qualifying facility and independent power producer, as defined under § 57.31 (relating to definitions), from which the EDC will purchase energy or capacity, or both. Projects shall be grouped by status and subtotals shall be provided.

(1) The data shall include the amount of energy in kilowatt-hours from each facility during the past calendar year, or the expected amount of energy to be purchased from the facility, and the contract capacity in kilowatts, if applicable.

(2) Facilities with an individual annual output of less than 20,000 kilowatt-hours or capacity less than 5 kilowatts may be consolidated by customer class and energy source—for example: residential/wind.

(3) If an entity has requested anonymity, the EDC does not have to name it, but shall only provide the facility's characteristics.

§ 57.147. Scheduled imports and exports.

The Annual Resource Planning Report (ARPR) shall include a forecast of scheduled imports and exports in megawatts for the EDC, the EDC's control area and appropriate regional reliability council, as defined under § 57.192.

(1) Actual data for the past year and estimated data for the ensuing 5 years shall be provided.

(2) The data shall be provided for both summer and winter seasons, the latter being the winter following the summer of the past year.

(3) A breakdown of scheduled imports and exports shall be provided including the name and type of each participating entity.

§ 57.152. Formats.

In preparing the Annual Resource Planning Report required by this subchapter, each EDC shall use the current forms and schedules specified by the Commission, which shall include the following:

- (1) ARPR 1—Historical and Forecast Energy Demand.
- (2) ARPR 2—Historical and Forecast Connected Peak Load.
- (3) ARPR 3—Historical and Forecast Number of Connected Customers.
- (4) ARPR 4—Historical and Forecast Peak Load and Energy.
- (5) ARPR 5—Existing Generating Capability.
- (6) ARPR 6—Future Generating Capability Installations, Changes and Removals.
- (7) ARPR 7—Projected Capacity and Demand.
- (8) ARPR 8—Qualifying Facility and Independent Power Production Facilities.
- (9) ARPR 9—Scheduled Imports and Exports.
- (10) ARPR 10—Summary of Demands, Resources and Energy for the Previous Year.
- (11) ARPR 11—Transmission Line Projection.
- (12) ARPR 12—Conservation and Loan Management Program Description.

[Pa.B. Doc. No. 00-338. Filed for public inspection February 25, 2000, 9:00 a.m.]

PROPOSED RULEMAKING

DEPARTMENT OF ENVIRONMENTAL PROTECTION

[25 PA. CODE CHS. 123 AND 145]

Interstate Ozone Transport Reduction; Advance Notice of Final Rulemaking

The Department of Environmental Protection (Department) is reopening the comment period on changes it recommends be made to the draft final regulatory revisions establishing the Interstate Ozone Transport Reduction Program. A notice of availability of these draft changes and an opportunity to comment were published at 30 Pa.B. 399 (January 22, 2000).

The draft final regulation establishes a program to limit the emission of nitrogen oxides (NO_x) from fossil fired combustion units with rated heat input capacity of greater than 250 MMBtu per hour and electric generating facilities of greater than 25 megawatts. This program, which is scheduled to begin in 2003, would replace the existing NO_x allowance requirements contained in Chapter 123 and would be applicable to facilities located in this Commonwealth and each State that significantly contributes to ozone nonattainment in this Commonwealth.

A. Summary of Advance Notice of Final Rulemaking Changes

The draft final regulations do not include the proposed "Subchapter B. Emissions of NO_x From Stationary Reciprocating Internal Combustion Engines" or "Subchapter C. Emissions of NO_x From Cement Manufacturing Provisions" contained in the proposed rulemaking (§§ 145.101—145.144). The Department is not planning to finalize these chapters at this time. Only the NO_x Budget Trading Program contained in Chapter 145, Subchapter A is being published for additional comment herewith (§§ 145.1—145.100).

A number of significant changes have been made to the NO_x Budget Trading Program. The significant changes are described in the following. A number of other technical amendments have also been made to the proposed rule.

One of the most significant changes to the proposed rule is the addition of § 145.100 (relating to applicability to upwind States). The Department made this change in response to comments. This section makes the NO_x Budget Trading Program applicable to facilities located in states that significantly contribute to ozone nonattainment in the Commonwealth. The only way for the Commonwealth to achieve the 1-hour NAAQS for ozone is to require those polluting the air in the Commonwealth to participate in the NO_x Budget Trading Program regardless of whether the source is located in the Commonwealth or another state. Consequently, NO_x Budget Units located in the states of Ohio, West Virginia, Virginia, Maryland, Delaware, New Jersey, New York, North Carolina and Washington, D.C. are included within the regulatory program established by the Department. Compliance by facility owners and operators with the remedy established by EPA under section 126 of the Clean Air Act is an alternative with compliance to the Department's pro-

gram. Facilities located in each of the states listed in the Department's draft final regulation are subject to emission limitations established by EPA under section 126 of the Clean Air Act. Full implementation of an approved SIP to reduce interstate transport is also an alternative to compliance with the requirements of the Department's regulations. Because this provision of the draft final regulations raises a number of complicated legal and policy issues, the Department has prepared a more in depth evaluation of those issues in a document entitled "Interstate Pollution Transport Reductions Assuring All States Do Their Fair Share." A copy of that document is available upon request from J. Wick Havens.

The draft final regulations has been modified to be consistent with the emission limitations established by the EPA in response to Petitions submitted by this Commonwealth and three other states under section 126 of the Clean Air Act. This includes modifications to the applicability provisions of § 145.4, the State trading program budget established under § 145.40, the timing requirements in § 145.41, the NO_x allowance allocations in § 145.42 and the provisions related to the compliance supplement pool in § 145.43.

The Department has eliminated references to permitting requirements in the draft final regulations. The draft final regulations continues to describe the process that the Department will use to establish State NO_x budgets and allocate those budgets to individual facilities. The Department will publish notice of the state budgets and NO_x allocations in the *Pennsylvania Bulletin* under §§ 145.40(d) and 145.42(i).

B. Public Hearings

The Department will hold three public hearings for the purpose of accepting comments on the draft final revisions. The hearings will be held at 1 p.m. as follows:

- | | |
|----------------|---|
| March 22, 2000 | Department of Environmental Protection
Southwest Regional Office
Monongahela Room
400 Waterfront Drive
Pittsburgh, PA |
| March 23, 2000 | Department of Environmental Protection
Southeast Regional Office
Main Conference Room
Suite 6010, Lee Park
555 North Lane
Conshohocken, PA |
| March 24, 2000 | Department of Environmental Protection
Southcentral Regional Office
Codorus Room
909 Elmerton Avenue
Harrisburg, PA |

Persons wishing to present testimony at the hearings must contact Connie Cross at the Bureau of Air Quality, P. O. Box 8468, Harrisburg, PA 17105-8468 or by telephone (717) 787-4310 at least 1 week in advance of the hearing to reserve a time to present testimony. Oral testimony will be limited to 10 minutes for each witness and three written copies of the oral testimony are requested to be submitted at the hearing. Each organization is requested to designate one witness to present testimony on its behalf.

Persons with a disability who wish to attend the hearings and require an auxiliary aid, service or other accommodation to participate should contact Connie Cross at (717) 787-4310 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

C. Contact Persons

For further information or to request a copy of the draft final regulation contact J. Wick Havens, Chief, Division of Air Resource Management, Bureau of Air Quality, 12th Floor, Rachel Carson State Office Building, P. O. Box 8468, Harrisburg, PA 17105-8468, (717) 787-4310 or M. Dukes Pepper, Jr., Assistant Director, Bureau of Regulatory Counsel, 9th Floor, Rachel Carson State Office Building, P. O. Box 8464, Harrisburg, PA 17105-8464 (717) 787-7060. Persons with a disability may use the AT&T Relay Service by calling (800) 654-5984 (TDD users) or (800) 654-5988 (voice users). The draft final regulations are available electronically through the Department website (<http://www.dep.state.pa.us>).

D. Submitting Comments

Written comments should be addressed to J. Wick Havens, Chief, Division of Air Resource Management, Bureau of Air Quality, 12th Floor, Rachel Carson State Office Building, P. O. Box 8468, Harrisburg, PA 17105-8468. Comments may also be transmitted electronically to Havens.Wick@dep.state.pa.us. If the sender does not receive an acknowledgment of electronic comments within 2 working days, the comment should be resubmitted to ensure receipt. Comments must be received by March 27, 2000. A subject heading of the proposal and a return name and address must be included in each letter or transmission. Comments will not be accepted by facsimile or voice mail.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 00-339. Filed for public inspection February 25, 2000, 9:00 a.m.]

ENVIRONMENTAL QUALITY BOARD

[25 PA. CODE CHS. 261a, 266b, 268a AND 270a] Universal Waste Rule—Addition of Mercury- Containing Devices

The Environmental Quality Board (Board) proposes to amend Chapters 261a, 266b, 268a and 270a to add mercury-containing devices to the list of hazardous wastes that will be regulated as universal wastes. These amendments are set forth in Annex A.

This proposal was adopted by the Board at its meeting of December 21, 1999.

A. Effective Date

These amendments will go into effect upon publication in the *Pennsylvania Bulletin* as final rulemaking.

B. Contact Persons

For further information contact Rick Shipman, Division of Hazardous Waste, P. O. Box 8471, Rachel Carson State Office Building, Harrisburg, PA 17105-8471, (717) 787-

6239, or Kurt Klappowski, Assistant Counsel, Bureau of Regulatory Counsel, P. O. Box 8464, Rachel Carson State Office Building, Harrisburg, PA 17105-8464, (717) 787-7060. Information regarding submitting comments on this proposal appears in section J of this preamble. Persons with a disability may use the AT&T Relay Service by calling (800) 654-5984 (TDD users) or (800) 654-5988 (voice users). This proposal is available electronically through the Department of Environmental Protection (Department) Web site (<http://www.dep.state.pa.us>).

C. Statutory Authority

The proposed rulemaking is being made under the authority of sections 105, 401—403 and 501 of the Solid Waste Management Act (SWMA) (35 P.S. §§ 6018.105, 6018.401—6018.403 and 6018.501); sections 105, 402 and 501 of The Clean Streams Law (35 P.S. §§ 691.105, 691.402 and 691.501); and section 1920-A of The Administrative Code of 1929 (71 P.S. § 510-20). Under sections 105, 401—403 and 501 of the SWMA, the Board has the power and duty to adopt rules and regulations concerning the storage, treatment, disposal and transportation of hazardous waste that are necessary to protect the public's health, safety and welfare, and the environment of this Commonwealth. Sections 105, 402 and 501 of The Clean Streams Law grant the Board the authority to adopt regulations that are necessary to protect the waters of this Commonwealth from pollution. Section 1920-A of The Administrative Code of 1929 grants the Board the authority to promulgate rules and regulations that are necessary for the proper work of the Department.

D. Background and Purpose

The Universal Waste Rule is a set of environmentally protective, simplified standards for the management of certain hazardous wastes identified as universal wastes. The Universal Waste Rule is intended to encourage the recycling of certain classes of hazardous wastes while ensuring that the environment and the public's health, safety and welfare are adequately protected. Universal wastes share the following common characteristics:

- a. They are frequently generated in a variety of settings including those industrial settings usually associated with hazardous wastes.
- b. They are generated by a vast community, the size of which poses implementation difficulties for both those who are regulated and the regulatory agencies charged with implementing the hazardous waste program.
- c. They may be present in significant volumes in nonhazardous waste management systems.

Currently, Pennsylvania's hazardous waste regulations recognize three classes of hazardous waste that may be managed under the Universal Waste Rule. The recognized classes of hazardous wastes that may be managed as universal wastes are certain batteries, certain pesticides and thermostats. Chapter 266b incorporates 40 CFR Part 273, Subpart G in its entirety. Subpart G includes a petition process which allows any person to petition for other wastes to be managed as universal wastes under Part 273 (relating to standards for universal waste management). In addition, the Board's policy for handling rulemaking petitions is found in Chapter 23. Chapter 23 is referenced in § 260a.20 and governs petitions for rulemaking under the hazardous waste regulations.

On August 22, 1997, Advanced Environmental Recycling Corporation submitted two petitions to the Board. The petitions sought to add mercury-containing devices where the mercury is contained in an ampule and

mercury-containing lamps to the list of hazardous wastes that may be managed in accordance with the Universal Waste Rule standards. The Department published notice of its receipt of the petitions in the *Pennsylvania Bulletin* on October 11, 1997, with a 60-day public comment period. The Board accepted the petitions for study on October 21, 1997. The Solid Waste Advisory Committee (SWAC) reviewed the petitions on November 12, 1997. During the public comment period, there were no comments received with respect to the petition to add mercury-containing lamps. The Board received one comment in support of the petition to include mercury-containing devices.

In response to the petitions, the Department conducted a pilot project to allow mercury-containing lamps to be managed in accordance with the Universal Waste Rule. During this 2-year project, the Department has found no evidence of resulting environmental or health problems. In addition to the pilot project, the Department, with the aid of the Northeast Environmental Enforcement Project, surveyed all other states and the District of Columbia to determine which wastes each state manages as universal wastes. Survey results indicate that 22 states include mercury-containing lamps and five states include mercury-containing devices in their lists of universal wastes. There were no reported increases in hazardous waste management problems as a result of including either of these wastes in their lists of hazardous wastes managed as universal wastes.

Since that time, the Environmental Protection Agency (EPA) has published final rulemaking that will allow universal waste lamps (a category of waste that includes mercury-containing lamps) to be managed as universal waste. The new Federal regulations will become effective on January 6, 2000. Because the Commonwealth incorporates changes to the Federal regulations by reference, hazardous waste lamps will become universal waste in this Commonwealth at that time. The Board feels that continuing with a proposed rulemaking for mercury-containing lamps would only be redundant, confusing and unnecessary, and therefore has not included mercury-containing lamps in this rulemaking proposal.

Based on the results of the survey and continued dialogue with other states, the Board has concluded that allowing operators to manage mercury-containing devices in accordance with the universal waste standards will encourage recycling of these wastes without the potential for increased environmental or public health and safety concern. Accordingly, the proposed rulemaking adds mercury-containing devices to the list of hazardous wastes that may be managed as universal wastes.

This proposed rulemaking was initially reviewed and approved by SWAC on March 11, 1999. The format of the Commonwealth's hazardous waste regulations was changed on May 1, 1999, when the Commonwealth incorporated the majority of the Federal hazardous waste regulations by reference. This change in regulatory format necessitated a change in the format of this proposed rule. The format change and the removal of mercury-containing lamps from the proposal were discussed with SWAC at its meeting of September 9, 1999. SWAC approved the proposed changes at that time.

E. Summary of Regulatory Requirements

§ 261a.8. Requirements for universal waste.

The Board is proposing to add mercury-containing devices to the list of wastes subject to regulation under Chapter 266b (relating to Universal Waste Management).

§ 266b.1. Incorporation by reference and scope.

The Board proposes to amend this section of the regulations to include mercury-containing devices as hazardous wastes that may be managed as universal wastes in this Commonwealth. Presently, only wastes included in the Federal program (mercury thermostats, batteries and certain pesticides) are regulated as universal wastes in this Commonwealth.

§ 266b.2. Applicability—mercury-containing devices.

The Board proposes to add this section to the regulations to clarify that the scope of the universal waste standards contained in Chapter 266b includes mercury-containing devices and that, with the exception of mercury-containing devices listed in subsection (b), all mercury-containing devices may be managed in accordance with the universal waste standards.

§ 266b.3. Definitions.

The Board is proposing to add a definitions section to Chapter 266b to include the term "mercury-containing device." In addition, the Federal definition of "universal waste" is being modified to include mercury-containing devices.

§ 266b.11. Waste management.

The Board is proposing to amend § 266b.11 to include the term "mercury-containing devices." This change broadens the class of hazardous wastes that small quantity handlers of universal waste may manage as universal waste in this Commonwealth.

§ 266b.12. Labeling/marketing.

The Board is proposing to add § 266b.12 to include requirements for small quantity handlers to label and mark containers that hold universal waste mercury-containing devices.

§ 266b.31. Waste management.

The Board is proposing to include the term "mercury-containing devices" in § 266b.31. The proposed provision requires large quantity handlers to store universal waste mercury-containing devices in a manner that minimizes spillage of mercury and helps to ensure immediate containment and clean up of any broken mercury-containing devices. The provision also requires large quantity handlers to place any broken mercury-containing devices in a closed, structurally sound container.

§ 266b.32. Labeling/marketing.

The Board is proposing to add § 266b.32 to the regulations to require large quantity handlers of universal waste to properly mark and label containers that hold mercury-containing devices.

§ 268a.1. Incorporation by reference, purpose, scope and applicability.

The Board is proposing to add subsection (c) to § 268a.1 to allow the management of mercury-containing devices as universal waste under the land disposal restrictions.

§ 270a.1. Incorporation by reference, scope and applicability.

The Board is proposing to add subsection (d) to § 270a.1 to allow mercury-containing devices to be managed as universal waste under Chapter 270a (relating to Hazardous Waste Permit Program).

F. *Benefits, Costs and Compliance*

Executive Order 1996-1 requires a cost/benefit analysis of the proposed amendments.

Benefits

Incorporating mercury-containing devices as universal wastes will prevent pollution by facilitating the recycling or proper disposal of these wastes. Currently, these wastes are frequently illegally disposed. Universal waste management requires the use of environmentally protective streamlined standards for the collection and transportation of these wastes. By making these management standards less complex and less costly to comply with, the recycling or proper disposal of these wastes is facilitated.

It is difficult to place a dollar value on the amount of savings incurred by generators who recycle mercury-containing devices. The volume of these wastes currently generated in this Commonwealth is unknown. Transportation costs associated with the shipment of these wastes to a permitted recycling facility will be reduced by eliminating the need for a licensed hazardous waste transporter. It is estimated that shipment of hazardous waste by a licensed hazardous waste transporter currently costs about 1.3 times the cost of sending a shipment by a common carrier. Costs associated with paperwork would also be reduced. Manifests and the mailing costs associated with the proper distribution of the copies would not be required. A bill of lading would suffice.

More important than the cost savings is the potential decrease in unlawful disposal of mercury-containing devices in the nonhazardous waste stream. Reducing the costs associated with the consolidation and transportation of these wastes will promote the proper recycling of these wastes.

Compliance Costs

Compliance costs associated with universal waste standards are less than the compliance costs associated with full hazardous waste regulation. Shipping costs will be reduced through the use of a common carrier instead of a licensed hazardous waste transporter. Paperwork costs will also be reduced through the use of a bill of lading rather than a hazardous waste manifest. The manifest requires that copies of the manifest be mailed to various entities (generator, regulatory agency, and the like) while a bill of lading does not require this distribution.

Compliance Assistance Plan

As with the original Universal Waste Rule, the Department's compliance assistance efforts will take three forms. The Department will prepare fact sheets specifically addressing mercury-containing devices. The Department will also continue to work with the regulated community to explain how individuals, corporations or associations can establish collection systems for mercury-containing devices. Information concerning universal waste and the latest additions to this category will also be available on the Department's Internet site.

Paperwork Requirements

The addition of mercury-containing devices will reduce paperwork requirements. Destination facilities will have to maintain normal shipping documents that are used to track shipments as part of everyday operations. Manifests, which generally consist of more copies than bills of lading, and which require more extensive distribution, will no longer be required.

G. *Pollution Prevention*

The Federal Pollution Prevention Act of 1990 established a National policy that promotes pollution prevention as the preferred means for achieving State environmental protection goals. Pollution prevention is the reduction or elimination of pollution at its source. The Department encourages pollution prevention through the substitution of environmentally friendly materials, the more efficient use of raw materials, or the incorporation of energy efficient strategies. Pollution prevention provisions are not applicable with these regulations because these regulations will allow these wastes to be managed under a set of streamlined standards that are intended to promote the recycling of these wastes.

H. Sunset Review

These regulations will be reviewed in accordance with the sunset review schedule published by the Department to determine whether the regulations effectively fulfill the goals for which they were intended.

I. Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on February 3, 2000, the Department submitted a copy of the proposed amendments to the Independent Regulatory Review Commission (IRRC) and the Chairpersons of the Senate and House Environmental Resources and Energy Committees. In addition to submitting the proposed amendments, the Department has provided IRRC and the Committees with a copy of a detailed Regulatory Analysis Form prepared by the Department in compliance with Executive Order 1996-1, "Regulatory Review and Promulgation." A copy of this material is available to the public upon request.

Under section 5(g) of the Regulatory Review Act, if IRRC has objections to any portion of the proposed amendments, it will notify the Department within 10 days of the close of the Committees' review period. The notification shall specify the regulatory review criteria that have not been met by that portion of the proposed amendments to which an objection is made. The Regulatory Review Act specifies detailed procedures for review by the General Assembly and the Governor of objections raised by IRRC prior to publication of the final-form amendments by the Department.

J. Public Comments

Written Comments—Interested persons are invited to submit comments, suggestions or objections regarding the proposed rulemaking to the Environmental Quality Board, P. O. Box 8477, Harrisburg, PA 17105-8477 (express mail: Rachel Carson State Office Building, 15th Floor, 400 Market Street, Harrisburg, PA 17105-2301). Comments received by facsimile will not be accepted. Comments, suggestions or objections must be received by April 26, 2000 (within 60 days of publication in the *Pennsylvania Bulletin*). Interested persons may also submit a summary of their comments to the Board. The summary shall not exceed one page in length and must also be received by April 26, 2000 (within 60 days following publication in the *Pennsylvania Bulletin*). The one-page summary will be provided to each member of the Board in the agenda packet distributed prior to the meeting at which the final regulations will be considered.

Electronic Comments—Comments may be submitted electronically to the Board at RegComments@dep.state.pa.us. A subject heading of the proposal must be

included in each transmission. Comments submitted electronically must also be received by the Board by April 26, 2000.

JAMES M. SEIF,
Chairperson

Fiscal Note: 7-347; no fiscal impact; (8) recommends adoption.

Annex A

TITLE 25. ENVIRONMENTAL PROTECTION

PART I. DEPARTMENT OF ENVIRONMENTAL PROTECTION

Subpart D. ENVIRONMENTAL HEALTH AND SAFETY

ARTICLE VII. HAZARDOUS WASTE MANAGEMENT

CHAPTER 261a. IDENTIFICATION AND LISTING OF HAZARDOUS WASTE

Subchapter A. GENERAL

§ 261a.8. Requirements for universal waste.

In addition to the requirements incorporated by reference, mercury-containing devices as defined in § 266b.3 (relating to definitions) are included as wastes subject to regulation under Chapter 266b (relating to universal waste management).

CHAPTER 266b. UNIVERSAL WASTE MANAGEMENT

§ 266b.1. Incorporation by reference and scope.

(a) Except as expressly provided in this chapter, 40 CFR Part 273 (relating to standards for universal waste management) is incorporated by reference.

(b) In addition to the requirements incorporated by reference in 40 CFR 273.1(a) (relating to scope), mercury-containing devices as defined in § 266b.3 (relating to definitions) are included as wastes subject to regulation under this chapter.

(c) In addition to the requirements incorporated by reference in 40 CFR 273.4 (relating to applicability—mercury thermostats), mercury-containing devices as defined in § 266b.3 are included as wastes subject to the standards specified for thermostats in this chapter.

(d) In addition to the requirements incorporated by reference in 40 CFR 273.6 (relating to definitions), mercury-containing devices as defined in § 266b.3 are included as wastes listed in the definition of “universal waste.”

§ 266b.2. Applicability—mercury-containing devices.

(a) In addition to the requirements incorporated by reference in 40 CFR Part 273 (relating to standards for universal waste management), this chapter applies to persons managing mercury-containing devices as defined in § 266b.3 (relating to definitions), except those listed in subsection (b).

(b) This section does not apply to persons managing the following mercury-containing devices:

(1) Mercury-containing devices that are not yet wastes under Chapter 261a. Subsections (c) and (d) describe when mercury-containing devices become wastes.

(2) Mercury-containing devices that are not hazardous waste. A mercury-containing device is a hazardous waste if it exhibits one or more of the characteristics identified in 40 CFR Part 261, Subpart C.

(c) A used mercury-containing device becomes a waste on the date it is discarded or sent for reclamation.

(d) An unused mercury-containing device becomes a waste on the date the handler discards it.

§ 266b.3. Definitions.

In addition to the definitions incorporated by reference in 40 CFR Part 273.6 (relating to definitions), the following words and terms, when used in this chapter, have the following meanings, unless the context clearly indicates otherwise:

Mercury-containing device—A product or component of a product (excluding batteries) which contains elemental mercury that is necessary for operation of the device.

Subchapter B. SMALL QUANTITY HANDLERS OF UNIVERSAL WASTE

§ 266b.11. Waste management for universal waste mercury-containing devices.

In addition to the requirements incorporated by reference in 40 CFR 273.13 (relating to waste management), the following apply:

(1) A small quantity handler of universal waste shall contain any universal waste mercury-containing device that shows evidence of leakage, spillage or damage that could cause leakage under reasonably foreseeable conditions in a container. The container shall be closed, structurally sound, compatible with the contents of the mercury-containing device and lack evidence of leakage, spillage or damage that could cause leakage under reasonably foreseeable conditions.

(2) A small quantity handler of universal waste may remove mercury-containing ampules from universal waste mercury-containing devices if the handler:

(i) Removes the ampules in a manner designed to prevent breakage of the ampules.

(ii) Removes ampules only over or in a containment device (for example, a tray or pan sufficient to collect and contain mercury released from an ampule in case of breakage).

(iii) Ensures that a mercury clean-up system is readily available to immediately transfer mercury resulting from spills or leaks from broken ampules, from the containment device to a container that meets the requirements of 40 CFR 262.34 (relating to accumulation time).

(iv) Immediately transfers mercury resulting from spills or leaks from broken ampules from the containment device to a container that meets the requirements of 40 CFR 262.34.

(v) Ensures that the area in which ampules are removed is well ventilated and monitored to ensure compliance with applicable occupational safety and health administration exposure levels for mercury.

(vi) Ensures that employes removing ampules are thoroughly familiar with proper waste mercury

handling and emergency procedures, including transfer of mercury from containment devices to appropriate containers.

(vii) Stores removed ampules in closed, nonleaking containers that are in good condition.

(viii) Packs removed ampules in the container with packing materials adequate to prevent breakage during storage, handling and transportation.

(3) A small quantity handler of universal waste who removes mercury-containing ampules from mercury-containing devices shall determine whether the following exhibit a characteristic of hazardous waste identified in 40 CFR Part 261, Subpart C (relating to characteristics of hazardous waste):

(i) Mercury or clean-up residues resulting from spills or leaks.

(ii) Other solid waste generated as a result of the removal of mercury-containing ampules (for example, remaining mercury device units).

(4) If the mercury, residue or other solid waste exhibits a characteristic of hazardous waste, it shall be managed in compliance with applicable requirements of Chapters 261a—265a. The handler is considered the generator of the mercury, residues or other waste and is subject to Chapter 262a (relating to standards applicable to generators of hazardous waste).

(5) If the mercury, residue or other solid waste is not hazardous, the handler shall manage the waste in compliance with the applicable municipal or residual waste regulations.

§ 266b.12. Labeling/markings.

In addition to the requirements incorporated by reference in 40 CFR 273.14 (relating to labeling/markings), a small quantity handler of universal waste shall label each mercury-containing device, or a container in which the device is contained, with one of the following phrases: “universal waste mercury-containing device(s),” or “waste mercury-containing device(s)” or “used mercury-containing device(s)”.

Subchapter C. LARGE QUANTITY HANDLERS OF UNIVERSAL WASTE

§ 266b.31. Waste Management for universal waste mercury-containing devices.

In addition to the requirements incorporated by reference in 40 CFR 273.33 (relating to waste management), the following apply:

(1) A large quantity handler of universal waste shall contain any universal waste mercury-containing device that shows evidence of leakage, spillage or damage that could cause leakage under reasonably foreseeable conditions in a container. The container shall be closed, structurally sound, compatible with the contents of the mercury-containing device and lack evidence of leakage, spillage or damage that could cause leakage under reasonably foreseeable conditions.

(2) A large quantity handler of universal waste may remove mercury-containing ampules from universal waste mercury-containing devices if the handler:

(i) Removes the ampules in a manner designed to prevent breakage of the ampules.

(ii) Removes ampules only over or in a containment device (for example, a tray or pan sufficient to collect and contain mercury released from an ampule in case of breakage).

(iii) Ensures that a mercury clean-up system is readily available to immediately transfer mercury resulting from spills or leaks from broken ampules, from the containment device to a container that meets the requirements of 40 CFR 262.34 (relating to accumulation time).

(iv) Immediately transfers mercury resulting from spills or leaks from broken ampules from the containment device to a container that meets the requirements of 40 CFR 262.34.

(v) Ensures that the area in which ampules are removed is well ventilated and monitored to ensure compliance with applicable occupational safety and health administration exposure levels for mercury.

(vi) Ensures that employes removing ampules are thoroughly familiar with proper waste mercury handling and emergency procedures, including transfer of mercury from containment devices to appropriate containers.

(vii) Stores removed ampules in closed, nonleaking containers that are in good condition.

(viii) Packs removed ampules in the container with packing materials adequate to prevent breakage during storage, handling and transportation.

(3) A large quantity handler of universal waste who removes mercury-containing ampules from mercury-containing devices shall determine whether the following exhibit a characteristic of hazardous waste identified in 40 CFR Part 261, Subpart C (relating to characteristics of hazardous waste):

(i) Mercury or clean-up residues resulting from spills or leaks.

(ii) Other solid waste generated as a result of the removal of mercury-containing ampules (for example, remaining mercury device units).

(4) If the mercury, residue or other solid waste, exhibits a characteristic of hazardous waste, it shall be managed in compliance with applicable requirements of Chapters 261a—265a and Chapter 266a, Subchapters C—I. The handler is considered the generator of the mercury, residue or other waste and is subject to Chapter 262a (relating to standards applicable to generators of hazardous waste).

(5) If the mercury, residues or other solid waste is not hazardous, the handler shall manage the waste in compliance with the applicable municipal or residual waste regulations.

§ 266b.32. Labeling/markings.

In addition to the requirements incorporated by reference in 40 CFR 273.34 (relating to labeling/markings), a large quantity handler of universal waste shall label each mercury-containing device, or a container in which the device is contained, with one of the following phrases: “universal waste

mercury-containing device(s),” or “waste mercury-containing device(s)” or “used mercury-containing device(s)”.

CHAPTER 268a. LAND DISPOSAL RESTRICTIONS

Subchapter A. GENERAL

§ 268a.1. Incorporation by reference, purpose, scope and applicability.

* * * * *

(c) In addition to the requirements incorporated by reference in 40 CFR 268.1 (relating to purpose, scope and applicability), universal waste mercury-containing devices as described in § 266b.2 (relating to applicability—mercury-containing devices) shall also be managed in accordance with 40 CFR 268.1(f).

CHAPTER 270a. HAZARDOUS WASTE PERMIT PROGRAM

§ 270a.1. Incorporation by reference, scope and applicability.

* * * * *

(d) In addition to the requirements incorporated by reference in 40 CFR 270.1 (relating to purpose and scope of these regulations), waste mercury-containing devices as described in § 266b.1 (relating to incorporation by reference and scope) shall be managed in accordance with 40 CFR 270.1(c)(2)(viii).

[Pa.B. Doc. No. 00-340. Filed for public inspection February 25, 2000, 9:00 a.m.]

NOTICES

DELAWARE RIVER BASIN COMMISSION

Commission Meeting and Public Hearing

The Delaware River Basin Commission (Commission) will hold an informal conference followed by a public hearing on Tuesday, March 7, 2000. The hearing will be part of the Commission's regular business meeting. Both the conference and business meeting are open to the public and will be held at the City of Reading City Hall, 815 Washington Street, Reading, PA.

The conference among the Commissioners and staff will begin at 10 a.m. and will include updates on the comprehensive planning process, the Pennsylvania soils GIS project, and the PCB strategy for the Delaware Estuary, respectively; a status report on the Delaware River flow needs study; discussion of the proposal for a Flood Advisory Committee; a status report on the possibility of elevating the road at F. E. Walter Reservoir; an update on the conservation storage agreement with the United States Army Corps of Engineers (U. S. ACE) for F.E. Walter Reservoir; a report on the February 16, 2000 meeting between DRBC and the U. S. ACE regarding project funding; and discussion of a proposed meeting among the commissioners to address restoration of Federal funding.

In addition to the following dockets, which are scheduled for public hearing, the Commission will address the following at its 1 p.m. business meeting: minutes of the January 26, 2000 business meeting; announcements; report on Basin hydrologic conditions; reports by the Executive Director and General Counsel; and public dialogue. The Commission also will consider resolutions to: expand the Delaware Estuary Regional Information Management Service (RIMS) and establish a Basinwide Information Management Advisory Committee; re-authorize the Toxics Advisory Committee; and establish a Flood Advisory Committee.

The dockets scheduled for public hearing are as follows:

1. *Hilltown Township Water and Sewer Authority D-92-20 CP RENEWAL.* A renewal of the groundwater withdrawal project to supply up to 16.02 million gallons (mg)/30 days of water to the applicant's public water distribution system from Well Nos. 1, 2 and 5. Commission approval on November 4, 1992 was extended to 10 years and will expire unless renewed. The applicant requests that the total withdrawal from all wells be increased from 10.02 mg/30 days to 16 mg/30 days. The project is located in Hilltown Township, Bucks County in the Southeastern Pennsylvania Groundwater Protected Area.

2. *Wild Oaks Country Club D-98-2.* A groundwater withdrawal project to supply up to 8.5 mg/30 days of water from existing Well Nos. 1, 2 and 3 to two existing holding ponds serving the applicant's golf course irrigation system and country club, and to limit the combined total withdrawal from all wells and holding ponds to 8.5 mg/30 days. The project is located in Quinton Township, Salem County, NJ.

3. *Northeastern Power Company D-98-39.* A project to increase the withdrawal from the Silverbrook Mine Pool from 3.4 mg/30 days to 6.0 mg/30 days to continue to

serve the applicant's existing 50 megawatt cogeneration facility located just east of U.S. Route 309 in Kline Township, Schuylkill County, PA.

4. *Joseph Wick Nurseries, Ltd. D-99-15.* A groundwater withdrawal project to supply up to 56.04 mg/30 days of water to the applicant's irrigation system from the new Wright Farm Well and three existing wells, and to reduce the existing withdrawal limit of 71.4 mg/30 days from all wells to 56.04 mg/30 days. The project is located in Kent County, DE.

5. *New Hanover Township D-99-40 CP.* A project to construct a new 0.825 million gallons per day (mgd) tertiary sewage treatment plant (STP) to replace the applicant's existing 0.412 mgd plant and poorly performing spray irrigation system. Located just north of Swamp Creek approximately 1/2 mile east of the Fagleyville Road Bridge in New Hanover Township, Montgomery County, PA, the STP will continue to serve a portion of New Hanover Township and discharge to Swamp Creek.

6. *Pennsylvania Power & Light, Inc. (PP&L)/PP&L Global, Inc. and Lower Mount Bethel Energy, LLC D-99-54.* A project to withdraw up to 4.87 mgd of Delaware River water, by the existing Units 3 and 4 intake operated by PP&L, Inc., to supply two proposed natural gas-fired power generators operated by a subsidiary of PP&L Global, Inc., Lower Mount Bethel Energy, LLC. The generators will be located on a 25-acre site adjacent to the northwest side of PP&L Inc.'s Martins Creek steam electric station in Lower Mount Bethel Township, Northampton County, PA and will generate 600 megawatts of power. The project withdrawal will not exceed PP&L's approved withdrawal of 762 mg/30 days at its Units 3 and 4 intake. Approximately 4.1 mgd will be consumed and 0.76 mgd conveyed to the existing PP&L, Inc. industrial wastewater treatment facility for discharge to the Delaware River in Water Quality Zone 1D.

7. *Chalfont-New Britain Township Joint Sewer Authority D-99-63 CP.* An application to rerate the applicant's existing 5.0 mgd STP to 6.0 mgd. The STP will continue to provide advanced secondary treatment by a contact-stabilization plant operating in parallel with an anaerobic/aerobic treatment system in addition to minor modifications to allow additional storm-related inflow. The STP will continue to serve Chalfont and New Britain Boroughs and portions of New Britain, Plumstead, Buckingham and Doylestown Townships, all in Bucks County, PA. Located south of Tamanend Avenue and east of Upper State Road in Doylestown Township, the STP will continue to discharge to Neshaminy Creek, a tributary of the Delaware River.

8. *Bucks County Water and Sewer Authority D-99-70 CP.* An application to rerate the applicant's existing Green Street STP from an 0.7 mgd average monthly flow to an 0.85 mgd maximum monthly flow to treat wet weather inflow. The STP is located on Green Street near the State Route 202 bypass in both Doylestown Borough and Doylestown Township, Bucks County, PA, and will continue to provide advanced secondary treatment for Doylestown Borough and Doylestown Township. The STP will continue to discharge to Country Club Run, a tributary of Neshaminy Creek.

9. *Fieldstone Golf Club, L.P. D-99-74.* A groundwater withdrawal project to supply up to 6 mg/30 days of water to the applicant's golf course irrigation system from new Well Nos. 1, 2 and 3, and to limit the withdrawal from all

wells to 6 mg/30 days. The project is located near the Town of Greenville, New Castle County, DE.

Documents relating to these items may be examined at the Commission's offices. Preliminary dockets are available in single copies upon request. Contact Thomas L. Brand at (609) 883-9500, ext. 221 concerning docket-related questions. Persons wishing to testify at this hearing are requested to register with the Secretary at (609) 883-9500, ext. 203 prior to the hearing.

Individuals in need of accommodations as provided for in the Americans With Disabilities Act who wish to attend

the hearing should contact the Secretary, Pamela M. Bush, at (609) 883-9500 ext. 203 or the New Jersey Relay Service at (800) 852-7899 (TTY) to discuss how the Commission can accommodate their needs.

PAMELA M. BUSH,
Secretary

[Pa.B. Doc. No. 00-341. Filed for public inspection February 25, 2000, 9:00 a.m.]

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 February 15, 2000.

BANKING INSTITUTIONS

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
2-9-00	The Fidelity Deposit and Discount Bank, Dunmore, and The Fidelity Deposit and Discount Interim Bank, Dunmore Surviving Institution— The Fidelity Deposit and Dunmore	Dunmore	Approved
Subject merger is being effected to facilitate the acquisition of The Fidelity Deposit and Discount Bank by Fidelity D & D Bancorp, Inc., a bank holding company in formation.			
2-9-00	Farmers First Bank, Lititz, and First Capitol Bank, York Surviving Institution— Farmers First Bank, Lititz	Lititz	Filed

Branch Relocations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
2-10-00	Peoples State Bank of Wyalusing Wyalusing Bradford County	<i>To:</i> 110 Main Street Ulster Bradford County <i>From:</i> 111 Main Street Ulster Bradford County	Approved

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS

No activity.

DAVID E. ZUERN,
Secretary

[Pa.B. Doc. No. 00-342. Filed for public inspection February 25, 2000, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Proposed Land Exchange; Public Meeting

A public information meeting will be held at 1 p.m., March 7, 2000, at the Fort Washington State Park office, 500 Bethlehem Pike, Fort Washington, PA 19034-2107. A proposal to exchange 2,268.5-square feet of state park land for 2,504.0 square feet of land owned by William Peter R. Cross in Whitemarsh Township, County of Montgomery, Pennsylvania will be discussed. The proposed exchange will provide for the orderly development of the adjacent Garrison Greene development and state park land.

Maps of the parcels will be available along with deed descriptions and an exchange briefing paper. A public comment period will be held open for 30 days after the public information meeting. Oral and written comments will become part of the official document used in formulating the Department's position on this proposed transfer. Comments may be sent to Roger Fickes, Director, Bureau of State Parks, Department of Conservation and Natural Resources, P. O. Box 8551, Harrisburg, PA 17105-8551.

For additional information concerning the meeting, contact Fort Washington State Park at (215) 591-5250. Persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to participate in the proceedings, should contact Edwin Deaton directly at (717) 787-6674 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

JOHN C. OLIVER,
Secretary

[Pa.B. Doc. No. 00-343. Filed for public inspection February 25, 2000, 9:00 a.m.]

DEPARTMENT OF EDUCATION

Request for Proposal: Act 101 (Higher Education Equal Opportunity Program)

The Department of Education (Department) solicits proposals from 2 and 4-year institutions of higher education. Proposals are solicited to provide special academic support and counseling services for undergraduate students whose economic and educational disadvantages impair their ability to successfully pursue higher education opportunities.

Eligible Applicants: All 2 and 4-year institutions of higher education within the Commonwealth of Pennsylvania.

Funding Level: Grant funds awarded for each successful applicant shall depend upon the merit and scope of the proposed project, as well as the level of funding appropriated by the Pennsylvania General Assembly.

Duration of Project: If appropriated by the General Assembly, project will be funded for a period of 1 year.

Deadline: Applications must be postmarked no later than March 24, 2000.

Applications should be addressed to Kathleen R. Kennedy, Office of Equal Educational Opportunity, Act 101 Program, Department of Education, 333 Market Street, Harrisburg, PA 17126-0333.

EUGENE W. HICKOK,
Secretary

[Pa.B. Doc. No. 00-344. Filed for public inspection February 25, 2000, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

APPLICATIONS RECEIVED UNDER THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

[National Pollution Discharge Elimination System Program (NPDES)]

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

(Part I Permits)

The following parties have applied for an NPDES permit to discharge controlled wastewaters into the surface waters of this Commonwealth. Unless otherwise indicated on the basis of preliminary review and application of lawful standards and regulations, the Department of Environmental Protection (Department) proposes to issue a permit to discharge, subject to certain effluent limitations and special conditions. These proposed determinations are tentative.

Where indicated, the EPA, Region III, 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. 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 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 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 this determination may be appealed to the Environmental Hearing Board.

The application and related documents, proposed effluent limitations and special conditions, comments received, and other information are on file and may be inspected and arrangements made for copying at the office indicated above the application.

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

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

Northeast Region: Environmental Protection Manager, Water Management, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2553.

PA 0061981. Industrial waste, SIC: 2013, **Troutman Bros., Inc.**, P. O. Box 73, Klingerstown, PA 17941.

This proposed action is for renewal of an NPDES permit to discharge treated process wastewater into an unnamed Tributary to Pine Creek in Upper Mahantango Township, **Schuylkill County**.

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

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is Dauphin Water Supply on the Susquehanna River.

The proposed effluent limits for Outfall 001 based on a design flow of 0.0013 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Daily Maximum (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25.0	50.0	60.0
Total Suspended Solids	30.0	60.0	75.0
NH ₃ -N (5-1 to 10-31)	8.0	16.0	20.0
Dissolved Oxygen	minimum of 5.0 mg/l at all times		
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric average		
(10-1 to 4-30)	2,000/100 ml as a geometric average		
Oil and Grease	15.0		
pH	6.0 to 9.0 standard units at all times		

The EPA waiver is in effect.

PA 0064033. Sewerage, **Pusti Margiya Vashnav Samaj of North America**, 347 Highway 35, Eatontown, NJ 07724.

This proposed action is for issuance of an NPDES permit to discharge treated sewage into an unnamed tributary to Lower Little Swatara Creek in Wayne Township, **Schuylkill County**.

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

The proposed effluent limits for Outfall 001 based on a design flow of .075 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25.0	50.0
Total Suspended Solids	30.0	60.0
NH ₃ -N (5-1 to 10-31)	3.50	7.0
(11-1 to 4-30)	10.50	21.0
Phosphorous as "P" (4-1 to 10-31)	2.0	4.0
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean	
(10-1 to 4-30)	2,000/100 ml as a geometric mean	
pH	6.0 to 9.0 standard units at all times	
Total Residual Chlorine	0.30	0.70

The EPA waiver is in effect.

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

PA 0043257, Amendment No. 1. SIC: 4952, Sewage, **New Freedom Borough Authority**, 150 East Main Street, New Freedom, PA 17349.

This application is for renewal of an NPDES permit for an existing discharge of treated sewage to South Branch Codorus Creek, in Railroad Borough, **York County**.

The receiving stream is classified for warm water fishes, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was York Water Company located in York Township. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 2.3 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	25	40	50
Total Suspended Solids	30	45	60
NH ₃ -N			
(5-1 to 10-31)	1.0	XXX	2.0
(11-1 to 4-30)	3.0	XXX	6.0
Total Phosphorus	2.0	XXX	4.0
Total Residual Chlorine	0.31	XXX	0.84
Dissolved Oxygen	minimum of 5.0 at all times		
pH	from 6.0 to 9.0 inclusive		
Fecal Coliforms			
(5-1 to 9-30)	200/100 ml as a geometric average		
(10-1 to 4-30)	2,000/100 ml as a geometric average		

The EPA waiver is not in effect.

PA 0082368. SIC: 4952, Sewage, **Abbottstown-Paradise Joint Sewer Authority**, P. O. Box 401, Abbottstown, PA 17301.

This application is for renewal of an NPDES permit for an existing discharge of treated sewage to Beaver Creek, in Hamilton Township, **Adams County**.

The receiving stream is classified for warm water fishery, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was the Wrightsville Water Supply Co. intake located in Wrightsville, York County. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.21 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅				
(5-1 to 10-31)	20	30	XXX	40
(11-1 to 4-30)	25	40	XXX	50
Total Suspended Solids	30	45	XXX	60
NH ₃ -N				
(5-1 to 10-31)	2.5	XXX	XXX	5.0
(11-1 to 4-30)	7.5	XXX	XXX	15
Total Phosphorus	2.0	XXX	XXX	4.0
Total Residual Chlorine	monitor if chlorine is used			
Dissolved Oxygen	minimum of 5.0 at all times			
pH	from 6.0 to 9.0 inclusive			
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric average			
(10-1 to 4-30)	2,000/100 ml as a geometric average			
Total Copper	XXX	XXX	monitor and report	
Total Lead	XXX	XXX	monitor and report	

Person may make an appointment to review the DEP files on this case by calling Mary DiSanto, File Review Coordinator, at (717) 705-4732.

The EPA waiver is in effect.

PA 0008869. SIC: 2621, Industrial waste, **P. H. Glatfelter Company**, 228 South Main Street, Spring Grove, PA 17362-0500.

This application is for renewal of an NPDES permit for an existing discharge of treated industrial waste to Codorus Creek in Spring Grove Borough, **York County**.

The receiving stream is classified for warm water fishes, recreation and water supply. The discharge is not expected to impact any potable water supply.

A. Outfall 001 receives wastewater from production of pulp and paper by bleach kraft process and from secondary treated municipal wastewater.

Discharge Parameter	Discharge Limitations Mass Units (lbs/day)		Concentrations (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	Report	Report	XXX	XXX	XXX
pH	XXX	XXX	6.0 to 9.0 standard units at all times		
D.O. (Minimum)	XXX	XXX	5 mg/l at all times		
BOD ₅					
(5-1 to 10-31)	1,168	2,335	14	25	25
(11-1 to 4-30)	1,751	3,503	17	34	38
Total Suspended Solids	3,000	11,266	30	95	118
NH ₃ -N					
(5-1 to 10-31)	XXX	XXX	1.5	3.0	3.8
(11-1 to 4-30)	XXX	XXX	2.0	4.0	5.0
Color (PCU) (Filter Plant Intake)	XXX	XXX	monitor	monitor	XXX
Color (Influent)	XXX	XXX	monitor	monitor	XXX
Color (PCU) (Effluent)					
(5-1 to 10-31)	XXX	XXX	90	180	225
(11-1 to 4-30)	XXX	XXX	80	160	200
Color (PCU) (Downstream)	XXX	XXX	monitor	monitor	monitor
AOX					
(until 4/15/04)	XXX	XXX	monitor	monitor	XXX
(after 4/15/04)	336	812	monitor	monitor	XXX
Temperature °F					
(Effluent)	XXX	XXX	monitor	monitor	XXX
(Bair Bridge)	XXX	XXX	avg. wkly.	monitor	XXX
COD					
(Influent)	XXX	XXX	monitor	monitor	XXX
(Effluent)	XXX	XXX	monitor	monitor	XXX
Chloroform	XXX	XXX	0.02	0.04	0.05
Total Phosphorus	XXX	XXX	XXX	2.0	XXX
Dioxin 2,3,7,8-TCDD	XXX	XX	XXX	3.5 x 10 ⁻² pg/l	XXX
Furan 2,3,7,8-TCDF	XXX	XXX	XXX	monitor	XXX
Aldrin	XXX	XXX	XXX	monitor	XXX
4,4' DDE	XXX	XXX	XXX	monitor	XXX
WETT	XXX	XXX	XXX	monitor	XXX

Note: Chapter 93, Water Quality Standards, is currently under review. The water quality criteria for Color for the Codorus Creek is recommended for change from 50 PCU to 75 PCU. If this change is approved, the Effluent Limitations for Color will become:

Discharge Parameter	Discharge Limitations Mass Units (lbs/day)		Concentrations (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Color (PCU)					
(5-1 to 10-31)	XXX	XXX	140	280	350
(1-1 to 4-30)	XXX	XXX	123	246	307

B. Outfall 002 receives wastewater from noncontact cooling water

Discharge Parameter	Discharge Limitations Mass Units (lbs/day)		Concentrations (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	report	report	XXX	XXX	XXX
Temperature °F					
(Upstream)	XXX	XXX	monitor	monitor	XXX
(Effluent)	XXX	XXX	avg. wkly.	monitor	XXX
(Filter Plant Intake)	XXX	XXX	avg. wkly.	monitor	XXX
pH	XXX	XXX	avg. wkly.	6.0 to 9.0 Standard Units at all times	
BOD ₅	XXX	XXX	XXX	monitor	XXX
Total Suspended Solids	XXX	XXX	XXX	monitor	XXX

<i>Discharge Parameter</i>	<i>Mass Units (lbs/day)</i>		<i>Concentrations (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Streamflow at Gage (cfr) (5-1 to 10-31)	21.3 min 7-day avg.	monitor and report minimum daily	XXX	XXX	XXX
(cfs) (11-1 to 4-30)	15.8 min 7-day avg.	monitor and report minimum daily	XXX	XXX	XXX

C. MP 101, Internal Monitoring Point—Bleach Plant Effluent—Softwood

<i>Discharge Parameter</i>	<i>Mass Units (lbs/day)</i>		<i>Concentrations (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Kappa Number	XXX	XXX	20 Annual Avg.	monitor	XXX
Color (PCU)	XXX	XXX	monitor	monitor	XXX
Chloroform					
(Before 4/15/04)	7.08	11.82	monitor	monitor	XXX
(After 4/15/04)	2.48	4.15	monitor	monitor	XXX
Flow (mgd)	monitor	monitor	XXX	XXX	XXX
2,3,7,8-TCDD	XXX	XXX	XXX	<ML	XXX
2,3,7,8-TCDF	XXX	XXX	XXX	31.9pg/l	XXX
Trichlorosyringol	XXX	XXX	XXX	<ML	XXX
3,4,5-trichlorocatechol	XXX	XXX	XXX	<ML	XXX
3,4,6-trichlorocatechol	XXX	XXX	XXX	<ML	XXX
Tetrachlorocatechol	XXX	XXX	XXX	<ML	XXX
3,4,5-trichloroguaiacol	XXX	XXX	XXX	<ML	XXX
3,4,6-trichloroguaiacol	XXX	XXX	XXX	<ML	XXX
4,5,6-trichloroguaiacol	XXX	XXX	XXX	<ML	XXX
Tetrachloroguaiacol	XXX	XXX	XXX	<ML	XXX
2,4,5-trichlorophenol	XXX	XXX	XXX	<ML	XXX
2,4,6-trichlorophenol	XXX	XXX	XXX	<ML	XXX
2,3,4,6-tetrachlorophenol	XXX	XXX	XXX	<ML	XXX
Pentachlorophenol	XXX	XXX	XXX	<ML	XXX

D. MP 102, Internal Monitoring Point—Bleach Plant Effluent—Hardwood

<i>Discharge Parameter</i>	<i>Mass Units (lbs/day)</i>		<i>Concentrations (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Kappa Number			17		
(Before 4/15/04)	XXX	XXX	annual avg.	monitor	XXX
(After 4/15/04)	XXX	XXX	13	monitor	XXX
Color (PCU)	XXX	XXX	annual avg.	monitor	XXX
Chloroform			monitor	monitor	XXX
(Before 4/15/04)	8.04	13.40	monitor	monitor	XXX
(After 4/15/04)	3.31	5.54	monitor	monitor	XXX
Flow (mgd)	monitor	monitor	XXX	XXX	XXX
2,3,7,8-TCDD	XXX	XXX	XXX	<ML	XXX
2,3,7,8-TCDF	XXX	XXX	XXX	31.9pg/l	XXX
Trichlorosyringol	XXX	XXX	XXX	<ML	XXX
3,4,5-trichlorocatechol	XXX	XXX	XXX	<ML	XXX
3,4,6-trichlorocatechol	XXX	XXX	XXX	<ML	XXX
Tetrachlorocatechol	XXX	XXX	XXX	<ML	XXX
3,4,5-trichloroguaiacol	XXX	XXX	XXX	<ML	XXX
3,4,6-trichloroguaiacol	XXX	XXX	XXX	<ML	XXX
4,5,6-trichloroguaiacol	XXX	XXX	XXX	<ML	XXX
Tetrachloroguaiacol	XXX	XXX	XXX	<ML	XXX
2,4,5-trichlorophenol	XXX	XXX	XXX	<ML	XXX
2,4,6-trichlorophenol	XXX	XXX	XXX	<ML	XXX
2,3,4,6-tetrachlorophenol	XXX	XXX	XXX	<ML	XXX
Pentachlorophenol	XXX	XXX	XXX	<ML	XXX

E. Stormwater Outfalls SW1, SW11, SW27, SW40, SW41, and SW42 shall be monitored for the following parameters:

Monitoring Requirements

<i>Discharge Parameter</i>	<i>Composite Sample (mg/l)</i>	<i>Grab Sample (mg/l)</i>
BOD ₅	monitor and report	monitor and report
COD	monitor and report	monitor and report
Oil and Grease	XXX	monitor and report
pH (S. U.)	XXX	monitor and report
Total Suspended Solids	monitor and report	monitor and report
Total Phosphorus	monitor and report	monitor and report
Total Kjeldahl Nitrogen	monitor and report	monitor and report
Total Iron	monitor and report	monitor and report

F. In addition to the above effluent limitations, the permit requires the following:

1. Maintain winter, summer, and annual stream flows of 15.8, 21.3, and 16.4 cfs at the USGS Gaging Station.
2. Chronic Whole Effluent Toxicity Testing of Outfall 001.
3. Control of Chemical Additives to prevent environment impacts.
4. Completion of a new 316(a) Study (fish and macroinvertebrates) to demonstrate the impact of the existing heat discharges on the Codorus Creek and recommend reductions if necessary.
5. A Solids, Odor and Sediment Bioassay Study to assess impact of the discharge on the Codorus Creek.
6. Implementation of Best Management Practices to comply with the "Cluster Rule" and a Mass and Energy Balance Study to identify and eliminate additional sources of color.
7. Elimination of elemental chlorine bleaching by conversion of both bleach plants to chlorine dioxide substitution by April 15, 2004.
8. Construction of oxygen delignification (OD) on the hardwood line by February 15, 2004.

G. To implement the improvements required to comply with the final water quality limitations for color, a proposed Consent Adjudication and Consent Order and Agreement provides the company with a compliance schedule. The proposed document is available for public comment. The Department's Chapter 93 regulations, which govern the water quality standard for color in the Codorus Creek, are being reviewed for recommended revision. If the water quality criteria is revised to 75 pcu, the proposed document will provide the company until April 15, 2004 to comply with the color effluent limitations. If the criteria is not changed to 75 pcu and remains at 50 pcu, under the proposed document, the company will have until December 31, 2007 to comply with the final limitations.

H. To provide the public an opportunity to comment on the proposed draft permit, a public meeting is scheduled for March 7, 2000 at 7 p.m. In addition, a public hearing is scheduled for April 5, 2000 at 7 p.m. if needed to receive comments. No comments will be received after April 5, 2000. Both the meeting and hearing will be held at the North Codorus Township Community Building, R. D. 1, Box 1102, Spring Grove, PA 17362.

Persons may make an appointment to review the DEP files on this case by calling Mary DiSanto, File Review Coordinator, at (717) 705-4732.

COMMONWEALTH OF PENNSYLVANIA
ENVIRONMENTAL HEARING BOARD

In the Matter Of:

P. H. Glatfelter Company 228 South Main Street Spring Grove, PA 17362	EHB Docket No. : Industrial Waste : Clean Streams Law : NPDES Permit No. PA 0008869
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**PROPOSED CONSENT ADJUDICATION AND
CONSENT ORDER AND AGREEMENT**

CONSENT ADJUDICATION

Now, this ____ day of _____, _____, it appearing to the Environmental Hearing Board that:

1. The parties to this Consent Adjudication and Consent Order and Agreement are the Commonwealth of Pennsylvania, Department of Environmental Protection ("Department"), and P.H. Glatfelter Co. ("PHG") its successors and assigns. As of the date of its entry by the Board, this Consent Adjudication and Consent Order and Agreement supersedes and replaces the Amended Consent Adjudication entered by the Board on May 16, 1989 at Docket # 71-012, but without prejudice to those claims reserved to PHG in paragraph 5a hereof.

2. The parties consent to the following findings of fact and entry of this document without the taking of further testimony.

3. The settlement of this matter is in the public interest, and the entry of this document without further litigation is the most appropriate means of resolving this matter; and

4. The Environmental Hearing Board ("Board") has jurisdiction over this matter.

Findings

The Environmental Hearing Board hereby finds:

A. The Department is the agency with the duty and authority to administer and enforce The Clean Streams Law, Act of June 22, 1937, P. L. 1987, *as amended*, 35 P. S. § 691.1 *et seq.* ("Clean Streams Law"); Section 1917-A of the Administrative Code of 1929, the Act of April 9, 1929, P. L. 177, *as amended*, 71 P. S. § 510-17 ("Administrative Code") and the rules and regulations promulgated thereunder, and with the delegated authority to administer a permit program, the National Pollutant Discharge Elimination System ("NPDES") under Section 402 of the Federal Clean Water Act, 33 U.S.C. 1342.

B. PHG is a Pennsylvania Corporation with a business address of 228 South Main Street, Spring Grove, Pennsylvania 17362.

General Background Information

C. PHG is a paper manufacturer which owns and operates a pulp and paper mill ("mill") located in Spring Grove Borough, York County, Pennsylvania. PHG specializes in the manufacture of fine-quality paper products such as stationery and text books.

D. PHG manufactures paper from both hardwood and softwood. Chips and rough logs are brought to the facility where the raw materials are processed, chemically pulped, bleached and transferred to the paper-making section of the mill.

E. The type of mill which PHO operates at the Spring Grove facility utilizes a bleached kraft process. Wood chips are cooked to remove lignin from the wood using caustic chemicals and heated water. At this stage, the pulped material is called "brownstock". The brownstock is washed and screened to remove spent cooking chemicals and uncooked wood. On the softwood line, the brownstock is further treated with oxygen to remove more of the lignin. The hardwood and softwood brownstocks are then bleached and sent to the paper machines.

F. This production process generates a number of waste streams which are collected and conveyed to PHG's on-site wastewater treatment plant. Treated effluent is discharged to Codorus Creek, a water of the Commonwealth ("Codorus"). This discharge point is outfall 001. PHG also has a second discharge point to the Codorus, which conveys non-contact cooling water from the mill. This discharge point is outfall 002.

G. Chapter 93 of the Department's Rules and Regulations sets forth in-stream criteria for pollutant concentrations to protect the designated uses of the waters of the Commonwealth.

H. 25 Pa. Code § 93.7 establishes specific water quality criteria for waters of the Commonwealth. 25 Pa. Code § 93.9 establishes specific instream limits for color on the Codorus Creek. The water quality criteria for that portion of the Codorus Creek into which PHG discharges is 50 platinum-cobalt color units ("pcu") as a monthly average.

Water Pollution Control History

I. On August 7, 1968 and on February 25, 1969, the Sanitary Water Board (the predecessor to the Department of Environmental Resources) modified permits issued to PHG for discharge of industrial waste to the Codorus Creek. Challenges to those actions were filed with the Sanitary Water Board and with the Environmental Hearing Board upon its inception. On September 21, 1973, the Environmental Hearing Board entered a Consent Agreement. (The 1973 Consent Agreement is attached here as Exhibit No. 1 and incorporated here by reference).

J. PHG petitioned the Department for time extensions to meet the color limits. The Department granted PHG's requests.

K. On May 22, 1984, the Department renewed NPDES Permit No. PA. 0008869.

L. On March 28, 1989, PHG requested another extension of the interim in-stream color limits for its discharge.

M. Based on PHG's request for an extension, DEP and PHG requested, and on May 16, 1989, the Environmental Hearing Board entered an amended Consent Adjudication ("1989 COA"), which amended the 1973 Consent Agreement and modified its terms. (The 1989 Consent Adjudication is attached here as Exhibit No. 2 and is incorporated here by reference).

N. The 1989 COA stated that PHG had not achieved compliance with the instream color limit of 25 Pa. Code § 93.9, List O. The 1989 COA stated that PHG had demonstrated, to the Department's satisfaction, pursuant to the 1973 Consent Agreement and 25 Pa. Code § 95.4, that, at that point in time, it was not technologically possible to achieve compliance with the color limit contained in 25 Pa. Code § 93.9, List O.

O. The 1989 COA further stated that, "Modifications to Glatfelter's Facility sufficient to meet the TRS limitations applicable to the Facility could take several forms. Coordination of those modifications with a cooperative, long-term approach to the color issue may yield improvements to Facility's color discharge otherwise unavailable and, at the same time, may yield both collateral environmental benefits, such as reductions in total transportable odor emitted from the Facility and other improvements in the quality of the Facility's wastewater discharge, and collateral economic and employment benefits to the Commonwealth." (Paragraph Q of 1989 COA).

P. The 1989 COA required PHG to submit annual progress reports. Since 1989, PHG has submitted annual reports to the Department.

Q. On or about June 30, 1998, PHG submitted its annual report to the Department, as required by the 1989 Consent Adjudication.

R. In 1998, the Department, through the United States Environmental Protection Agency, retained a team of consultants on the paper and pulp industry. The Department and the consultants on the paper and pulp industry reviewed the June 30, 1998 annual report, its current technology and its plans to reduce color discharge from the mill.

Summary

S. New advances in technology are available to further reduce the color in PHG's effluent.

T. On April 15, 1998, EPA promulgated effluent limitation guidelines for paper and pulp mills ("Cluster Rules"). The Cluster Rules did not include effluent limitation guidelines for color. EPA has deferred to each individual state permitting agency the setting of color limits.

U. With respect to those effluent limitation guidelines which it has set, EPA established a voluntary program, called the Voluntary Advanced Technology Incentives Program, to encourage additional pollutant reduction. Under the Cluster Rules, paper and pulp mills had one year, until April 15, 1999, in which to make a decision about enrolling in the Voluntary Advanced Technology Incentives Program. Mills interested in enrolling in the program could elect to participate in Tier I, Tier II, or Tier III, with the more advanced tiers providing a greater reduction in pollutant discharge, and a longer period of time in which to achieve that reduction.

V. On April 15, 1999, PHG notified DEP that it chose to participate in Tier I of the Voluntary Advanced Technology Incentives Program. On June 29, 1999, PHG notified the Department that it intended to install new or upgraded brownstock washing and new screening on the hardwood fiber line, install oxygen delignification on the hardwood line, and install complete substitution (100 percent) of chlorine dioxide for elemental chlorine on both hardwood and pine fiber lines. These technologies will be called the "Case 4 technologies" in this document.

W. On August 29, 1998 the Environmental Quality Board published proposed regulations at 25 Pa. Bul. 4431 proposing numerous amendments to the Department's water quality regulation. Among the proposed amendments was the replacement of the two existing water quality criteria for color, in Chapter 93, with a single criterion of 75 pcu applicable statewide and the establishment of a site-specific requirement of 50 pcu applicable to a segment of the Codorus Creek only. On September 18, 1999 the Department published an Advanced Notice of Final Rulemaking (ANFR) soliciting comments on changes it was recommending to the proposed regulations. The ANFR recommended, inter alia, the application of the 75 pcu water quality criterion for color to all applicable streams in the Commonwealth, including the Codorus Creek.

X. On February __, 2000, the Department issued a draft NPDES Permit Number PA 0008869 to PHG ("the 2000 NPDES permit"). That permit requires PHG to achieve, effective immediately upon issuance of the final permit, final effluent limitations at the outfall that would meet the instream water quality standard of 50 pcu for color in the Codorus Creek. In the event that the regulations governing the water quality standard for color in the Codorus Creek, set forth in 25 Pa. Code § 93, is revised to 75 pcu, the permit requires PHG to achieve, effective immediately upon issuance of the final permit, final effluent limitations at the outfall that would meet the instream water quality standard of 75 pcu for color in the Codorus Creek.

Y. On (future date, 2000), the Department issued a final NPDES permit ("hereinafter "2000 NPDES permit"). PHG has filed an appeal before the Environmental Hearing Board concerning that permit at Docket No. _____. PHG expressly waives any and all challenges or grounds for appeal to the 2000 NPDES permit, except for the issue of the color criterion as set forth in Paragraph 5a of this document.

Z. On July 9, 1999, the EPA paper and pulp technology team which had been reviewing PHG's plan to reduce color discharges from the mill, issued a report entitled "Findings and Recommendations on Reducing Color Discharge." (These consultants will be referred to as the "technology team").

AA. Based on the findings of the technology team's report, it is the Department's position that reaching the final color limitations is technically achievable in accordance with the schedule set forth in Paragraph 2. (The July 9, 1999 "Findings and Recommendations on Reducing Color Discharge" is attached and incorporated here by reference as Exhibit No. 3. See page 11).

BB. On the basis of the technology team's recommendations, in the event that the state water quality standard for the Codorus Creek remains at 50 pcu for color, the Department has concluded that providing PHG until December 31, 2007 to comply with its color effluent limitations as set forth in the 2000 NPDES permit is reasonable. On the basis of the technology team's recommendations, in the event that the state water quality standard for color in the Codorus Creek is revised to 75 pcu, the Department has concluded that providing PHG until April 15, 2004 to comply with final effluent limitations, as set forth in the 2000 NPDES permit, is reasonable.

CC. In light of present circumstances, the Department and PHG wish to supersede the 1989 Consent Adjudication. The 2000 NPDES permit is changed only to the extent set forth in this document. At the time it publishes notice of the draft permit, the Department also will publish notice of this proposed settlement in the *Pennsylvania Bulletin*, containing a summary of the terms of this document. The Department will receive and consider comments relating to this proposed settlement for 30 days from publication of the notice of proposed settlement. The parties reserve the right to withdraw its consent to the proposed settlement if the comments disclose facts or considerations which indicate that this proposed settlement is inappropriate, improper, or not in the public interest. This document will take effect only upon approval and entry by the Environmental Hearing Board.

ORDER

NOW, THEREFORE, upon consent of each party hereto, and it appearing to the Board that this Consent Adjudication and Consent Order and Agreement is just and proper, it is hereby ORDERED AND ADJUDICATED that:

1. As of the date of its entry by the Board, this document supersedes and replaces the prior Amended Consent Adjudication entered by the Board on May 16, 1989, but without prejudice to the claims reserved to PHG in paragraph 5a hereof. This document changes the 2000 NPDES permit as set forth below. The permit is changed only to the extent set forth below. The remaining language in the 2000 NPDES permit is not changed by this document, and remains intact.

2. *Corrective Action Schedule.*

a. In the event that the water quality standard for color on the Codorus Creek remains at 50 pcu, the time schedule for compliance in which to meet the final color effluent limitation under the 2000 NPDES permit shall be December 31, 2007. PHG agrees to implement a color reduction plan to enable the mill to achieve and maintain compliance with its final color effluent limitations. The work shall be accomplished in accordance with the schedule set forth below:

(1) Within twelve months after completion of construction and start-up of the process changes included in the Case 4 technologies, PHG will update the mill color, mass and energy balance test. It will submit a plan to DEP identifying its choice of technology that minimizes environmental impacts, if additional color removal is required to meet the water quality standard PHG will identify a strategy and propose a schedule for implementing the color reduction technology that it will implement in order to achieve compliance with its final color effluent limitation by December 31, 2007. The report will include an explanation of and rationale for both the implementation strategy and the proposed schedule.

(2) Upon approval from the Department, PHG shall implement the color reduction technology in accordance with the agreed-upon schedule, with the final compliance date of December 31, 2007 to meet its final color effluent limitation.

b. In the event that the water quality standard for color in the Codorus Creek, set forth in 25 Pa. Code § 93, is revised to 75 pcu, the time schedule for compliance in which to meet the final color effluent limitation under the 2000 NPDES permit shall be April 15, 2004.

Interim Color Effluent Limitations

c. The following interim effluent limitations and monitoring requirements will apply to the discharge of color in the effluent at outfall 001:

	<i>Discharge Limitations</i>			
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Monitoring Frequency</i>	<i>Sample Type</i>
Color (PCU) (Effluent)	330	440	1/day	24/hr. Comp.

These interim effluent limitations will terminate on April 15, 2004. In the event that the water quality standard for the Codorus Creek is revised to 75 pcu, the final color effluent limitations, as set forth in the final permit, shall be in effect. In the event that the water quality standard for the Codorus Creek remains at 50 pcu, the interim color limitations in effect from April 15, 2004 until December 30, 2007 shall be 140 pcu Average Monthly and 280 pcu Maximum Daily (for the period 5/1—10/31), and 123 pcu Average Monthly and 246 pcu Maximum Daily (for the period 1/1—4/30), or as modified in the permit.

3. *Stipulated Civil Penalties.*

a. In the event PHG fails to comply in a timely manner with the provisions of Paragraph 2, PHG shall be in violation of this document and, in addition to other applicable remedies, shall pay a civil penalty in the amount determined under the following schedule:

(i) For any violation of Paragraph 2a(1), \$500 per day for the first seven days of violation, \$1000 per day for each day subsequently, up through the thirtieth day of violation; \$2000 per day for each day after the thirtieth day of violation.

(ii) For any violation of the interim color limitations, as set forth in Paragraph 2c., \$1000 per day for each day PHG is in violation of the maximum daily limitation. In addition to the maximum daily penalties set forth above, \$5,000 for any monthly average violation.

(iii) For any violation of the final schedule compliance dates, as set forth above in paragraphs 2a(2) and 2b., \$2000 per day for the first thirty days of violation; \$4000 per day for each day subsequently, up through the sixtieth day of violation; \$6,000 per day for each day after the sixtieth day of violation.

b. Stipulated civil penalty payments shall be made to the “Commonwealth of Pennsylvania, Clean Water Fund” and shall be payable monthly on or before the fifteenth day of each succeeding month, and shall be forwarded c/o Compliance Specialist, DEP Water Management, 909 Elmerton Avenue, Harrisburg, Pennsylvania 17110. The penalties are due automatically and without notice.

c. Any payment under this paragraph shall neither waive PHG’s duty to meet its obligations under this document nor preclude the Department from commencing an action to compel PHG’s compliance with the terms and conditions of this document. The payment resolves only PHG’s liability for civil penalties arising from the violation of this document for which the payment is made. The Department expressly reserves all of its rights to seek any additional measures, including enforcement actions, for violations of maximum daily violations and monthly average violations of the final color limitations.

4. *Additional Remedies.*

a. In the event PHG fails to comply with any provisions of this document, the Department may, in addition to the remedies prescribed herein, pursue any remedy available for a violation of an order of the Department, including an action to enforce the Consent Order and Agreement.

b. The remedies provided by this paragraph and Paragraph 3 (Stipulated Civil Penalties) are cumulative and the exercise of one does not preclude the exercise of any other. The failure of the Department to pursue any remedy shall not be deemed to be a waiver of that remedy. The payment of a stipulated civil penalty, however, shall preclude any further assessment of civil penalties for the violation for which the stipulated civil penalty is paid. In the event that PHG violates Paragraph 3a(iii), by failing to meet the final schedule compliance dates, and PHG also is in violation of the maximum daily limitation and/or the monthly average limitation for the final color limitations, the Department expressly reserves

its rights to seek civil penalties against PHG for any violations of the maximum daily limitation and/or monthly average limitation, in addition to the payment of stipulated penalties for a violation of Paragraph 3a(iii).

5. *Reservation of Rights.*

a. In the event the color criterion for the Codorus Creek is not changed to 75 pcu, PHG may challenge 25 Pa. Code Chapter 93 as it relates to the water quality criterion for color for this segment of the Codorus Creek and any permit effluent limit based thereon, on the bases set forth in its appeal at Docket # (this appeal), including those bases which PHG asserts have been preserved by its initial appeal entered at Docket No. 71-012 and the 1973 Consent Adjudication and the 1989 Amended Consent Adjudication entered at Docket No. 71-102, provided that such re-activation shall occur no later than 60 days after completion of the Case 4 technologies. The Department has not waived and expressly reserves any of its objections or defenses to any challenge to the 50 pcu water quality criteria for this segment of the Codorus Creek. This section does not create any rights that PHG does not already have under applicable laws.

b. The Department reserves the right to require additional measures to achieve compliance with applicable law. PHG reserves the right to challenge any action which the Department may take to require those measures.

6. *Modification.*

a. No changes, additions, modifications, or amendments of this document shall be effective unless they are set out in writing and signed by the parties hereto, and approved by the Board.

b. In the event that the water quality standard for the Codorus Creek remains at 50 pcu, PHG may request an extension of time in which to achieve compliance with the standard. If PHG seeks such an extension, it shall have the burden of proof to demonstrate entitlement to the extension. Any final action of the Department relative to PHG's request is appealable to the EHB by PHG and any aggrieved person.

7. *Liability of Operator.* PHG shall be liable for any violations of the document, including those caused by, contributed to, or allowed by its officers, agents, employees, or contractors. PHG also shall be liable for any violation of this document caused by, contributed to, or allowed by its successors and assigns.

8. *Transfer of Site.*

a. The duties and obligations under this Consent Order and Agreement shall not be modified, diminished, terminated or otherwise altered by the transfer of any legal or equitable interest in the mill or any part thereof.

b. If PHG intends to transfer any legal or equitable interest in the mill which is affected by this document, PHG shall serve a copy of this document upon the prospective transferee of the legal and equitable interest prior to the contemplated transfer and shall at least 30 days prior to the transfer inform the Southcentral Regional Office of the Department of such intent.

9. *Correspondence with Department.* All correspondence with the Department concerning this document shall be addressed to:

Leon M. Oberdick, Program Manager
Southcentral Regional Office
909 Elmerton Avenue
Harrisburg, PA 17110

10. *Correspondence with PHG.* All correspondence with PHG concerning this document shall be addressed to:

Name
Title
Street Address
City, State ZIPCODE
Phone and Fax

PHG shall notify the Department whenever there is a change in the contact person's name, title, or address. Service of any notice or any legal process for any purpose under this document, including its enforcement, may be made by mailing a copy by first class mail to the above address.

11. *Force Majeure.*

a. In the event that PHG is prevented from complying in a timely manner with any time limit imposed in this document solely because of a strike, fire, flood, act of God, or other circumstances beyond PHG's control and which PHG, by the exercise of all reasonable diligence, is unable to prevent, then PHG may petition the Department for an extension of time. An increase in the cost of performing the obligations set forth in this document shall not constitute circumstances beyond PHG's control. With the exception of paragraph 6, set forth above, PHG's economic inability to comply with any of the obligations of this document shall not be grounds for any extension of time.

b. PHG shall only be entitled to the benefits of this paragraph if it notifies the Department within five (5) working days by telephone and within ten (10) working days in writing of the date it becomes aware or reasonably should have become aware of the event impeding performance. The written submission shall include all necessary documentation, as well as a notarized affidavit from an authorized individual specifying the reasons for the delay, the expected duration of

the delay, and the efforts which have been made and are being made by PHG to mitigate the effects of the event and to minimize the length of the delay. The initial written submission may be supplemented within 10 working days of its submission. PHG's failure to comply with the requirements of this paragraph specifically and in a timely fashion shall render this paragraph null and of no effect as to the particular incident involved.

c. The Department will decide whether to grant all or part of the extension requested on the basis of all documentation submitted by PHG and other information available to the Department. In any subsequent litigation, the operator shall have the burden of proving that the Department's refusal to grant the requested extension was an abuse of discretion based upon the information than available to it.

12. *Entire Agreement.* This document shall constitute the entire integrated agreement of the parties. No prior or contemporaneous communications or prior drafts shall be relevant or admissible for purposes of determining the meaning or extent of any provisions herein in any litigation or any other proceeding.

13. *Attorney Fees.* The parties will bear their respective attorney fees, expenses and other costs in the prosecution or defense of this matter or any related matters, arising prior to execution of this document.

14. *Titles.* A title used at the beginning of any paragraph of this document may be used to aid in the construction of that paragraph, but shall not be treated as controlling.

15. *Decisions under Consent Adjudication and Consent Order and Agreement.*

a. With the exception of Paragraphs 2a(1), and 6b, above, any decision which the Department makes under the provisions of this document is intended to be neither a final action under 25 Pa. Code § 1021.2, nor an adjudication under 2 Pa.C.S. § 101.

16. *Termination.* The obligations of Paragraph 2 shall terminate when the Department determines that PHG has complied with the final color limits of Paragraph 2 for 12 consecutive months.

17. *Opportunity for Public Comment.*

a. The Department will publish notice of this proposed settlement in the *Pennsylvania Bulletin* containing a summary of the terms of this document. The Department will receive and consider comments relating to this proposed settlement for 30 days from publication of the notice of proposed settlement. The parties reserve the right to withdraw their consent to this document if the comments disclose facts or considerations which indicate that this document is inappropriate, improper, or not in the public interest.

b. After the close of the public comment period, the parties will submit this proposed Consent Adjudication and Consent Order and Agreement to the EHB and will request that the EHB approve and enter the document.

c. The Board will publish notice of this proposed settlement in the *Pennsylvania Bulletin* containing a summary of the terms of this document pursuant to 25 Pa. Code § 1021.120(d). The parties reserve the right to withdraw their consent to this document within 14 days of the close of the comment period, if the comments disclose facts or considerations which indicate that this settlement is inappropriate, improper, or not in the public interest.

CONSENT ORDER AND AGREEMENT

This document also is a Consent Order and Agreement between the Department and PHG. The Department has adopted the findings of fact, as set forth above in Paragraphs A-CC, to be findings of the Department, and those paragraphs are incorporated here by reference as findings of the Department, as if fully set forth below. After full and complete negotiation of all matters set forth in this document, and upon mutual exchange of covenants contained herein, the parties desiring to avoid litigation, and intending to be legally bound, it is hereby ORDERED by the Department and AGREED to by PHG as follows:

1. *Authority.* This Consent Order and Agreement is an Order of the Department authorized and issued pursuant to Section 5 of the Clean Streams Law, 35 P. S. § 691.5; and Section 1917-A of the Administrative Code. This document shall take effect only upon approval and entry of the Consent Adjudication by the Environmental Hearing Board.

2. Paragraphs 2-17 of the Board's Adjudication, as set forth above, are adopted and incorporated as if set forth in full below, as an Order of the Department, and agreed to by PHG.

3. In the event PHG fails to comply with any provision of this document, the Department may, in addition to the remedies prescribed herein, pursue any remedy available for a violation of an order of the Department, including an action to enforce the Consent Order and Agreement.

IN WITNESS WHEREOF, the parties have caused this Consent Adjudication and Consent Order and Agreement to be executed by their duly authorized representatives. The undersigned representatives of PHG certify under penalty of law, as provided by 18 Pa.C.S. § 4904, that they are authorized to execute this Consent Adjudication and Consent Order and Agreement on behalf of PHG; that PHG consents to the entry of this Consent Adjudication and Consent Order and Agreement as a final order of the Department, and an Adjudication of the Board; and that PHG hereby knowingly waives its rights to appeal this Consent Adjudication and Consent Order and Agreement and to challenge its content or validity, which rights may be available under Section 4 of the Environmental Hearing Board Act, the Act of July 13, 1988, P. L. 530, No. 1988-94, 35 P. S. § 7514; the Administrative Agency Law, 2 Pa.C.S. § 103(a) and Chapters 5A and 7A; or any other provision of law. Signature by PHG's attorney certifies only that the adjudication has been signed after consulting with counsel.

FOR P.H. GLATFELTER COMPANY:

FOR THE COMMONWEALTH OF PENNSYLVANIA, DEPARTMENT OF ENVIRONMENTAL PROTECTION:

DATE:

The parties, by their attorneys, respectfully submit this Consent Adjudication and Consent Order and Agreement to the Environmental Hearing Board, and request that it be approved and entered.

Attorney for P.H. Glatfelter Company

Beth Liss Shuman, Assistant Counsel
Department of Environmental Protection

DATE:

Northcentral Region: Environmental Program Manager, Water Management Program, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448, (570) 327-3666.

PA0228214. Industrial waste, SIC: 3085, **Danone International Brands Inc.**, 1 Aqua Penn Drive, P. O. Box 938, Milesburg, PA 16853.

This proposed action is for issuance of an NPDES permit for an existing discharge of bottle rinse water to Bald Eagle Creek in Boggs Township, **Centre 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 PA American Water Company located at Milton.

The proposed effluent limits for Outfall 001 based on a design flow of 0.1152 mgd, are:

Parameter	Concentration (mg/l)			Mass (lbs/day)	
	Average Monthly	Daily Maximum	Instantaneous Maximum	Average Monthly	Daily Maximum
BOD ₅	22	49	61	21	47
TSS	36	117	146	35	112
Oil and Grease	15		30	14	29
pH	6.0—9.0 at all times				

The EPA waiver is in effect.

PA0113956. SIC: 4952. **Slabtown Sewage Treatment Plant**, Locust Township Supervisors, 1223A Numidia Drive, Catawissa, PA 17820.

This proposed action is for the renewal of an NPDES permit for an existing discharge of treated sewage to an Unnamed Tributary to Roaring Creek in Locust Township, **Columbia County**.

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

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is Danville Water Company located 25 miles below the discharge.

The proposed effluent limits for Outfall 001 based on a design flow of 0.006 mgd are:

Discharge Parameter	Average Monthly (mg/l)	Instantaneous Maximum (mg/l)
C-BOD ₅	25	50
Suspended Solids	30	60
Fecal Coliform		
(5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	2,000/100 ml as a geometric average	
pH	6.0—9.0 at all times	
Total Chlorine Residual	monitor and report	

Other Considerations: None

The EPA waiver is in effect.

PA0228184. Sewerage, SIC: 4952, **J & D Service**, 973 Southern Drive, Catawissa, PA 17820.

This proposed action is for issuance of an NPDES permit for a new discharge of treated sewage wastewater to Roaring Creek in Franklin Township, **Columbia County**.

The receiving stream is classified for the following uses: trout stocking fishery, 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 Borough Water Company located approximately 9 river miles downstream.

The proposed effluent limits for Outfall 001 based on a design flow of 0.025 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	25		50
TSS	30		60
Total Cl ₂ Residual	1.0		3.3
Fecal Coliforms:			
(5-1 to 9-30)	200 col/100 ml as a geometric mean		
(10-1 to 4-30)	2,000 col/100 ml as a geometric mean		
pH	6.0 to 9.0 at all times		

The EPA waiver is in effect.

PA0028461. Sewerage, SIC: 4952, **Mifflinburg Borough Municipal Authority**, 333 Chestnut Street, Mifflinburg, PA 17844.

This proposed action is for renewal of an NPDES permit for an existing discharge of treated sewage to Buffalo Run in Mifflinburg Borough, **Union County**.

The receiving stream is classified for the following uses: cold water fishery/aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is the Susquehanna River located at Sunbury, 20 miles downstream.

The proposed effluent limits for Outfall 001 based on a design flow of 1.4 mgd, are:

<i>Discharge Parameter</i>	<i>Concentrations (mg/l)</i>		
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Instantaneous Maximum</i>
C-BOD ₅			
(5-1 to 10-31)	16.0	24.0	32.0
(11-1 to 4-30)	25.0	40.0	50.0
Total Suspended Solids	30.0	45.0	60.0
N-NH ₃			
(5-1 to 10-31)	3.0	4.5	6.0
(11-1 to 4-30)	9.0	13.5	18.0
Dissolved Oxygen	greater than 4.0 mg/l at all times		
pH	not less than 6.0 or greater than 9.0 standard units		
Fecal Coliform			
(10-1 to 4-30)	2,000 #/100 ml as a geometric mean		
(5-1 to 9-30)	200 #/100 ml as a geometric mean		

Special Conditions: None.

EPA waiver is not in effect.

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

PA0021792. Sewerage, SIC: 4952. **Municipal Authority of the Borough of Edinboro**, 124 Meadville Street, Edinboro, PA 16412.

This application is for an amendment of an NPDES Permit, to discharge treated sewage to Conneauttee Creek in Edinboro Borough, **Erie County**. This is an existing discharge. The limitation for Barium has been deleted and the Copper and TRC final limits have been modified based on the Phase I TRE.

The receiving water is classified for the following uses: trout stocking fishery, 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 Franklin, approximately 50 miles below point of discharge.

The proposed discharge limits for Outfall No. 001 based on a design flow of 1.2 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Residual Chlorine (Interim)	0.86		1.3
(Final)	.3		.9
Copper (Interim)		monitor and report	
(Final)	.04		.08

1. Final water quality based effluent based limitation for Copper and TRC.
 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.
- The EPA waiver is not in effect.

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

PA0001660. Industrial waste. SIC: 3462. **Edgewater Steel, Limited**, 300 College Avenue, Oakmont, PA 15139.

This application is for renewal of an NPDES permit to discharge treated process water and untreated cooling water storm water from Oakmont in Oakmont Borough, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, Allegheny River and Plum Creek (Outfall 005), 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 Fox Chapel Water Authority, located at River Mile 10.8-Allegheny River, about 1.0 mile below the discharge point.

Outfall 002: existing discharge, design flow of 0.31 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			15	40	
Oil and Grease				10	
Lead			0.1	0.3	
pH	not less than 6.0 nor greater than 9.0				

Other Conditions:

The EPA waiver is in effect.

Outfalls 001 and 003: existing discharge, design flow of varied 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>
The discharge from these outfalls shall consist of uncontaminated storm water runoff.					

Outfall 004: existing discharge, design flow of 2.166 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				110	
pH	not less than 6.0 nor greater than 9.0				

Outfall 005: existing discharge, design flow of 0.15 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 (°F)					
January 1-31				110	
February 1-29				110	
March 1-31				110	
April 1-15				110	

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
April 16-30				110	
May 1-15				110	
May 16-31				110	
June 1-15				110	
June 16-30				110	
July 1-31				110	
August 1-31				110	
September 1-15				110	
September 16-30				103	
October 1-15				97	
October 16-31				91	
November 1-15				86	
November 16-30				72	
December 1-31				63	
pH	not less than 6.0 nor greater than 9.0				

PA0022331. Sewage, **West Elizabeth Sanitary Authority**, 125 Lower First Street, West Elizabeth, PA 15088-0503.

This application is for renewal of an NPDES permit to discharge treated sewage from West Elizabeth Wastewater Treatment Plant in West Elizabeth, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Monongahela River, which are classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Pennsylvania American Water Company, Becks Run Intake.

Outfall 001: existing discharge, design flow of 0.5 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	25		37.5	50
Suspended Solids	30		45	60
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	45,000/100 ml as a geometric mean			
Total Residual Chlorine	1			3.3
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0094404. Sewage, **Antiochian Orthodox Christian Archdiocese of North America**, P. O. Box 638, Ligonier, PA 15658-0638.

This application is for renewal of an NPDES permit to discharge treated sewage from Antiochian Village STP in Fairfield Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as unnamed tributary of Hendricks Creek, which are classified as a trout stocked fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the: Saltsburg Municipal Water Works, located on the Conemaugh River.

Outfall 001: existing discharge, design flow of 0.048 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	25			50
Suspended Solids	30			60
Ammonia Nitrogen				
(5-1 to 10-31)	20			4.0
(11-1 to 4-30)	4.5			9.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	1.4			3.3
Dissolved Oxygen	not less than 5.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0203696. Sewage, **South Side Area School District**, 4949 S.R. 151, Hookstown, PA 15050.

This application is for renewal of an NPDES permit to discharge treated sewage from South Side Area School Sewage Treatment Plant in Greene Township, **Beaver County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as dry swale to tributary of Little Traverse Creek, which are classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the: Midland Borough Water Authority.

Outfall 001: new discharge, design flow of .020 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	10			20
Suspended Solids	25			50
Ammonia Nitrogen				
(5-1 to 10-31)	3			6
(11-1 to 4-30)	9			18
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine				
(1st month—36th month)	monitor and report			
(37th month—expiration)	1.4			3.3
Dissolved Oxygen	not less than 5 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

Proposed NPDES Permit Renewal Actions for Minor Sewage Discharges

The following parties have applied to renew their current NPDES permits to allow the continued discharge of controlled wastewater into the surface waters of this Commonwealth. The Department of Environmental Protection (Department) has made a tentative determination to renew these permits and proposes to issue them, subject to their current permit effluent limitations, and monitoring and reporting requirements, with appropriate and necessary updated requirements to reflect new or changed regulations and other requirements. The updates may include, but will not be limited to, applicable permit conditions and/or requirements addressing combined sewer overflows (CSOs), municipal sewage sludge management and total residual chlorine control (TRC). Major changes to or deviations from the terms of the existing permit will be documented and published with the final Department actions.

The EPA, Region III, Regional Administrator has waived the right to review or object to these proposed permit actions under the waiver provision 40 CFR 123.6E.

Persons wishing to comment on the proposed permits are invited to submit a statement to the Field Operations indicated as the office responsible, within 30 days from the date of this public notice. Comments received within this 30-day period will be considered in the formulation of the final determinations regarding these applications and proposed permit actions. Comments should include the name, address, telephone number of the writer and a brief statement to inform the Field Office of the basis of the comment and the relevant facts upon which it is based. A public hearing may be held if the Field Office considers the public response significant.

Following the 30-day comment period, the Water Management Program Managers will make a final determination regarding the proposed permit action. 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 permit renewal application and related documents, proposed effluent limitations and special conditions, comments received and other information are on the Department's file. The documents may be inspected at, or a copy requested from, the Field Office that has been indicated above the application notice.

Southcentral Regional Office: Water Management Program, 909 Elmerton Avenue, 2nd Floor, Harrisburg, PA 17110, (717) 705-4707.

NPDES No.	Facility Name and Address	County and Municipality	Tributary Stream	New Permit Requirements
PA0086444	Blue Ridge Sportsman Assoc. 3009 Waynesboro Pike Fairfield, PA 17320	Adams County Liberty Township	UNT to Miney Branch	
PA0085880	David & Ann Tranquillo 127 Lee Spring Road Blandon, PA 19510	Berks County Ruscombmanor Township	UNT to Willow Creek	

**DISCHARGE OF CONTROLLED INDUSTRIAL
WASTE AND SEWERAGE WASTEWATER**

**Applications under the Pennsylvania Clean
Streams Law**

(Part II Permits)

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

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

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

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

A. 4800201. Grand Central Sanitary Landfill, Inc., 1963 Pen Argyl Road, Pen Argyl, PA 18072. Application to add a Reverse Osmosis System to its existing landfill leachate pre-treatment system, located in Plainfield Township, **Northampton County**. Application received in the Regional Office—February 7, 2000.

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

A. 6700401. Sewage submitted by **Windsor Township**, P. O. Box 458, 1480 Windsor Road, Red Lion, PA 17356, Windsor Township, **York County** to construct a new pump station and forced main gravity sewers to serve Windsor Commons Shopping Center was received in the Southcentral Region on February 10, 2000.

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

A. 0300201. Industrial waste, **Sithe Northeast Management Company**, 1001 Broad Street, Johnstown, PA 15907. Application for the construction and operation of an Acid Mine Drainage Treatment System to serve the Keystone Generating Station located in Plumcreek Township, **Armstrong County**.

A. 3279406. Sewerage, **Indiana Borough**, 80 North Eighth Street, Indiana, PA 15701. Application for the modification and operation of a sewage treatment plant, sewers and appurtenances, pump station, outfall and headwall and stream crossing to serve Indiana Borough WWTP located in Center Township, **Indiana County**.

A. 463S085-A2. Sewerage, **Borough of Derry**, 114 East Second Avenue, Derry, PA 15627. Application for the construction and operation of a sewage treatment plant dechlorination to serve Derry Borough STP located in Derry Borough, **Westmoreland County**.

INDIVIDUAL PERMITS

(PAS)

NPDES INDIVIDUAL

The following parties have applied for an NPDES permit to discharge stormwater from a proposed construction activity into the surface 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 and special conditions. The proposed determinations are tentative. Limitations are provided in the permit as erosion and sedimentation control measures and facilities which restrict the rate and quantity of sediment discharged.

Where indicated, the EPA, Region III, Regional Administrator has waived the right to review or object to this proposed permit action under the waiver provision of 40 CFR 123.24(d).

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 reviewed within this 30-day permit 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 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 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 this determination may be appealed to the Environmental Hearing Board.

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

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

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

NPDES Permit PAS10-G406. Stormwater. **Ruth S. Coldison**, 100 Little Elk Creek, Oxford, PA 19363, has applied to discharge stormwater from a construction

activity located in East Nottingham Township, **Chester County**, to Little Elk Creek.

NPDES Permit PAS10-G407. Stormwater. **Commonwealth Construction Development, Inc.**, 101 Steeplechase Circle, Phoenixville, PA 19460, has applied to discharge stormwater from a construction activity located in East Vincent Township, **Chester County**, to Unnamed Tributary to French Creek.

NPDES Permit PAS10-G408. Stormwater. **Great Valley School District**, 47 Church Road, Malvern, PA 19355, has applied to discharge stormwater from a construction activity located in Willistown Township, **Chester County**, to Tributary to Crum Creek.

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

Wayne County Conservation District, District Manager, Ag Service Center, 470 Sunrise Avenue, Honesdale, PA 18431, (570) 253-0930.

NPDES Permit PAS107419. Stormwater. **U. S. Dept. of Justice**, Federal Bureau of Prisons, 320 First Street, N. W., Washington DC, 20534, has applied to discharge stormwater from a construction activity located in Canaan Township, **Wayne County**, to Middle Creek.

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

NPDES Permit PAS10Q192. Stormwater. **East Penn Real Estate, Inc.**, J. B. Reilly, 4445 Harriet Lane, Bethlehem, PA 18017, has applied to discharge stormwater from a construction activity located in Lower Macungie Township, **Lehigh County**, to Little Lehigh Creek.

Northampton County Conservation District, District Manager, Greystone Building, Gracedale Complex, Nazareth, PA 18064-9211, (610) 746-1971.

NPDES Permit PAS10U027-R. Stormwater. **Thomas Mirth, President**, Forks Land Assoc., Inc., 496 Lone Lane, Allentown, PA 18104, has applied to discharge stormwater from a construction activity located in Forks Township, **Northampton County**, to Bushkill Creek.

Wyoming County Conservation District, District Manager, One Hollowcrest Complex, Tunkhannock, PA 18657, (570) 836-2589.

NPDES Permit PAS107604. Stormwater. **Eaton Hills, Inc.**, 105 West Tioga Street, Tunkhannock, PA 18657, has applied to discharge stormwater from a construction activity located in Eaton Township, **Wyoming County**, to Bowmans Creek.

Southcentral Regional Office: Regional Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 657-4707.

Cumberland County Conservation District, District Manager, Cumberland County CD, 43 Brookwood Avenue, Suite 4, Carlisle, PA 17013, (717) 240-7812.

NPDES Permit PAS-10-H037-R. Stormwater. **Kollas & Costopoulos**, 1104 Fernwood Avenue, Camp Hill, PA 17011 has applied to discharge stormwater from a construction activity located in South Middleton Township, **Cumberland County**, to Yellow Breeches Creek. (HQ-CWF)

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

NPDES Permit PAS-10-M071-R. Stormwater. **Daniel Sheedy**, Greens of Greencastle, P. O. Box 68, Boonsboro, MD 21713 has applied to discharge stormwater from a construction activity located in Antrim Township, **Franklin County**, to Muddy Run. (HQ-CWF)

Northcentral Regional Office: Regional Water Management Program Manager, 208 W. 3rd St., Suite 101, Williamsport, PA 17701, (717) 327-3574.

Potter County Conservation District, 107 Market St., Coudersport, PA 16915, (814) 274-8411 Ext. 4.

NPDES Permit PAS105506. Stormwater. **Coudersport Area Muni. Auth.**, has applied to discharge stormwater from a construction activity located in Eulalia and Sweden Townships, **Potter County** to Trout Run, Lyman Creek and Mill Creek.

SAFE DRINKING WATER

Application received for a Construction Permit issued under the Pennsylvania Safe Drinking Water Act (35 P. S. § 721.1—721.17).

Regional Office: Northcentral Field Operations, Environmental Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701.

A. 5300501. The Department has received a permit application from the **Borough of Coudersport**, 201 South West Street, Coudersport, PA 16919-1050, Borough of Coudersport, **Potter County**. The application is for the replacement of submersible well pump in North Well No. 1 to increase pumping capacity.

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, 303, 304 and 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 the remediation.

Under sections 304(n)(1)(ii) and 305(c)(2) of the act, there is a 30-day public and municipal comment period for sites proposed for remediation using a site-specific standard, in whole or in part, and for sites remediated as a special industrial area. This period begins when a summary of the Notice of Intent to Remediate is published in a newspaper of general circulation in the area of the site. For the 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. 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, contact the Environmental Cleanup Program Manager in the Department of Environmental Protection Regional Office under which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

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

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

Tinicum Industrial Park, Tinicum Township, **Delaware County**. Dean Reed, CBS Corp., 11 Stanwix Street, Pittsburgh, PA 15222, has submitted a revised Notice of Intent to Remediate site soil contaminated with PCBs, lead, heavy metals, pesticides, solvents, BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons and groundwater contaminated with PCBs, heavy metals, pesticides, solvents, BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons. The applicant proposes to remediate the site to meet Statewide health and site-specific standards. A summary of the Notice of Intent to Remediate was reported to have been published in *The Delaware County Times* on December 31, 1999.

Jeffersonville Shopping Center, West Norriton Township, **Montgomery County**. Jeffrey K. Wade, Dames & Moore, 2325 Maryland Road, Willow Grove, PA 19090, has submitted a Notice of Intent to Remediate site soil contaminated with solvents. The applicant proposes to remediate the site to meet the Statewide health standard. A summary of the Notice of Intent to Remediate was reported to have been published in *The Times Herald* on January 12, 2000.

Northeast Regional Field Office: Joseph Brogna, Regional Environmental Cleanup Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.

Heraeus Amersil, Inc., Upper Mt. Bethel Township, **Northampton County**. Michael N. Metlitz, Project Manager, The Whitman Companies, Inc., 44 W. Ferris Street, East Brunswick, NJ 08816 has submitted a Notice of Intent to Remediate (on behalf of his client, Heraeus Amersil, Inc., 100 Heraeus Boulevard, Buford, GA 30518) concerning the remediation of site soils found to

have been contaminated with fluoride, and site groundwater found to have been contaminated with fluoride and solvents. The applicant proposes to remediate the site to meet both the Statewide health and the site-specific standards. A summary of the Notice of Intent to Remediate was reportedly published in *The Express Times* on February 5, 2000.

Southcentral Regional Office: Environmental Cleanup Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4705.

Tyco Electronics Corporation (formerly AMP Inc.) Building 6, Codorus Township, **York County**. Tyco Electronics Corporation, P. O. Box 3608, MS 140-42, Harrisburg, PA 17105 has submitted a Notice of Intent to Remediate site soils and groundwater contaminated with heavy metals and solvents. The applicant proposes to remediate the site to meet the requirements for a combination of the Statewide health and background standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *York Daily Record* and the *York Dispatch*, on February 1, 2000.

SOLID AND HAZARDOUS WASTE RESIDUAL WASTE PROCESSING FACILITIES

Applications submitted under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and regulations to operate solid waste processing or disposal area or site.

Regional Office: Regional Solid Waste Manager, Suite 6010, 555 North Lane, Lee Park, Conshohocken, PA 19428.

A. 300582. Warren Company, P. O. Box 457, Yellow Springs Road, Devault, PA 19432. Application was submitted to modify the closure plan for the closed residual waste landfill located at Cedar Hollow Quarry in Treduyfrin, **Chester County**. The application was received by the Southeast Regional Office on February 8, 2000.

AIR QUALITY

Notice of Plan Approval and Operating Permit Applications

Nonmajor Sources and Modifications

The Department of Environmental Protection (Department) has developed an "integrated" plan approval, State operating permit and Title V operating permit program. This integrated approach is designed to make the permitting process more efficient for the Department, the regulated community and the public. This approach allows the owner or operator of a facility to complete and submit 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 Department 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 Offices identified in this notice. Persons interested in reviewing

the application files should contact the appropriate regional office to schedule an appointment.

Persons wishing to file protests or comments on the proposed plan approval and/or operating permits must submit the protest or comment within 30 days from the date of this notice. Interested persons may also request that a hearing be held concerning the proposed plan approval and operating permit. Any comments or protests filed with the Department 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 Department schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior the date of the hearing.

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

Applications received and intent to issue Operating Permits under the Air Pollution Control Act (35 P. S. §§ 4001—4015).

Northeast Regional Office: Air Quality Program, Two Public Square, Wilkes-Barre, PA 17811-0790, (570) 826-2531.

48-328-003: Pennsylvania Power & Light Co. (Two North Ninth Street, Allentown, PA 18101) for operation of four combustion turbines at the Martin Creek Facility in Lower Mount Bethel Township, **Northampton County**.

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

06-01003C: Lucent Technologies, Inc. (P. O. Box 13396, Reading, PA 19612-3396) for operation of two silicon etchers controlled by a thermal oxidizer in Muhlenberg Township, **Berks County**.

22-322-001A: Dauphin Meadows, Inc. (Route 209, Millersburg, PA 17061) for operation a landfill gas extraction system and a leachate evaporator controlled by an enclosed ground flare located in Upper Paxton and Washington Townships, **Dauphin County**. This source is subject to 40 CFR Part 60, Subpart WWW—Standards of Performance for Municipal Solid Waste Landfills.

Southwest Regional Office: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4174.

OP-63-00159: Stone & Co. (R. D. 12, Box 613, Roseytown Road, Greensburg, PA 15601) for operation of concrete facility at Charleroi Plant in Charleroi, **Washington County**.

Notice of Intent to Issue Title V Operating Permits

Under 25 Pa. Code § 127.521, notice is 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 and G (relating to operating permit requirements, and 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 at the regional office telephone number noted. For additional information, contact the regional office noted.

Interested persons may submit written comments, suggestions or objections concerning the proposed Title V permit to the regional office within 30 days of publication 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 person 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.

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.

Southwest Regional Office: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4174.

PA-63-00641B and TV-63-00641: Regal Industrial Corp. (P. O. Box 291, 98 East 1st Street, Donora Industrial Park, Donora, PA 15033) for operation of a miscellaneous metal parts finisher in Donora Borough, **Washington County**. As a result of the levels of Hazardous Air Pollutants (HAP's) emitted, Regal is a major stationary source as defined in Title I, Part D of the Clean Air Amendments. The facility is therefore subject to the Title V permitting requirements adopted in 25 Pa. Code, Chapter 127, Subchapter G. Regal has elected to take Federally enforceable requirements limiting emissions below major source thresholds for Volatile Organic Compounds (VOC) and is a minor source of particulate matter. The plan approval and the Title V Operating Permit contain emissions limitations, technology requirements, work practice standards and strict reporting requirements.

TV-32-00065: Specialty Tires of America Inc. (1600 Washington Street, P. O. Box 749, Indiana, PA 15701) in the Borough of Indiana, **Indiana County**. The facility's major sources of emissions include undertread cementing, tread end cementing, green tire spraying, and miscellaneous tire building operations.

TV-11-00034: Johnstown Corp. (545 Central Avenue, Johnstown, PA 15904) for their Johnstown Foundry in Johnstown, **Cambria County**. The facility's major source of emissions include one tri-fuel boiler, various electric furnaces, mold making operations and sand reclamation processes which emit major quantities of volatile organic compounds (VOCs).

PLAN APPROVALS

Applications received and intent to issue Plan Approvals under the Air Pollution Control Act (35 P. S. §§ 4001—4015).

Northeast Regional Office: Air Quality Program, Two Public Square, Wilkes-Barre, PA 17811-0790, (570) 826-2531.

39-317-027: Doane Pet Care (Windy Hill Pet Food Co., 6821 Ruppsville Road, Allentown, PA 18106) for

modification of pet food manufacturing processes in Upper Macungie Township, **Lehigh County**.

13-304-003: Weatherly Casting & Machine Co. (300 Commerce Street, Weatherly, PA 18255) for installation of an air cleaning device in Weatherly Borough, **Carbon County**.

39-318-103: Dispensing Containers Corp. (62 Anthony Road, Glen Gardner, NJ 08826) for construction of an aerosol can internal coating operation at 7130 Ambassador Drive in Upper Macungie Township, **Lehigh County**.

Southcentral Regional Office: Air Quality Program, 909 Elmerton Avenue, Harrisburg, Pa 17110, (717) 705-4702.

01-03021: Agway, Inc., d.b.a. Andgrow Fertilizer (3150 Stoney Point Road, East Berlin, PA 17316) for an existing fertilizer mixing operation in Latimore Township, **Adams County**.

67-304-034E: R. H. Sheppard Co., Inc. (P. O. Box 877, Hanover, PA 17331-0877) for installation of a fabric collector to control particulate emissions from the existing shakeout and sprue breaker station at Plant No. 9 in Hanover Borough, **York County**.

67-317-033C: Starbucks Coffee Co. (P. O. Box 34067, Seattle, WA 98124-1067) for installation of a coffee roaster at their York Roasting Plant (3000 Espresso Way, York, PA 17402) in East Manchester Township, **York County**.

67-03055A: Vulcan Construction Materials, LP (P. O. Box 7268, 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. This source is subject to the following: 40 CFR Part 60, Subpart I—Standards of Performance for Hot Mix Asphalt Facilities; 40 CFR Part 60, Subpart Kb—Standards of Performance for Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels); 40 CFR Part 60, Subpart OOO—Standards of Performance for Nonmetallic Mineral Processing plants.

Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3637.

08-318-027A: Mills Pride Limited Partnership (100 Lamoka Road, Sayre, PA 18840) for construction of a wood cabinet parts glaze coating line to be controlled by an existing air cleaning device (a regenerative thermal oxidizer) in Athens Township, **Bradford County**.

17-399-013A: Burke Parsons Bowby Corp. (R. R. 3, Box 275, DuBois, PA 15801) for construction of three replacement cresote tanks, one replacement oil/water separator tank and one replacement overflow tank all to be controlled by an existing air cleaning device (a scrubber) in Sandy Township, **Clearfield County**.

Southwest Regional Office: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4174.

PA-65-918A: Allegheny Energy Supply, LLC (800 Cabin Hill Drive, Greensburg, PA 15601) for installation of simple cycle combustion turbine at Harrison City Power Plant in Penn Borough, **Westmoreland County**.

PA-26-495A: Allegheny Energy Supply, LLC (800 Cabin Hill Drive, Greensburg, PA 15601) for installation of simple cycle combustion turbine at Gans Power Station in Springhill Township, **Fayette County**.

PA-63-070B: Dyno Nobel Inc. (1320 Galiffa Drive, Donora, PA 15033) for installation of a landfill gas burner at Donora Plant in Donora Borough, **Washington County**.

PA-11-436A: Penn Cambria School District (205 6th Street, Cresson, PA 16630) for installation of a space heating boiler at Penn Cambria Middle School in Gallitzin Borough, **Cambria County**.

PA-03-975A: Armstrong Energy LLC (Dominion Energy, P. O. Box 26532, Richmond, VA 23261) for installation of four simple cycle peaking combustion turbines at Armstrong Energy LLC in South Bend Township, **Armstrong County**.

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

PA-25-989A: Sithe Erie West LLC, Erie West Station (US Route I-90 & PA Route 215, Erie, PA 16501) for construction of a nominal 900 MW combined cycle electric generating facility including three combined cycle combustion turbines with supplementary fired heat recovery steam generators, one steam turbine for electric generation, and auxiliary supporting equipment in Conneaut Township, **Erie County**. This construction will be subject to Federal NSPS regulations defined in 40 CFR Part 60, Subparts GG, Da, and Dc, Federal Prevention of Deterioration (PSD) regulations defined in 40 CFR Part 52, Subparts 51 and 52, Federal Acid Rain Program defined in 40 CFR Parts 72 through 75, State New Source Review (NSR) regulations defined in 25 Pa. Code §§ 127.201—127.217, and the NOx Emissions Budget Program defined in 25 Pa. Code §§ 123.101—123.120

PA-37-308A: Glacial Sand & Gravel Co. (Route 108, Slippery Rock, PA 16057) for construction of a non-metallic mineral processing facility (350 tons per hour) in Plain Grove & Scott Townships, **Lawrence County**. This construction is subject to Federal NSPS, 40 CFR Part 60, Subpart OOO.

PA-37-307A: Hobel Brothers Co., Slippery Rock Salvage (214 Gardner Avenue, New Castle, PA 16107) for installation of a baghouse (12,000 scfm) on an existing steel ingot cutting operation in New Castle, **Lawrence County**.

PA-10-0326A: Oesterlings Sandblasting & Painting, Inc. (686 Glennwood Way, Butler, PA 16001) for construction of a sandblasting room controlled by a fabric collector in Center Township, **Butler County**.

REASONABLY AVAILABLE CONTROL TECHNOLOGY

(RACT)

Reasonably Available Control Technology; Public Hearing

Chicago Rivet & Machine Company

The Department of Environmental Protection (Department) has made a preliminary determination to approve a Reasonably Available Control Technology (RACT) Plan and proposes to revise the State Implementation Plan (SIP) for Chicago Rivet & Machine Co. at Industrial Park, in Tyrone Borough, Blair County.

The proposed SIP revision does not adopt any new regulations. It incorporates the provisions and requirements contained in RACT Operating Permit No. 07-2029 for the existing facility to comply with current regulations. The Volatile Organic Compound (VOC) RACT determination for the degreasers is the facility's current

operations and work practice standards. The VOC RACT determination for all other existing VOC sources is that the emissions from each source shall remain below the RACT *de minimis* level of 2.7 tons per year.

The preliminary RACT determination, when finally approved, will be incorporated into an operating permit for the facility and will be submitted to the United States Environmental Protection Agency (EPA) as a revision to Pennsylvania's SIP.

An appointment to review the pertinent documents at the Southcentral Regional Office may be scheduled by contacting Mary DiSanto at (717) 705-4732 between 8 a.m. and 3:30 p.m., Monday through Friday, except holidays.

One public hearing will be held for the purpose of receiving comments on the proposal. The hearing will be held on April 19, 2000, at the Altoona District Office, 615 Howard Avenue, Altoona, PA 16601 from 1 p.m. until all scheduled comments on the proposal are received.

Those wishing to comment are requested to contact Karen Sitler at (717) 705-4904 at least 1 week in advance of the hearing to schedule their testimony. Those wishing to provide testimony are requested to provide two written copies of their remarks at the time of the hearing. Oral testimony will be limited to a maximum of 10 minutes per individual. Organizations are requested to designate an individual to present testimony on behalf of the organization. Written comments may be submitted to Rick Millard, Air Pollution Control Engineer, 909 Elmerton Avenue, Harrisburg, PA 17110-8200 on or before April 28, 2000.

Persons with a disability and who wish to attend the hearing scheduled for April 19, 2000, at the Altoona District Office and require an auxiliary aid, service or other accommodation to participate in the proceedings, should contact Karen Sitler directly at (717) 705-4904 or through the AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

MINING

APPLICATIONS TO CONDUCT COAL AND NONCOAL ACTIVITIES

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 informal conferences on applications, may be submitted by a person or an officer or head of any Federal, State or local government agency or authority to the Department at the same address within 30 days of this publication, or within 30 days after the last publication of the applicant's newspaper advertisement, as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34 (relating to public notices of filing of permit applications, opportunity for comment, and informal conferences).

Where any of the mining activities listed will have discharges of wastewater to streams, the Department will incorporate NPDES permits into the mining activity permits issued in response to these applications. The 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.

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

Coal Mining Applications Received:

30841317. Consol PA Coal Co. (P. O. Box 174, Graysville, PA 15337), to revise the permit for the Enlow Fork Mine in Richhill Township, **Greene County** to add 9,998 acres to subsidence control plan and delete 737 acres from subsidence control plan, no additional discharges. Application received December 17, 1999.

30841320. Dana Mining Co. of PA, Inc. (P. O. Box 1209, Morgantown, WV 26507), to revise the permit for the Dooley Run Mine in Dunkard Township, **Greene County** to delete 317 acres and 84 acres to subsidence control plan, also add 15.65 acres to underground permit, no additional discharges. Application received December 30, 1999.

Hawk Run District Office, P. O. Box 209, Off Empire Road, Hawk Run, PA 16840.

17980105. Johnson Bros. Coal Co. (R. R. 1, Box 580, Mahaffey, PA 15757), transfer of an existing bituminous surface mine-auger permit from Jer-Dem, Inc., located in

Knox Township, **Clearfield County** affecting 85 acres. Receiving streams: unnamed tributary to Clearfield Creek and Cherry Run. Application received February 3, 2000.

17970110. Moravian Run Reclamation Co., Inc. (605 Sheridan Drive, Clearfield, PA 16830), transfer of an existing bituminous surface mine-auger permit from Al Hamilton Contracting Co., located in Penn Township, **Clearfield County** affecting 256 acres. Receiving streams: Bell Run and three unnamed tributaries to Bell Run. Application received January 31, 2000.

17940123. Larson Enterprises, Inc. (P. O. Box 96, Kylertown, PA 16847), renewal of an existing bituminous surface mine permit in Cooper Township, **Clearfield County** affecting 30.8 acres. Receiving streams: unnamed tributary of Sulphur Run to Sulphur Run to Moshannon Creek to the West Branch Susquehanna River. Application received January 28, 2000.

14000101. River Hill Coal Co., Inc. (P. O. Box 141, Kylertown, PA 16847), commencement, operation and restoration of a bituminous surface mine permit in Snow Shoe Township, **Centre County** affecting 62 acres. Receiving streams: None—infiltration to groundwater system. Application received February 9, 2000.

57000901. Falcon Coal & Construction, Inc. (P. O. Box 207, Mildred, PA 18632), commencement, operation and restoration of an Incidental Coal Extraction permit in Cherry Township, **Sullivan County** affecting 18.5 acres. Receiving streams: Birch Creek to Loyalsock Creek to West Branch Susquehanna River. Application received February 8, 2000.

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

03940113R. Thomas J. Smith, Inc. (R. R. 1, Box 260D, Shelocta, PA 15774). Resubmission of a renewal application for continued operation and reclamation of a bituminous surface auger mine located in Washington Township, **Armstrong County**, affecting 68.7 acres. Receiving streams: unnamed tributaries to Huling Run. Renewal application received: February 9, 2000.

Ebensburg District Office, 437 South Center Street, P. O. Box 625, Ebensburg, PA 15931-0625.

32840109. Permit Renewal for reclamation only. Black Oak Development Corporation (P. O. Box 176, Glen Campbell, PA 15742), for continued restoration of a bituminous surface mine in Banks Township, Glen Campbell Borough, **Indiana County**, affecting 151.3 acres, receiving stream Brady Run, unnamed tributary to Cush Creek and Cush Creek to West Branch Susquehanna River, application received February 7, 2000.

32940109. Permit Renewal, K.M.P. Associates (R. D. 2, Box 194, Avonmore, PA 15618-9512) for continued operation and restoration of bituminous-auger surface mine in Young Township, **Indiana County**, affecting 133.1 acres, receiving stream unnamed tributary to/and Whisky Run, application received February 8, 2000.

32940108. Permit Renewal for reclamation only R & L Coal Corporation (P. O. Box 26, Punxsutawney, PA 15767), for continued restoration of bituminous surface mine in Canoe Township, **Indiana County**, affecting 22.4 acres, receiving stream Canoe Creek, application received February 8, 2000.

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

Coal Applications Returned

03940113R. Thomas J. Smith, Inc. (R. R. 1, Box 260D, Shelocta, PA 15774). Renewal application returned for continued reclamation of a bituminous surface auger mine located in Washington Township, **Armstrong County**, affecting 68.7 acres. Receiving streams: unnamed tributaries to Huling Run. Renewal application received: September 28, 1999. Renewal application returned: January 31, 2000.

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

Coal Applications Denied

65970901-02. Ralph Smith & Son, Inc. (R. R. 1, Box 184C, Derry, PA 15627). Bonding increment and revision package denied for an existing bituminous surface mine located in Salem Township, **Westmoreland County**, affecting 34.7 acres. Receiving streams: unnamed tributary to Porters Run to Beaver run Reservoir. Bonding increment/revision application received: January 19, 2000. Bonding increment/revision application denied: January 8, 2000.

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

Coal Applications Withdrawn

63990102. Robinson Coal Company (200 Neville Road, Neville Island, PA 15225). Application withdrawn for commencement, operation and reclamation of a bituminous surface mine located in Robinson Township, **Washington County**, proposed to affect 273.5 acres. Receiving streams: unnamed tributaries to Robinson Run, to Robinson Run, Chartiers Creek to Ohio River and Robinson Run to Chartiers Creek to the Ohio River. Application received: September 9, 1999. Application withdrawn: February 8, 2000.

APPLICATIONS RECEIVED UNDER SECTION 401: FEDERAL WATER POLLUTION CONTROL ACT

ENCROACHMENTS

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 (Department). Section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)), requires the State to certify that the involved projects will not violate the applicable provisions of 33 U.S.C.A. §§ 1311—1313, 1316 and 1317 as well as relevant State requirements. Initial requests for 401 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 Safety or Encroachment Permit, or the approval of Environmental Assessments must submit any comments, suggestions or objections within 30 days of the date of this notice as well as any questions to the office noted above the application.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings, should contact the specified program. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (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.

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

E15-545. Encroachment. **Franklin Township**, P. O. Box 118, Kemblesville, PA 19347. To amend permit E15-545 to construct and maintain a pre-fabricated pedestrian truss bridge spanning the West Branch of the White Clay Creek located within the Elwood Crossen Memorial Park (West Grove, PA-DEL Quadrangle N: 2.65 inches; W: 8.8 inches) in Franklin Township, **Chester County**.

E15-635. Encroachment. **Robert & Elizabeth Kirk**, 596 Dampman Road, Honeybrook, PA 19344-1729. To modify an existing off stream pond for use as a stormwater detention facility for the Tobi Hill Farm Subdivision. The site is located approximately 1500 feet south of the intersection of Suplee Road and Dampman Road (Wagontown, PA-USGS Quadrangle N: 18 inches; W: 17 inches) in Honeybrook Township, **Chester County**.

E46-857. Encroachment. **Whitemarsh Township**, 616 Germantown Pike, Lafayette Hill, PA 19444-1821. To remove an existing twin 54-inch steel pipe culverts and to install and maintain 60 LF of 12-foot by 5-foot concrete box culvert in and along Lorraine Run (TSF) beneath West Valley Green Road. This work includes the construction of a temporary bypass roadway, which will be converted into a bike/pedestrian trail after construction. The activity is associated with Phase II of the Whitemarsh Township Storm Drainage Improvement Project located approximately 600 feet northeast of the intersection of West Valley Green Road and Cricket Road (Germantown, PA Quadrangle N: 19.35 inches; W: 13.90 inches) in Whitemarsh Township, **Montgomery County**.

Northcentral Region, Water Management, Soils and Waterways Section, F. Alan Sever, Chief, 208 West Third St., Suite 101, Williamsport, PA 17701.

E17-346. Encroachment. **Clearfield Borough Council**, 14 Front Street, Clearfield, PA 16830. To maintain an outfall pipe, 21 inches in diameter, with endwall at the West Branch Susquehanna River located approximately 250 feet south of the Market Street bridge (Clearfield, PA Quadrangle N: 3.8 inches; W: 9.1 inches) in Borough of Clearfield, **Clearfield County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E41-458. Encroachment. **Clinton Township Supervisors**, 2106 Route 14, Montgomery, PA 17752. To (1) remove an existing structure; (2) construct, operate and maintain a single span reinforced concrete adjacent box beam bridge across Black Hole Creek—Trout Stocking Fishery; and (3) realign the channel of the same waterway to carry T-522 across Black Hole Creek. The bridge shall be constructed with a normal span of 42-feet, average underclearance of 4.5-feet and skew of 72.5-degrees. The channel realignment shall be limited to a maximum of 90-feet upstream of the proposed bridge and a maximum of 40-feet downstream. The construction will temporarily impact 850 square feet of wetlands while impacting 155-feet of waterway. The project is located

along the southern right-of-way of SR 0054 approximately 2,000 feet south of SR 0054 and Township Road No. 522 (Montoursville-South, PA Quadrangle N: 9.5 inches; W: 2.0 inches) in Clinton Township, **Lycoming County**. This permit also authorizes the construction and operation of a temporary crossing that will temporarily impact 850-square feet of wetland; upon completion of the bridge construction, the temporary crossing shall be removed and the area fully restored to original contours, elevations and hydrology.

E41-461. Encroachment. **Frank E. Bennett**, 715 Middle Road, Montgomery, PA 17752. To maintain a private footbridge with a span of 15.75 feet and underclearance of 3 feet across Adams Creek located off Middle Road approximately 0.7 mile from Brouse Road (Muncy, PA Quadrangle N: 11.5 inches; W: 14.0 inches) in Clinton Township, **Lycoming County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

Southwest Regional Office: Soils & Waterways Section, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

E63-481. Encroachment. **Washington County Commissioners**, 701 Courthouse Square, Washington, PA 15301. To remove the existing abutments and to construct and maintain a low flow crossing consisting of four 30-inch diameter culverts in the channel of Robinson Fork Wheeling Creek (WWF) located on T. R. 316, just north from the intersection of T-316 and T-307 (Wind Ridge, PA Quadrangle N: 21.3 inches; W: 14.3 inches) in West Finley Township, **Washington County**.

E04-243 A1. Encroachment. **Pennsylvania Department of Transportation**, Engineering District 11-0, 45 Thoms Run Road, Bridgeville, PA 15017. To amend Permit E04-243 which authorizes the removal of an existing bridge and the construction and maintenance of a R. C. Box Culvert having a span of 16' and effective underclearance of 6.5' and a length of 57.7' in Little Traverse Creek (WWF). The permit will now include the removal of an additional structure and the length of the R. C. Box Culvert will be increased by 41.67' making the total length now 99.37'. The culvert invert will still be depressed 1.5'. The project is located on S. R. 0030 at its intersection with S. R. 0018, Station 405 + 47.13 segment 0120 (Hookstown, PA Quadrangle N: 7.7 inches; W: 5.1 inches) in Hanover Township, **Beaver County**.

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

E16-115. Encroachment. **Farmington Township Supervisors**, P. O. Box 148, Leeper, PA 16233. To remove the existing structure and to construct and maintain a prestressed concrete box culvert having a waterway opening measuring 6.0 meters wide and 2.0 meters high on T-620 (Walley Run Road) across Walley Run (HQ-CWF). This project will include placement of the box culvert invert below the streambed to allow for unobstructed access for aquatic organisms. The project is located on T-020 (Walley Run Road across Walley Run approximately 0.71 mile southwest of the intersection of T-620 (Walley Run Road) and T-622 (Tylersburg, PA Quadrangle N: 6.0 inches; W: 4.8 inches) located in Farmington Township, **Clarion County**.

E61-231. Encroachment. **Clinton Township**, P. O. Box 216, Butler Street, Clintonville, PA 16372. To remove the existing structure and to construct and maintain a corrugated metal arch culvert having a span of 13.0 feet and a rise of 8 feet on T-305 (Hovis Road) across a tributary to

Scrubgrass Creek (CWF). The project is located on T-305 (Hovis Road) across a tributary to Scrubgrass Creek approximately 1 mile west of the intersection of T-305 (Hovis Road) and SR 308 (Barkeyville, PA Quadrangle N: 11.1 inches; W: 1.8 inches) located in Clinton Township, Venango County.

WATER QUALITY CERTIFICATION

Initial Notice of Request for Certification under Section 401 of the Federal Water Pollution Control Act

The following requests have been made to the Department of Environmental Protection (Department) under section 401(a) of the Federal Clean Water Act (act) (33 U.S.C.A. § 1341(a)), for certification that the construction and operation herein described will comply with the applicable provisions of sections 301—303, 306 and 307 of that act, and that the construction will not violate applicable Federal and State water quality standards.

Prior to final approval of the proposed certification, consideration will be given to any comments, suggestions or objections, which are submitted in writing within 30 days of the date of this notice. Comments should be submitted to the Department at the address indicated for each request for certification. Comments should contain the name, address and telephone number of the person commenting; identification of the certification request to which the comments are addressed; and a concise statement of comments, suggestions or objections in sufficient detail to inform the Department of the exact basis of the proposal and the relevant facts upon which it is based. The Department may conduct a fact-finding hearing or an informal conference in response to any given comments, if deemed necessary to resolve conflicts. Each individual will be notified in writing of the time and place of scheduled hearing or conference concerning the certification request to which the protest relates. Maps, drawings and other data pertinent to the certification request are available for inspection and review at the address indicated above, between the hours of 8 a.m. and 4 p.m. on each working day.

Final or proposed action on certain other certification requests for projects which require both a Water Obstruction and Encroachment Permit and either a United States Army Corps of Engineers individual permit or a Nationwide permit 14, 18 or 26 will be published with the Actions of Applications filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27).

Regional Office: Regional Manager, Water Management Program, Southwest Region, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Certification Request Initiated by: Richard H. Hogg, P. E., District Engineer, Engineering District 10-0, Pennsylvania Department of Transportation, P. O. Box 429, Indiana, PA 15701.

Location: Burrell and Center Townships, Indiana County.

Project Description: To reconstruct and widen approximately 8.3 miles of the existing State Route 0119, Section 480 starting at its interchange with State Route 0022 in Burrell Township, Indiana County and continuing northward to its intersection with State Route 0056 in the Borough of Homer City, Indiana County. The project will impact the following streams: Weirs Run (CWF), an unnamed tributary to Weirs Run (CWF), Blacklick Creek (TSF), an unnamed tributary to Blacklick Creek (CWF), three unnamed tributaries to Two Lick Creek (CWF), and

Tearing Run (CWF). In addition, a total of 5.08 acres of wetland are proposed to be permanently impacted (2.13 acres PEM, 0.584 acre PSS, 1.46 acres PFO, 0.06 acre POW) and a total of 0.32 acre of wetland are proposed to be temporarily impacted (0.28 acre PEM, 0.04 acre PSS). Stream and wetland mitigation will be required.

ACTIONS

FINAL ACTIONS TAKEN UNDER THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

[National Pollution Discharge Elimination System Program (NPDES)]

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

(Part I Permits)

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

Any person aggrieved by this action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, Pa 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action unless the appropriate statute provide a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

Permits Issued

NPDES Permit No. PA-0063321. Sewerage. **Ararat Township Supervisors**, R. R. 1, Box 23E, Thorn Hill Road, Thompson, PA 18465 is authorized to discharge from a facility located in Herrick Township, **Susquehanna County**, to Fiddle Lake Creek.

Northcentral Regional Office: Department of Environmental Protection, 208 West Third Street, Suite 101, Grit Building, Williamsport, PA 17701.

WQM Permit No. 1799403. Sewerage. **Charles R. Brown III**, R. D. 1, Box 240A, Dubois, PA 15801. Permission granted to construct and maintain a single family residence sewage treatment system located at Sandy Township, **Clearfield County**.

WQM Permit No. 4999404. Sewerage. **Dennis and Deborah Campbell**, 311 South Fifth Street, Shamokin, PA 17872. Permission granted to construct and maintain

a single family residence sewage treatment system located at Lower Augusta Township, **Northumberland County**.

WQM Permit No. 6099403. Sewerage. **Terry & Sherri Conard**, R. R. 1, Box 263, Mifflinburg, PA 17844. Permission granted to construct and maintain a single family residence sewage treatment system located at Hartley Township, **Union County**.

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

NPDES Permit No. PA0097624. Industrial. **Glassmere Fuel Service**, 1967 Saxonburg Boulevard, Tarentum, PA 15084 is authorized to discharge from a facility located at Glassmere Fuel Service, West Deer Township, **Allegheny County** to receiving waters unnamed tributary 42299 to Little Deer Creek.

NPDES Permit No. PA0093262. Sewerage. **Industrial Leasing Systems** is authorized to discharge from a facility located at BethEnergy Mines Division Office STP, North Bethlehem Township, **Washington County** to receiving waters named Drainage Swale to Little Chartiers Creek.

NPDES Permit No. PA0097535. Sewerage. **Trans Technology Corporation**, Breeze Industrial Products, 100 Aero-Seal Drive, Saltsburg, PA 15681 is authorized to discharge from a facility located at Breeze Industrial products STP, Conemaugh Township, **Indiana County** to

receiving waters named Outfall 001—Unnamed Tributary of Elders Run, Outfalls 002 through 011—see Page 2b of 14.

NPDES Permit No. PA0098957. Sewerage. **Fayette County Housing Authority**, 624 Pittsburgh Road, Uniontown, PA 15401 is authorized to discharge from a facility located at Village of Outcrop Sewage Treatment Plant, Springhill Township, **Fayette County** to receiving waters named an unnamed tributary of Georges Creek.

Permit No. 6597410. Sewerage. **Berardo Maragni**, Dante Fashions, 162 Penn-Adamsburg Road, Jeannette, PA 15644. Construction of Sewage Treatment Plant located in Hempfield Township, **Westmoreland County** to serve Dante Fashions.

Permit No. 6599413. Sewerage. **Scott Statler**, R. D. 7, Box 261B, Greensburg, PA 15601. Construction of Sewage Treatment Plant located in Unity Township, **Westmoreland County** to serve Statler Commercial STP.

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

NPDES Permit No. PA0002372. Industrial waste. **Allied Signal Specialty Chemical/Astor Corporation—Wax Manufacturing Plant**, Farmers Valley Plant, R. D. 3, Box 56A, Smethport, PA 16749 is authorized to discharge from a facility located in Keating Township, **McKean County** to Potato Creek.

INDIVIDUAL PERMITS

(PAS)

The following NPDES Individual Permits for Discharges of Storm Water from Construction Activities have been issued.

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

<i>NPDES Permit No.</i>	<i>Applicant's Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10-G365	Brandywine Realty Services Corp. 16 Campus Boulevard, Suite 150 Newtown Square, PA 19073	Tredyffrin Township Chester County	Little Valley Creek
PAS10-G376	The Vanguard Group P. O. Box 260-0, Mail Stop A12 Valley Forge, PA 19482	Tredyffrin Township Chester County	Little Valley Creek
PAS10-G391	RP Group, Inc. 725 Talamore Drive Ambler, PA 19002	Schuylkill Township Chester County	Tributary to Schuylkill River

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

<i>NPDES Permit No.</i>	<i>Applicant's Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS101321	John and Joseph Kovatch Kovatch Enterprises 1 Industrial Complex Nesquehoning, PA 18240	Carbon County Nesquehoning Borough	Nesquehoning Creek
PAS10Q180	Kidspace Corp. 5300 Kidspace Orefield, PA	Lehigh County N. Whitehall Township	Jordan Creek
PAS10U124	Bushkill Township 1114 Bushkill Center Rd. Nazareth, PA 18064	Northampton County Bushkill Township	Bushkill Creek

<i>NPDES Permit No.</i>	<i>Applicant's Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10U123	David Schumacher 3765 Highland St. Allentown, PA 18104	Northampton County Forks Township	Bushkill Creek

Northcentral Region, Water Management, Soils and Waterways Section, F. Alan Sever, Chief, 208 West Third St., Williamsport, PA 17701.

<i>NPDES Permit No.</i>	<i>Applicant's Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10F034R	James Holden JARO Dev. Co., Inc. 308 Walton St. Philipsburg, PA 16866	Centre County Rush Township	Cold Stream

INDIVIDUAL PERMITS

(PAR)

Approvals to Use NPDES and/or Other General Permits

The following parties have submitted (1) Notices of Intent (NOIs) for Coverage under General NPDES Permits to discharge wastewater into the surface waters of this Commonwealth; (2) NOIs for coverage under General Permits for Beneficial Use of Sewage Sludge or Residential Septage by Land Application in Pennsylvania; or (3) Notifications for First Land Application of Sewage Sludge.

The approval of coverage under these General Permits may be subject to one or more of the following: pollutant or effluent discharge limitations, monitoring and reporting, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions set forth in the respective general permit. The Department of Environmental Protection (Department) has reviewed the NOIs and determined that they comply with administrative requirements of the respective permit application. Also, the Department has evaluated the First Land Application of Sewage Sludge for the sites applying for coverage under PAG-7, PAG-8 and PAG-9 and determined that the sites are suitable for land application of sewage sludge.

The EPA Region III Regional 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 Discharges Resulting from Hydrostatic Testing of Tanks and Pipelines

NOTICES

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General Permit Type—PAG-2

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Bethel Township Delaware County	PAR10-J175	Westfield Construction, Inc. 1578 McDaniel Drive West Chester, PA 19380	South Branch Naamans Creek	Department of Environmental Protection Suite 6010, Lee Park, 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Skippack Township Montgomery County	PAR10-T575	S & H Acquisition 1364 Welsh Road, Suite M-1 North Wales, PA 19454	Tributary to Skippack Creek	Department of Environmental Protection Suite 6010, Lee Park, 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Fawn Township York County	PAR-10-Y438	Salt Lake Estates Michael Saciloto P. O. Box 459 Stewartstown, PA 17363	UNT to Deer Creek	York County CD 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430
West Manchester Township York County	PAR-10-Y421	Kinard Trucking Ronald Workman R. D. 1, Box 1177 Spring Grove, PA 17362	UNT to West Branch of Codorus Creek	York County CD 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430
York Township York County	PAR-10-Y435	Woodland Heights Jeffrey Henry 2845 Springwood Road Red Lion, PA 17356	Mill Creek	York County CD 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430
Dover Township York County	PAR-10-Y430	Wandering Streams—Phase 4B Alan Bonsell 3411 South Salem Church Road Dover, PA 17315	UNT to Fox Fun	York County CD 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430
York Township York County	PAR-10-Y444	Living Word Community Church 705 South Ogontz Street York, PA 17403	UNT to Mill Creek	York County CD 118 Pleasant Acres Rd. York, PA 17402 (717) 840-7430
Clarion County Madison Township	PAR101524	DEP Bur. Abandoned Mine Reclamation P. O. Box 8476 HARRISBURG, PA 17105-8476	UNT Catfish Run	DEP, Northwest Region Water Mgt. Program Manager, 230 Chestnut St., Meadville, PA 16335-3481 (814) 332-6942
Erie County City of Corry	PAR10K148	Wal-Mart Stores, Inc. 2001 S. E. 10th Street Bentonville, AK 72712	Hare Creek	Erie Conservation District 12723 Route 19 P. O. Box 801 Waterford, PA 16441 (814) 796-4203
Erie County Waterford Township	PAR10K151	Glenn M. & Yvonne T. Hebets 11008 Peach Street Waterford, PA 16441	LeBoeuf Creek	Erie Conservation District 12723 Route 19 P. O. Box 801 Waterford, PA 16441 (814) 796-4203
Northampton County City of Bethlehem	PAR10U133	J. B. Reilly East Penn Real Estate 4445 Harriet Lane Bethlehem, PA 18017	Saucon Creek	Northampton CD (610) 746-1971

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Bradford County Athens Township	PAR100817	Valley Business Park 225 Colonial Dr. Horseheads, NY 14845	Chemung River	Bradford County Cons. Dist. R. R. 5, Box 5030C Towanda, PA 18848 (570) 265-5539

General Permit Type—PAG-3

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Mifflin County Granville Township	PAR113522	Krautkramer Branson, Inc. 50 Industrial Park Road Lewistown, PA 17044	Juniata River	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Bedford County Bedford Township	PAR203504	Kennametal, Inc. 442 Chalybeate Road P. O. Box 161 Bedford, PA 15522	UNT to Dunning Creek	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Bedford County Colerain Township	PAR203505	Kennametal, Inc. 442 Chalybeate Road P. O. Box 161 Bedford, PA 15522	UNT to Cove Creek	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Lancaster County Ephrata Township	PAR603546	Laurel Recycling, Inc. 339 East Fulton Street Ephrata, PA 17522	to Cocalico Creek then Gross Run	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Lancaster County East Hempfield Township	PAR203532	ITT Industries, Inc. P. O. Box 6164 Lancaster, PA 17603-2064	Brubaker Run	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Lancaster County Columbia Borough	PAR203531	ITT Industries, Inc. P. O. Box 6164 Lancaster, PA 17603-2064	Shawnee Run	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Lancaster County Manor Township	PAR503501	Lancaster County Solid Waste Management Authority P. O. Box 4425 Lancaster, PA 17604-4425	Manns Run UNT to Susquehanna River	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Centre County Boggs Township	PAR234815	Danone Inter'l Brands, Inc. 1 Aqua Penn Dr. P. O. Box 938 Milesburg, PA 16853	Bald Eagle Creek	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664

General Permit Type—PAG-4

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Blair County Antis Township	PAG043504	Melvin C. & Sandra R. Frye R. D. 1, Box 526 Altoona, PA 16601	Riggles Gap Run	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Northumberland County Lower Augusta Township	PAG045080	Denis & Deborah Campbell 311 South Fifth St. Shamokin, PA 17821	UNT to Boile Run	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
Clearfield County Sandy Township	PAG045079	Charles R. Brown III R. D. 1, Box 240A Dubois, PA 15801	UNT to Soldier Run	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
Centre County Curtin Township	PAG044809	Terry Peeler 2580 Marsh Creek Rd. Howard, PA 16841	UNT to Marsh Creek	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
Lycoming County Loyalsock Township	PAG045085	Stanley Plocinski 19 Grimesville Rd. Williamsport, PA 17701	UNT Miller Run	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
Union County Hartley Township	PAG044814	Edwin M. Martin R. R. 2, Box 17 Millmont, PA 17845	UNT Cold Run	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
Clearfield County Bradford Township	PAG044915	George Kritzer R. R. 2, Box 82-1 Woodland, PA 16881	Forcey Run	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
Tioga County Delmar Township	PAG045086	Seth & Bonnie Rogers R. R. 7, Box 49C Wellsboro, PA 16901	Morris Branch Marsh Creek	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664
Union County Hartley Township	PAG045081	Terry & Sherri Conard R. R. 1, Box 263 Mifflinburg, PA 17844	UNT to Spruce Run	Northcentral 208 W. Third St. Williamsport, PA 17701 (717) 327-3664

General Permit Type—PAG-5

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
York County Fairview Township	PAG053529	SAC, Inc. 4588 Business 220 Bedford, PA 15522	Yellow Breeches Creek	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707

SEWAGE FACILITIES ACT PLAN APPROVAL**Plan Revision approval granted 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.

Location: Patrick J. McDonnell Subdivision, Seven Single Family Residences in Juniata Township, Bedford County.

Project Description: The plan provided for approval of a revision to the Official Sewage Plan of Juniata Township, Bedford County. The project involves construction of a small flow treatment facility to serve seven proposed residential dwellings with sewage flows of 1,840 gpd.

Treated effluent is to be discharged into Kegg Run Stream. Any required NPDES Permits or Water Management Permits must be obtained in the name of the Homeowner's Association. Approval granted February 8, 2000.

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

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

Upper Saucon Township, **Lehigh County**. The Department of Environmental Protection has approved an Update Revision to the **Upper Saucon Township's Official Sewage Facilities Plan** which addresses the sewage planning requirements for the first phase of the

Township's North Branch Interceptor Extension which is described as Alternative 1 and illustrated on Figure 3-1 of the Update Revision. This portion of the interceptor will transverse the area of a proposed Wedgewood Golf Course expansion and will allow for the first phase of the interceptor extension to be constructed before the Golf Course expansion begins. Specific sewage planning requirements pertinent to the Wedgewood Golf Course expansion will be addressed through a separate sewage planning module submission.

Slatington Borough, **Lehigh County**. The Department of Environmental Protection has approved an Update Revision to the **Slatington Borough's Act 537 Official Sewage Facilities Plan** which addresses re-rating the Slatington Borough Authority's Sewage Treatment Facilities from a capacity of 0.995 mgd to 1.5 mgd. This increase will require no additional construction or physical change to the treatment facilities. The key implementation dates include the adoption of the Update Revision (December 1999), submission of the application for the NPDES Permit and application for Water Quality Management Part II (January 2000) and anticipated permit approvals (May 2000).

Allen Township, **Northampton County**. The Department of Environmental Protection has approved an Update Revision to **Allen Township's Act 537 Official Sewage Facilities Plan** which addresses extending central sewer service to certain portions of Allen Township. The Update Revision's Selected Alternative has been identified as Alternative 1 of the Update Revision. Alternative 1 proposes a connection to the North Catasauqua Borough's sewage conveyance system with ultimate treatment at the Catasauqua Borough Authority's sewage treatment facilities. The implementation of the selected alternative does not propose utilizing public moneys. The Updated Revision's Schedule of Implementation reads as follows:

<i>Major Milestones</i>	<i>Dates</i>
Design Public Sewer System	October 19, 1999— March 2000
Sign Agreement with North Catasauqua	February 2000
Receive guarantee from Wynne Field Estates covering the cost of the pumping station	February 2000
Receive guarantee from John Kraft for construction	February 2000
Acquire easement from property owners	March 2000
1 and 2	March 2000
Finalize Developer Reservation Agreements for Jaindl and Wynne Field Estates	May 2000
Obtain Departmental Part II Permits	May 2000
Construct Phases 1 and 2	June 2000— March 2001
Obtain Loan for Phase 3	March 2001
Construct Phase 3	March 2001— March 2002
Issue Notices to Connect to Public Sewer for Phase 3	March 2002
Obtain Loan for Phase 4	March 2002

<i>Major Milestones</i>	<i>Dates</i>
Construct Phase 4	March 2002— March 2003
Issue a Notice to Connect to Public Sewer for Phase 4	March 2003
Construct Phase 5	March 2003— March 2004
Undertake Study of Need for Kreidersville, Seemsville and E. Allen Gardens	January 2005

Northcentral Regional Office: Water Management Program Manager, 208 West Third Street, Suite 101, Williamsport, Pa 17701-6448, (570) 327-0530.

Location: Village of Stokesdale, Delmar Township, Tioga County. Project Description: This sewage facilities plan proposes providing pressure sewer service to 75 existing dwellings and conveying the sewage to the existing Wellsboro sewage treatment plant for disposal.

The Department's review of the sewage facilities update revision has not identified any significant negative environmental impacts resulting from this proposal.

Location: Old Lycoming Township, Lycoming County. Project Description: This plan calls for a sewer extension to serve an area of Old Lycoming Township bounded by Fox Hollow Road, Grimesville Road and Princeton Avenue Extension. Two grinder pump stations will be located on Fox Hollow Road and Princeton Avenue Extension. Approximately 100 existing EDUs as well as 44 proposed EDUs will be served by this project. Total estimated sewage flows will be approximately 39,000 gallons per day. Wastewater from the project area will flow to a pump station on Fox Hollow Road just north of the Williamsport city line, where it will be pumped to the existing Old Lycoming Township Authority's system on Tiffany Lane. Flow will be conveyed to the Williamsport Sanitary Authority system where it will be treated at their West sewage treatment plant.

The Department's review of the sewage facilities update revision has not identified any significant negative environmental impacts resulting from this proposal.

SAFE DRINKING WATER

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

Southeast Regional Office: Sanitarian Regional Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428-2233, (610) 832-6130.

Permit No. 1599513. Public water supply. **City of Coatesville Authority**, 114 East Lincoln Highway, Coatesville, PA 19320. A permit has been issued to the City of Coatesville Authority for West Chester Road Pump Station in the City of Coatesville, **Chester County**.

Type of Facility: Public Water Supply System

Consulting Engineer: City of Coatesville, 114 East Lincoln Highway, Coatesville, PA 19320.

Permit to Construct Issued: September 7, 2000.

Regional Office: Northcentral Field Operations, Environmental Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701.

Permit No. 4191504-T1. The Department transferred a permit to **Pocono LLC**, 3180 Route 96W, Clifton Springs, NY 14432 from Rod V. Berlin. The permit

authorizes operation of the Meadowbrook Mobile Home Park Public Water Supply System, Muncy Township, Lycoming County.

Permit No. Minor Amendment. The Department issued a permit to **East Haines Township Water Company**, P. O. Box 91, Woodland, PA 16882-0091, Haines Township, Centre County for installation of two fiber-glass finished water storage tanks.

Permit No. Minor Amendment. The Department issued a permit to **East Haines Township Water Company**, P. O. Box 91, Woodward, PA 16882-0091, Haines Township, Centre County to construct and operate additional disinfection facilities and chlorine residual monitoring facilities.

Permit No. 263W011-T1. The Department transferred public water supply Permit No. 263W011 to **East Haines Township Water Company** from the Woodward Water Company. This permit authorizes operation of the public water system that serves the Village of Woodward in Centre County.

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 to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or non-residential exposure factors, a description of the remediation performed, and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected.

For further information concerning the final report, please contact the Environmental Cleanup Program Manager in the Department's 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:

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

Wonder Chemical Corporation, Falls Township, Bucks County. Cliff Harper, Harper Environmental Associates, Inc., 1811 Hale Hollow Road, Bridgewater Corners, VT 05035, has submitted a combined Remedial Investigation/Final Report concerning remediation of site soil contaminated with chlorides and groundwater con-

taminated with chlorides and solvents. The report is intended to document remediation of the site to meet site-specific standards.

Levitz Furniture Facility, Middletown Township, Bucks County. Jeffery Stein, ATC Associates, Inc., 8989 Herrmann Drive, Suite 300, Columbia, MD 21045, has submitted a combined Remedial Investigation/Final Report concerning remediation of site soil and groundwater contaminated with lead, heavy metals, solvents, BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons. The report is intended to document remediation of the site to meet site-specific standards.

Sears Paint & Hardware Store, East Marlborough Township, Chester County. Scott R. Mundell, P. G., Evans Mill Environmental Inc., P. O. Box 735, 101 Fellowship Road, Uwchland, PA 19480-0735, has submitted a Final Report concerning remediation of site soil contaminated with BTEX, and petroleum hydrocarbons. The report is intended to document remediation of the site to meet the Statewide health standard.

Steinmacher Residence, Upper Chichester Township, Delaware County. Thomas Patterson, Roux Associates, Inc., 1222 Forest Parkway, Suite 190, West Deptford, NJ 08066, has submitted a Final Report concerning remediation of site soil contaminated with polycyclic aromatic hydrocarbons. The report was submitted within 90 days of the contaminant release and is intended to document remediation of the site to meet the Statewide health standard.

Southcentral Regional Office: Environmental Cleanup Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4705.

Sunny Farms Site, North Codorus Township, York County. BL Tethys Companies, 2407 Park Drive, 1st Floor, Harrisburg, PA 17110 has submitted a Final Report concerning remediation of site soils contaminated with PCBs, PAHs, BTEX, pesticides, lead, solvents, and heavy metals and groundwater contaminated with heavy metals, solvents and BTEX. The report is intended to document remediation of the site to the Statewide health standard.

Caterpillar Inc. Area A, Springettsbury Township, York County. Earth Tech, Two Market Plaza Way, Mechanicsburg, PA 17055 has submitted a Remedial Investigation/Final Report concerning remediation of site soils contaminated with lead and heavy metals. The report is intended to document remediation of the site to the site-specific standard.

Northcentral Regional Office: Michael C. Welch, Environmental Cleanup Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448, (570) 321-6525.

Northeast Fish Hatchery, Porter Township, Clinton County. Jeffrey L. Case, P. E., on behalf of the US Fish & Wildlife Service, P. O. Box 75, Tylersville Road, Lamar, PA 16848 has submitted a Final Report concerning the remediation of site soil contaminated with asbestos. The report is intended to document remediation of the site to meet the Background Standard.

Southwest Field Office: John J. Matviya, Environmental Cleanup Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-5127.

LTV South Side Works (Groundwater Final Report), City of Pittsburgh, Allegheny County. Martin C. Knuth, Civil and Environmental Consultants, Inc., 601 Holiday Drive, Foster Plaza III, Pittsburgh, PA 15220 and

Urban Redevelopment Authority of Pittsburgh, 200 Ross Street, Pittsburgh, PA 15219-2069 has submitted a Final Report concerning remediation of site groundwater only contaminated with PCBs, heavy metals, PHCs and PAHs. The report is intended to document remediation of the site to meet the Statewide Health Standard.

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

GPU Energy Punxsutawney District Office, 500 Pine St., Punxsutawney, PA 15767. Borough of Punxsutawney, **County of Jefferson**, has submitted a Final Report concerning remediation of site soils and groundwater contaminated with lead, BTEX, PHCs and MTBE. The report is intended to document remediation of the site to meet the Statewide Health and Site Specific Standards.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 3

The Department has taken action on the following plans and reports under the Land Recycling and Environmental Remediations Act (35 P. S. §§ 6026.101—6027.908) and Chapter 250 Administration of Land Recycling Program.

Provisions of 25 Pa. Code § 250.8 Administration of Land Recycling Program 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 Remediations Standards Act (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 reuse of the property, and in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. 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 of Environmental Protection Regional Office under which the notice of the plan or report appears. If information concerning a final report is required in an alternative form, contact the community relations coordinator at the appropriate Regional Office

listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department of Environmental Protection has acted upon the following plans and reports:

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

Market Square at Chestnut Hill—Market Square Cleaners Facility, City of Philadelphia, **Philadelphia County**. Darryl A. Borrelli, Manko, Gold & Katcher, LLP, 401 City Avenue, Suite 500, Bala Cynwyd, PA 19004, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with solvents. The report did not demonstrate attainment of site-specific standards and was disapproved by the Department on December 23, 1999.

Schramm, Inc., West Goshen Township, **Chester County**. David B. Farrington, P. G., Walter B. Satterthwaite Associates, Inc., 720 Old Fern Hill Road, West Chester, PA 19380, has submitted a Final Report concerning remediation of site groundwater contaminated with solvents. The report demonstrated attainment of background standards and was approved by the Department on January 13, 2000.

Wagner Gourmet Foods Site, Ivyland Borough, **Bucks County**. Darryl D. Borrelli, Manko, Gold & Katcher, LLP, 401 City Avenue, Suite 500, Bala Cynwyd, PA 19004, has submitted a Final Report concerning remediation of site groundwater contaminated with solvents. The report demonstrated attainment of background standards and was approved by the Department on January 27, 2000.

Domingo Salvage, Inc., Plymouth Township, **Montgomery County**. Eric B. Rosina, Storb Environmental, Inc., 410 North Easton Road, Willow Grove, PA 19090, has submitted a Final Report concerning remediation of site groundwater contaminated with petroleum hydrocarbons. The report demonstrated attainment of background standards and was approved by the Department on January 31, 2000.

Proposed Home Depot Facility, Warrington Township, **Bucks County**. Joseph S. Schmids, Jr., NTH Consultants, Ltd., 860 Springdale Drive, Exton, PA 19341, has submitted a Remedial Investigation Report, Baseline Risk Assessment Report and Cleanup Plan concerning remediation of site soil contaminated with heavy metals, solvents, and BTEX and groundwater contaminated with solvents. The reports and Cleanup Plan were approved by the Department on February 2, 2000.

Diamond Oil Property—Log I, City of Coatesville, **Chester County**. Jim Taylor, P. G., NePo Associates, Inc., 127 Willowbrook Lane, West Chester, PA 19382, has submitted a Baseline Remedial Investigation Report concerning remediation of site soil and groundwater contaminated with BTEX and polycyclic aromatic hydrocarbons. The report was approved by the Department on February 2, 2000.

Lenape Manufacturing Co., East Rockhill Township, **Bucks County**. Thomas R. Severino, Environmental Science & Remediation Technologies, Inc., 105 East Evans Street, West Chester, PA 19380, has submitted an Addendum: Remedial Investigation/Cleanup Plan/Final Report concerning remediation of site soil contaminated with PCBs, heavy metals, solvents and petroleum hydrocarbons and groundwater contaminated with solvents and

petroleum hydrocarbons. The report demonstrated attainment of Statewide health and site-specific standards and was approved by the Department on February 2, 2000.

Eddystone Crossing, Eddystone Borough, **Delaware County**. J. Anthony Sauder, P. E., P. G., Pennoni Associates, Inc., 3001 Market Street, Philadelphia, PA 19104-2897, has submitted a combined Remedial Investigation/Final Report concerning remediation of site soil contaminated with lead, heavy metals and polycyclic aromatic hydrocarbons and groundwater contaminated with polycyclic aromatic hydrocarbons. The report demonstrated attainment of site-specific standards and was approved by the Department on February 2, 2000.

Moreland Business Park, Lower Moreland Township, **Montgomery County**. Robert M. Byer, Jr., ATC Associates, Inc., 920 Germantown Pike, Suite 200, Plymouth Meeting, PA 19461, has submitted a Final Report concerning remediation of site soil contaminated with heavy metals. The report demonstrated attainment of the Statewide health standard and was approved by the Department on February 3, 2000.

Pennypack Realty Co., City of Philadelphia, **Philadelphia County**. Russell D. Devan, P. G., Environmental Resources Management, 855 Springdale Drive, Exton, PA 19341, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with solvents. The report demonstrated attainment of Statewide health and site-specific standards was approved by the Department on February 7, 2000.

Northeast Regional Field Office: Joseph A. Brogna, Regional Environmental Cleanup Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.

Pennsylvania Power & Light Company (PP&L)—Distribution Pole #43466S49590 (Bacon Street). PP&L, Environmental Management Division, 2 North Ninth Street, Allentown, PA 18101 submitted a Final Report concerning the remediation of site soils found to be contaminated with PCBs (polychlorinated biphenyls). The final report demonstrated attainment of the Statewide health standard, and was approved on February 7, 2000.

Southcentral Regional Office: Environmental Cleanup Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4705.

M & M Realty/L. Lavetan & Sons, Inc., West Manchester Township, **York County**. M & M Realty/L. Lavetan & Sons, Inc., 120 Hokes Mill Road, York, PA 17404 has submitted a Final Report concerning the remediation of site groundwater contaminated with lead. The final report demonstrated attainment of the site-specific standard, and was approved by the Department on February 7, 2000.

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

Dickson Brothers Dry Cleaners (former), City of Pittsburgh, **Allegheny County**. Maribeth Hook, Urban Redevelopment Authority of Pittsburgh, 200 Ross Street, Pittsburgh, PA 15219 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with solvents and PHCs. The Final Report demonstrated attainment of the Site Specific standard and was approved by the Department on February 2, 2000.

LTV South Side (Groundwater Final Report), City of Pittsburgh, **Allegheny County**. Martin C. Knuth, Civil and Environmental Consultants, Inc., 601 Holiday Drive, Foster Plaza III, Pittsburgh, PA 15220 and Urban Redevelopment Authority of Pittsburgh, 200 Ross Street, Pittsburgh, PA 15219-2069 has submitted a final report concerning remediation of site groundwater only contaminated with PCBs, heavy metals PHCs, PAHs. The final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on November 30, 1999.

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

National Forge Company, (SPEDD site), City of Warren, **Warren County**, submitted a Baseline Remedial Investigation Work plan to the Department on February 4, 2000. The work is to be conducted on the former SPEDD site located in Warren. The Department approved the Work Plan on February 10, 2000.

SOLID AND HAZARDOUS WASTE HAZARDOUS WASTE, TREATMENT, STORAGE AND DISPOSAL FACILITIES

Permits issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations to operate a hazardous waste treatment, storage or disposal facility.

Southeast Regional Office: Regional Solid Waste Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.

Permit No. PAD000429589. Waste Management Disposal Services of Pennsylvania, Inc., 1121 Bordertown Road, Morrisville, PA 19067. This permit was approved for the modification of the RCRA post-closure permit for the GROWS Landfill located in Falls Township, **Bucks County**. Modifications include changes to the final cap, gas collection, leachate collections, and ground water monitoring systems as a result of the northeast and southwest expansions to the municipal waste portions of the landfill. No comments were received on the draft permit and fact sheet provided for public comment. Permit modified by the Southeast Regional Office on February 9, 2000.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Permits issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and regulations to operate solid waste processing or disposal area or site.

Southeast Regional Office: Regional Solid Waste Manager, Lee Park, 555 North Lane, Suite 6010, Conshohocken, PA 19428.

Permit No. 100148. Waste Management Disposal Services of Pennsylvania, Inc., 1121 Bordertown Road, Morrisville, PA 19067. This permit was approved for the 28 acre Northeast and the 5.2 acre Southwest expansion areas of the GROWS Landfill located in Falls Township, **Bucks County**. Permit issued by the Southeast Regional Office on February 9, 2000.

AIR QUALITY OPERATING PERMITS

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

Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3637.

GP5-17-08A: Great Lakes Energy Partners, LLC (P. O. Box 235, Yatesboro, PA 16263) on January 10, 2000, for operation of a 120 horsepower natural gas-fired reciprocating internal combustion engine equipped with an air/fuel ratio controller and catalytic converter and operation of a 150,000 BTU per hour natural gas dehydrator under the General Plan Approval and General Operating Permit for Natural Gas Production Facilities (BAQ-GPA/GP5) at the Grampian Compressor Station in Penn Township, **Clearfield County**.

Operating Permits issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify, reactivate or operate air contamination sources and association air cleaning devices.

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

01-03002A: Tarmac America, Inc. (P. O. Box 2016, Norfolk, VA 23501) on February 8, 2000, for operation of an impact crusher and two conveyors controlled by wet suppression in Oxford Township, **Adams County**. This source is subject to 40 CFR Part 60, Subpart OOO—Standards of Performance for Nonmetallic Mineral Processing Plants.

21-303-001C: Hempt Brothers, Inc. (205 Creek Road, Camp Hill, PA 17011) on February 9, 2000, for operation of Batch Asphalt Plants No. 2 and No. 4 controlled by fabric collectors at the Camp Hill Quarry in Lower Allen Township, **Cumberland County**.

22-05003: Stroehmann Bakeries LC (3996 Paxton Street, Harrisburg, PA 17111) on February 8, 2000, for operation of a roll oven controlled by a catalytic oxidizer in Swatara Township, **Dauphin County**.

36-05067C: C & D Technologies, Inc. (82 East Main Street, Leola, PA 17540) on February 3, 2000, for operation of a lead-acid battery manufacturing plant on Route 23 in Upper Leacock Township, **Lancaster County**. This source is subject to 40 CFR Part 60, Subpart KK—Standards of Performance for New Stationary Sources.

36-05086A: DONSCO, Inc. (P. O. Box 2001, Wrightsville, PA 17368-0400) on February 10, 2000, for operations of two core making machines and sand mixer at the Mount Joy Foundry in Mount Joy Borough, **Lancaster County**.

38-303-007: Pottstown Trap Rock Quarries, Inc. (P. O. Box 196, Skippack, PA 19474) on February 1, 2000, for operation of a batch asphalt plant controlled by a baghouse at the Lebanon Materials Division in North Annville Township, **Lebanon County**. This source is subject to 40 CFR Part 60, Subpart I—Standards of Performance for Hot Mix Asphalt Facilities.

Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3637.

41-303-006A: Glenn O. Hawbaker, Inc. (450 East College Avenue, Bellefonte, PA 16823) on January 4, 2000, for operation of a drum mix asphalt plant and associated air cleaning device (a fabric collector) in Fairfield Township, **Lycoming County**. This plant is subject to Subpart I of the Federal Standards of Performance for New Stationary Sources.

49-319-001: Arcos Alloys (1 Arcos Drive, Mt. Carmel, PA 17851) on January 18, 2000, for operation of four cold continuous web wire degreasers in Mt. Carmel Township, **Northumberland County**. These degreasers are subject to Subpart T of the National Emissions Standards for Hazardous Air Pollutants.

49-313-032G: Merck and Co., Inc. (P. O. Box 600, Danville PA 17821-0600) on January 25, 2000, for operation of a chemical process facility (avermectin) and various associated air cleaning devices (condensers and a fume incinerator) at the Cherokee Plant in Riverside Borough, **Northumberland County**.

Southwest Regional Office: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4174.

TV-63-0070: Dyno Nobel, Inc.: (1320 Galiffa Drive, Donora, PA 15033) issued a Title V Operating Permit on February 7, 2000, for their Donora Plant in Donora Borough, **Washington County**. The facility's major source of emissions include two multiple fuel fired boilers rated at 48 MM Btu/hr., nitric acid plant and ammonium nitrate prill tower which emit major quantities of NO_x and particulate matter, PM-10.

Operating Permits Minor Modification issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3637.

OP-55-0005: Wood-Mode, Inc. (Kreamer, PA 17833) on February 3, 2000, to allow use of water-based wiping stains in lieu of solvent-based wiping stains in various wood cabinet finishing operations and to establish alternate emission limitations for water-based wiping stains which are no less restrictive than those already in place for solvent-based wiping stains in Middlecreek Township, **Snyder County**.

OP-41-0002: Grumman Olson (R. R. 1, Box 441, Montgomery, PA 17752) on January 20, 2000, to establish RACT (Reasonably Available Control Technology) requirements for two 3 million BTU per hour natural gas-fired drying oven burners, one 240 gallon diesel fuel storage tank and three solvent cleaning sinks in Clinton Township, **Lycoming County**.

PLAN APPROVALS

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

Northeast Regional Office: Air Quality Program, Two Public Square, Wilkes-Barre, PA 17811-0790, (570) 826-2531.

48-309-084B: Hercules Cement Co. (501 Center Street, P. O. Box 69, Stockertown, PA 18083) on February 3, 2000, for installation of an air cleaning device on clinker operations in Stockertown Borough, **Northampton County**.

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

31-309-029B: Advanced Glassfiber Yarns LLC (1200 Susquehanna Avenue, Huntingdon, PA 16652) on February 11, 2000, for construction of glass batch mixing, blending and delivery systems controlled by fabric filters at the Batch House, South Forming in Huntingdon Borough, **Huntingdon County**.

Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3637.

41-303-008: Glenn O. Hawbaker, Inc. (450 East College Avenue, Bellefonte, PA 16823) on January 6, 2000, for construction of a drum mix asphalt concrete plant and associated air cleaning device (a fabric collector) and for construction of an associated railcar unloading pit and associated air cleaning device (a water spray dust suppression system) in Loyalsock Township, **Lycoming County**. The asphalt plant is subject to Subpart I of the Federal Standards of Performance for New Stationary Sources.

08-310-003: State Aggregates, Inc. (4401 Camp Meeting Road, Center Valley, PA 18034) on January 19, 2000, for construction of a sand and gravel processing plant in Sheshequin Township, **Bradford County**. This plant is subject to Subpart OOO of the Federal Standards of Performance for New Stationary Sources.

41-318-045: High Steel Structures, a Division of High Industries, Inc. (P. O. Box 10008, Lancaster, PA 17605-0008) on January 19, 2000, for construction of a structural steel fabrication and surface coating operation and associated air cleaning devices (cartridge collectors) in the City of Williamsport, **Lycoming County**.

49-318-032A: Norka Mfg., Inc. (103 East Fifth Street, Building 8, Watsonstown, PA 17777) on January 28, 2000, for construction of a wood finishing operation (spray booth) in Watsonstown Borough, **Northumberland County**.

14-313-034B: Rutgers Organics Corp. (201 Struble Road, State College, PA 16803) on January 31, 2000, for modification of a chemical process facility (Product 4049) consisting of a change in hazardous air pollutant emissions (from xylene to methyl isobutyl ketone) in College Township, **Centre County**.

OP-49-0013A: Celotex Corp. (1400 Susquehanna Avenue, Sunbury, PA 17803) on January 31, 2000, for installation of an air cleaning device (a regenerative thermal oxidizer) on a fiberboard dryer in the City of Sunbury, **Northumberland County**.

17-305-042A: DTE River Hill, LLC (425 South Main Street, Suite 201, Ann Arbor, MI 48107) owner and **Covol Technologies, Inc.** (3280 North Frontage Road, Lehi, UT 84043) operator on January 31, 2000, for construction of a coal fines crusher and associated air cleaning device (a fabric collector) and construction of an agglomerated coal fines pellet drying oven and associated air cleaning device (a fabric collector) in Karthaus Township, **Clearfield County**. The coal fines crusher is subject to Subpart Y of the Federal Standards of Performance for New Stationary Sources.

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

PA-37-268A: Commercial Asphalt Supply, Inc. (State Route 108, Slippery Rock, PA 16057) on February 8, 2000, for modification of Plan Approval No. 37-303-011 to increase production of drum mix asphalt plant in Scott Township, **Lawrence County**.

MINING

APPROVALS TO CONDUCT COAL AND NONCOAL ACTIVITIES

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). The final action on each application also constitutes action on the request for 401 water quality certification. Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Quality Control Act (35 P. S. §§ 4401—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).

Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.

Coal Permits Issued

40940101R. Pioneer Aggregates, Inc. (202 Main Street, Laflin, PA 18702), renewal of an existing anthracite surface mine operation in Laflin Borough and Plains Township, **Luzerne County** affecting 117.0 acres, receiving stream—none. Renewal issued January 31, 2000.

54830104R3. Hardway Coal Company (44 Keystoker Lane, Schuylkill Haven, PA 17972), renewal of an existing anthracite surface mine operation in Cass Township, **Schuylkill County** affecting 54.4 acres, receiving stream—none. Renewal issued February 2, 2000.

35840205T. Ransom Quarry Company, Inc. (P. O. Box 114, Ransom, PA 18653), transfer of an existing coal refuse reprocessing operation in Throop and Olyphant Boroughs, **Lackawanna County** affecting 161.0 acres, receiving stream—none. Transfer issued February 3, 2000.

Ebensburg District Office, 437 South Center Street, P. O. Box 625, Ebensburg, PA 15931-0625.

32940110, Permit Renewal. Big Mack Leasing Company, Inc. (R. D. 6, Box 231, Kittanning, PA 16201-7707), for continued operation of a bituminous-auger-coal refuse disposal surface mine in Young Township, **Indiana County**, affecting 27.5 acres, receiving stream Neal Run, application received October 21, 1999, issued February 4, 2000.

56663135, Permit Renewal. Zubeck, Inc. (173 House Coal Road, Berlin, PA 15553), for continued operation and restoration of a bituminous surface mine in Stonycreek Township, **Somerset County**, affecting 128.2 acres, receiving stream to Schrock Run, application received December 14, 1999, issued February 8, 2000.

32990104. A.B.M. Mining Company (3330 Johnston Road, Smicksburg, PA 16256), commencement, operation and restoration of a bituminous surface mine in Grant

Township, **Indiana County**, affecting 112.0 acres, receiving stream unnamed tribs. to Little Mahoning Creek, application received March 3, 1999, permit issued February 8, 2000.

Greensburg District Office, R. R. 2, Box 603-C, Greensburg, PA 15601.

26773025R. Charles L. Swenglich & Sons Coal Co., Inc. (R. D. 2, Box 291, Smithfield, PA 15478). Permit renewed for continued operation and reclamation of a bituminous surface mine located in German Township, **Fayette County**, affecting 166.2 acres. Receiving streams: unnamed tributary to South Branch of Browns Run. Application received: October 25, 1999. Renewal issued: February 10, 2000.

26900105R. Patterson Coal Company (20 Elizabeth Drive, Smithfield, PA 15478). Permit renewed for continued reclamation only of a bituminous surface mine located in Georges Township, **Fayette County**, affecting 33.2 acres. Receiving streams: unnamed tributary to York Run. Application received: October 25, 1999. Renewal issued: February 10, 2000.

63940201R. Reichard Contracting, Inc. (R. D. 3, Box 20, New Bethlehem, PA 16242). Permit renewed for continued reclamation only of a bituminous surface mine located in Fallowfield Township, **Washington County**, affecting 25.7 acres. Receiving streams: unnamed tributary to Pigeon Creek to Monongahela River. Application received: October 28, 1999. Renewal issued: February 11, 2000.

26890111R. Charles L. Swenglich & Sons Coal Co., Inc. (R. D. 2, Box 291, Smithfield, PA 15478). Permit renewed for continued reclamation only of a bituminous surface mine located in Georges Township, **Fayette County**, affecting 177 acres. Receiving streams: unnamed tributaries to York Run to Georges Creek to Monongahela River. Application received: October 25, 1999. Renewal issued: February 11, 2000.

Hawk Run District Office, P. O. Box 209, Off Empire Road, Hawk Run, PA 16840.

18793005. Confer Brothers Coal Company (Box 471, Milesburg, PA 16853), renewal of an existing bituminous surface mine-auger permit in Beech Creek Township, **Clinton County**, affecting 329 acres. Receiving streams: South Fork of the Tangascootack Creek to Tangascootack Creek to West Branch Susquehanna River. Application received September 28, 1999. Permit issued February 7, 2000.

17960110. Forcey Coal, Inc. (P. O. Box 225, Madera, PA 16661), revision to an existing bituminous surface mine permit to include the placement of coal ash for beneficial use. The permit is located in Bigler Township, **Clearfield County** and affects 70.5 acres. Receiving streams: unnamed tributaries to Banion Run and unnamed tributary to Clearfield Creek. Application received September 18, 1999. Permit issued February 8, 2000.

17990109. Moravian Run Reclamation Company, Inc. (605 Sheridan Drive, Clearfield, PA 16830), commencement, operation and restoration of a bituminous surface mine-auger permit in Beccaria Township, **Clearfield County** affecting 95 acres. Receiving streams: unnamed tributaries to Muddy Run to Muddy Run. Application received May 6, 1999. Permit issued February 10, 2000.

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

32841317. Helvetia Coal Co. (P. O. Box 219, Shelocta, PA 15774), to revise the permit for the Lucerne No. 9 Mine in Conemaugh Township, **Indiana County** to install new treatment facilities, new T-ponds, Black Leg. Permit issued February 3, 2000.

03860701. McVile Mining Co. (P. O. Box 1022, Kittanning, PA 16201), to renew the permit for the McVile Refuse Disposal Site in South Buffalo Township, **Armstrong County**, no additional discharges. Permit issued February 4, 2000.

Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.

Small Noncoal (Industrial Mineral) Permits Issued

58990845. Douglas G. Kilmer (R. R. 1, Box 85K, Uniondale, PA 18470), commencement, operation and restoration of a small quarry operation in New Milford Township, **Susquehanna County** affecting 3.0 acres, receiving stream—none. Permit issued February 3, 2000.

28992804. Snoke's Excavating & Paving, Inc. (P. O. Box 247, Walnut Bottom, PA 17266), commencement, operation and restoration of a small quarry operation in Southampton Township, **Franklin County** affecting 4.0 acres, receiving stream—Muddy Run. Permit issued February 3, 2000.

58990840. Joseph W. Manzer (P. O. Box 57, South Gibson, PA 18842-0057), commencement, operation and restoration of a bluestone quarry operation in Harford Township, **Susquehanna County** affecting 5.0 acres, receiving stream—none. Permit issued February 9, 2000.

Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.

Noncoal Permits Issued

6575SM1C2. Hanson Aggregates Pennsylvania, Inc. (P. O. Box 231, Easton, PA 18044-0231), renewal of NPDES Permit PA0594415 in Hamilton Township, **Monroe County**, receiving stream—unnamed tributary to Lake Creek and Cherry Creek. Renewal issued February 8, 2000.

67960301C. Codorus Stone & Supply Co., Inc. (135 Mundis Race Road, York, PA 17402), correction to an existing quarry operation in East Manchester Township, **York County**, affecting 42.4 acres, receiving stream—Codorus Creek. Correction issued February 10, 2000.

67910301C3. Codorus Stone & Supply Co., Inc. (135 Mundis Race Road, York, PA 17402), correction to an existing quarry operation in East Manchester Township, **York County**, receiving stream—none. Correction issued February 10, 2000.

**ACTIONS TAKEN UNDER SECTION
401: FEDERAL WATER POLLUTION
CONTROL ACT
ENCROACHMENTS**

**Dams, Encroachments, and Environmental
Assessments**

The Department of Environmental Protection (Department) has taken the following actions on previously received permit applications, requests for Environmental Assessment approval and requests for Water Quality Certification under section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

Any person aggrieved by this action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514), and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board 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 filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and sections 5 and 402 of The Clean Streams Law (35 P. S. §§ 691.5 and 691.402) and notice of final action for certification under section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)). (Note: Permits issued for Small Projects do not include 401 Certification unless specifically stated in the description.)

Northeast Regional Office: Soils and Waterways Section, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.

E48-280. Encroachment. **Nancy Run Estates, Ltd.**, 6065 William Penn Highway, Easton, PA 18042. To construct a channel change having a length of approximately 850 feet in Nancy Run, to place and maintain fill in the 100-year floodway and to construct and maintain the following in Nancy Run: (1) a pre-cast, open bottom concrete arch culvert having a span of 22.8 feet and underclearance of 6.5 feet; (2) a temporary road crossing consisting of six 30-inch diameter C.M.P. culverts; (3) an 8-inch diameter D.I.P. water line; and (4) an 8-inch diameter P.V.C. sewer line. The project is located at a point approximately 1,500 feet south of William Penn Highway at Nancy Run Estates (Nazareth, PA Quadrangle N: 6.1 inches; W: 10.1 inches) in Bethlehem Township, **Northampton County**.

E48-287. Encroachment. **James and Nidia Amos**, 1320 Deer Path Drive, Walnutport, PA 18088. To place fill in a de minimis area of wetlands equal to 0.04 acre for the purpose of constructing a single family dwelling. The project is located on the east side of Deer Path Drive, approximately 0.1 mile north of S. R. 0946 (Palmerton, PA Quadrangle N: 7.2 inches; W: 7.0 inches) in Lehigh Township, **Northampton County**.

Northcentral Region: Water Management—Soils and Waterways, F. Alan Sever, Chief, 208 West Third St., Williamsport, PA 17701.

E18-284. Encroachment. **Forrest F. Gundlach**, R. R. 1, Box 282G, Mill Hall, PA 17751. To maintain a private residential home with an indoor swimming pool, a 30' × 50' elevated pre-engineered metal building and a 12' × 20' wooden shed in the floodway of Fishing Creek located at the confluence of Duck Run and Fishing Creek (Mill Hall, PA Quadrangle N: 11.6 inches; W: 12.5 inches) in Lamar Township, **Clinton County**. This permit was issued under section 105.13(e) "Small Projects."

E18-293. Encroachment. **Glenn R. Jacobs**, 7 Peale Avenue, Mill Hall, PA 17751. To construct and maintain a

home enclosure 18 feet 9 inches by 8 feet by 8 feet high in the floodway of Fishing Creek on 7 Peale Avenue (Mill Hall, PA Quadrangle N: 19.9 inches; W: 15.2 inches) in Mill Hall Borough, **Clinton County**. This permit was issued under section 105.13(e) "Small Projects."

E19-196. Encroachment. **PA Dept. of Transportation**, Engineering District 3-0, P. O. Box 218, Montoursville, PA 17754. To 1) rehabilitate and maintain a Pony Truss Bridge with a single span of 110-feet 5-inches and an underclearance of 9-feet 6-inches across Fishing Creek, 2) place and maintain 344 ton of R-6 riprap slope protection on 75 linear feet of the right bank of Culley Run, both of which are located 0.75 mile west of SR254 from its intersection with SR487 (Benton, PA Quadrangle N: 9.41 inches; W: 1.74 inches) in Benton Township, **Columbia County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E59-393. Encroachment. **Edwin and Eleanor Trask**, 1043 South Main St., Mansfield, PA 16933. To maintain 8,830 cubic yards of clean fill in the right floodway of the Tioga River located 700-feet north of Canoe Camp Creek's confluence for no specifically stated purpose (Mansfield, PA Quadrangle N: 6.2 inches; W: 9.7 inches) in Richmond Township, **Tioga County**. The fill is covered with grass and weeds. This permit was issued under section 105.13(e) "Small Projects."

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

E37-127. Encroachment. **Hickory Township**, R. D. 5, New Castle, PA 16105. To remove the existing bridge and to install and maintain twin 5-meter wide by 2.61 meter high reinforced concrete box culverts providing a 2.44 meter high waterway opening in Hottenbaugh Run on T-478 (McConnell Mill Road) approximately 40 meters south of S. R. 1010 (New Castle North, PA Quadrangle N: 6.5 inches; W: 1.25 inches) located in Hickory Township, **Lawrence County**.

ENVIRONMENTAL ASSESSMENT

Southwest Regional Office: Soils & Waterways Section, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Permits Issued

Environmental Assessment No. EA56-001SW. Department of the Army, Pittsburgh District—Corps of Engineers, William S. Moorhead Federal Building, 1000 Liberty Avenue, Pittsburgh, PA 15222-4186. To remove two existing short boat ramps from the eastern shore, near the dam, of the Youghiogheny River Lake, and dredge approximately 17,704 cubic yards (cy) of material from the lake to construct and maintain a new boat ramp and to rehabilitate the existing beach and parking areas (Confluence, PA Quadrangle N: 8.5 inches; W: 15.3 inches) in Addison Township, **Somerset County**. The project also includes grading activities along the waterfront to rehabilitate the picnic terrace area, and the placement of approximately 4,680 cubic yards of excavated material and 3,616 cubic yards of stone protection (rip rap) within the lake.

EARTH DISTURBANCE

Actions filed under sections 5 and 402 of The Clean Streams Law (§§ 691.5 and 691.402).

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

Permit No. EDP 6299801. Earth disturbance. **The Timber Company**, P. O. Box 86, 233 Main Street, Brookville, PA 15825 to implement an erosion and sedimentation control plan for a timber harvesting earthmoving activity on 78.2 acres of Wodarsky Tract in Spring Creek Township, **Warren County**. This project is located along Patchen Road (T-330), approximately 3/4 mile from Jackson Hill Road (T-429). Drainage is to Spring Creek.

WATER ALLOCATIONS

Actions taken on applications filed under the act of June 24, 1939 (P. L. 842; No. 365) (32 P. S. §§ 631—641 (relating to the acquisition of rights to divert waters of this Commonwealth).

Northwest Regional Office: Regional Manager; Water Supply Management, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6899.

Permits Issued

Permit No. WA 37-213A. Water Allocation, Modification Order. **Pennsylvania-American Water Company**, 2736 Ellwood Road, New Castle, PA 16101, grants the authorization to expand its service area into Franklin Township, **Beaver County**.

Type of Facility: Public water supply.

Kevin Mortimer, PE, Pennsylvania-American Water Company—Ellwood District, 2736 Ellwood Road, New Castle, PA 16101.

Permit Issue Date: February 7, 2000.

SPECIAL NOTICES

Reaffirmation of Act 537 Sewage Facilities Update Revision Plan approval granted under the Pennsylvania Sewage Facilities Act (35 P. S. §§ 750.1—750.20).

Northcentral Regional Office: Department of Environmental Protection, Water Management, Planning and Finance Section, Gary L. Metzger, Chief, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448, (570) 327-3399.

Ralpho Township, Northumberland County.

Project Description: In 1992, the Department approved an update revision to the Ralpho Township Act 537 Official Sewage Facility Plan which called for construction of a sewer extension to serve approximately 147 residences in the **Sunnyside and Overlook Developments**. The plan provided for the wastewater collected from this new service area to be conveyed to the existing Shamokin-Coal Township Joint Sewer Authority wastewater treatment facility for final treatment with discharge of the treated effluent to Shamokin Creek.

Ralpho Township has formed a new authority, the Municipal Authority of Sunnyside/Overlook, to design and construct this project with funding to be obtained through the PENNVEST program. The Department has reevaluated the planning for this project and proposes to authorize Ralpho Township to proceed with the project.

The Department's review of the sewage facilities update revision has not identified any significant negative environmental impacts resulting from this proposal.

Recycling Grant Awards under the Municipal Waste Planning, Recycling and Waste Reduction Act

The Department of Environmental Protection (Department) announces the following grants to municipalities for recycling programs under section 902 of the Municipal Waste Planning, Recycling and Waste Reduction Act (Act 101) (53 P. S. § 4000.902).

Grant funds are used to develop and implement recycling programs. Municipalities and counties are eligible for up to 90% funding of approved recycling program costs. Municipalities considered financially distressed under the Municipalities Financial Recovery Act (53 P. S. §§ 11701.101—11701.501), are eligible to receive funding for an additional 10% of approved costs. All grant awards are predicated on the receipt of recycling fees required by sections 701 and 702 of Act 101, and the availability of monies in the Recycling Fund.

Inquiries regarding the grant offerings should be directed to Todd Pejack, Recycling Grants Coordinator, Department of Environmental Protection, Bureau of Land Recycling and Waste Management, Division of Waste Minimization and Planning, Rachel Carson State Office Building, P. O. Box 8472, Harrisburg, PA 17105-8472.

Section 902 Recycling Development and Implementation Grants

	<i>Municipal Assistant</i>	<i>Project Type</i>	<i>Project Cost</i>	<i>Grant Award</i>
1	Carbon County	County-wide Drop-off Recycling Program	\$599,132	\$539,218
2	Lansford Borough Carbon County	Curbside Recycling	\$ 19,378	\$ 17,440
3	Palmerton Borough Carbon County	Curbside Recycling	\$ 18,497	\$ 16,647
4	Weatherly Borough Carbon County	Curbside Recycling	\$ 3,034	\$ 2,730
5	Greenfield Township Lackawanna County	Drop-off Recycling	\$ 34,388	\$ 30,949
6	Jefferson Township Lackawanna County	Curbside Recycling	\$ 3,256	\$ 2,930
7	Lackawanna County	Recycling Center Improvements	\$801,593	\$721,433
8	Newton Township Lackawanna County	Drop-off Recycling	\$ 4,584	\$ 4,125
9	Alburtis Borough Lehigh County	Yard Waste Collection	\$ 3,422	\$ 3,079
10	City of Allentown Lehigh County	Curbside Recycling & Yard Waste Composting	\$239,505	\$215,554

	<i>Municipal Assistant</i>	<i>Project Type</i>	<i>Project Cost</i>	<i>Grant Award</i>
11	Lehigh County	Recycling Education & Yard Waste Composting	\$ 216,345	\$ 194,710
12	North Whitehall Township Lehigh County	Curbside Recycling	\$ 4,875	\$ 4,387
13	Hanover Township Luzerne County	Curbside Recycling	\$ 161,248	\$ 145,123
14	City of Wilkes-Barre Luzerne County	Curbside Recycling	\$ 359,833	\$ 323,849
15	Eldred Township Monroe County	Curbside Recycling	\$ 20,738	\$ 18,664
16	City of Bethlehem Northampton County	Drop-off Recycling & Recycling Education	\$ 176,891	\$ 159,201
17	Pike County	Drop-off Recycling	\$ 64,806	\$ 58,325
18	Minersville Borough Schuylkill County	Curbside Recycling & Yard Waste Composting	\$ 50,659	\$ 45,593
19	Schuylkill County	Drop-off Recycling	\$ 49,278	\$ 44,350
20	Wayne County	Drop-off Recycling & Home Composting	\$ 69,899	\$ 62,909
21	Bradford County	Drop-off Recycling	\$ 106,000	\$ 95,400
22	Ferguson Township Centre County	Yardwaste Composting	\$ 54,738	\$ 49,264
23	Clearfield County	Drop-off Recycling & Recycling Education	\$ 10,380	\$ 9,342
24	Lawrence Township Clearfield County	Drop-off Recycling	\$ 12,000	\$ 10,800
25	Clinton County	Drop-off Recycling	\$ 164,000	\$ 147,600
26	Bloomsburg Town Columbia County	Recycling Center	\$ 71,112	\$ 64,000
27	Lycoming County	Recycling Center	\$1,666,667	\$1,500,000
28	Northumberland Borough Northumberland County	Recycling Center	\$ 42,550	\$ 38,295
	TOTAL (28)		\$5,028,808	\$4,525,917

[Pa.B. Doc. No. 00-345. Filed for public inspection February 25, 2000. 9:00 a.m.]

Availability of Technical Guidance

Technical Guidance Documents are on DEP's World Wide Web site (www.dep.state.pa.us) at the Public Participation Center. The "2000 Inventory" heading is the Governor's List of (DEP) Non-regulatory Documents. The "Final Documents" heading is the link to a menu of the various DEP bureaus and from there to each bureau's final technical guidance documents. The "Draft Technical Guidance" heading is the link to DEP's draft technical guidance documents.

DEP will continue to revise its documents, as necessary, throughout 2000.

Ordering Paper Copies of DEP Technical Guidance

Persons can order a bound paper copy of the latest Inventory or an unbound paper copy of any of the final documents listed on the Inventory by calling DEP at (717) 783-8727.

In addition, bound copies of some of DEP's documents are available as DEP publications. Please check with the appropriate bureau for more information about the availability of a particular document as a publication.

Changes to Technical Guidance Documents

Here is the current list of recent changes. Persons who have any questions or comments about a particular document should call the contact person whose name and

phone number is listed with each document. Persons who have questions or comments in general should call Joe Sieber at (717) 783-8727.

Draft Guidance

DEP ID: 362-2192-003 Title: Guidelines for Agricultural Utilization of Sewage Sludge Description: This guidance document provides a coordinated and consistent State-wide process in determining compliance with requirements contained in permits issued under Chapter 275 of the Department's Municipal Waste Regulations. These guidelines will provide DEP staff as well as the regulated community with concise, uniform guidance related to the calculation of the agronomic and cumulative pollutant loading rates. Comment Period Ends: March 25, 2000 Anticipated Effective Date: April 13, 2000 Contact: Jay Africa at (717) 783-2941 or email at Africa.Jay@dep.state.pa.us

Draft Guidance—Substantive Revision

DEP ID: 383-2126-303 Title: Public Water Supply Manual, Part III Description: This guidance is specifically designed to address the requirements for water suppliers who are involved in activities related to bottled water, bulk water handling, water vending machines and retail water facilities. The substantive revisions reflect the amendments made to Chapter 109 for a bottled water system permit-by-rule as published in the *Pennsylvania Bulletin* on April 24, 1999. Comment Period Ends: March

25, 2000 Anticipated Effective Date: May 1, 2000 Contact: Trudy Troutman at (717) 783-3795 or email at Troutman.Trudy@dep.state.pa.us

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 00-346. Filed for public inspection February 25, 2000, 9:00 a.m.]

DEPARTMENT OF HEALTH

Renal Advisory Committee Meeting

The Renal Advisory Committee, established by section 4 of the act of June 23, 1970 (P. L. 419, No. 140) (35 P. S. § 6204) has postponed its public meeting scheduled for March 3, 2000 and rescheduled it for April 7, 2000.

The meeting will be held in Room 812, Health and Welfare Building, Seventh and Forster Streets, Harrisburg, PA, from 10 a.m. to 3 p.m.

For additional information, contact Jane E. Renaut, Director, Chronic Renal Disease Program, Division of Special Health Care Programs at (717) 787-9772.

Persons with a disability who wish to attend the meeting and require auxiliary aid, service or other accommodation to do so, should contract the Chronic Renal Disease Program at (717) 787-9772.

V/TT (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Services at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN,
Secretary

[Pa.B. Doc. No. 00-347. Filed for public inspection February 25, 2000, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

Peer Groups, Peer Group Medians, and Peer Group Prices for General Nursing Facilities, County Nursing Facilities, Hospital-Based Nursing Facilities and Special Rehabilitation Facilities 1998-1999

By notice in 28 Pa.B. 6236 (December 19, 1998) the Department of Public Welfare (Department) announced and made available to the public, the peer groups, peer group medians, and peer group prices for general nursing facilities, county nursing facilities, hospital-based nursing facilities and special rehabilitation facilities effective for services rendered from July 1, 1998 through June 30, 1999.

Upon consideration of public comments and further review of the database used to establish peer group medians and prices, the Department determined that certain corrections were necessary. As a result of these corrections, the Department hereby:

- Rescinds the previously published notice of 28 Pa.B. 6236 (December 19, 1998) relative to peer groups, peer group medians, and peer group prices for general nursing

facilities, county nursing facilities, hospital-based nursing facilities and special rehabilitation facilities effective for services rendered from July 1, 1998 through June 30, 1999.

- Announces and makes available to the public, in accordance with 55 Pa. Code § 1187.95(a)(4), revised peer groups, peer group medians, and peer group prices for general nursing facilities, county nursing facilities, hospital-based nursing facilities and special rehabilitation facilities effective for services rendered from July 1, 1998 through June 30, 1999.

The peer groups, peer group medians and peer group prices set forth in this notice have been calculated under Chapter 1187, published at 25 Pa.B. 4477 (October 14, 1995), and will be effective for services rendered from July 1, 1998 through June 30, 1999.

To establish the database for the calculation of peer group medians and prices, the Department used each facility's three most recent audited cost reports that were issued by the Department on or before March 31, 1998 and indexed the costs for each report forward to the common date of December 31, 1998, using the Health Care Financing Administration (HCFA) Nursing Home Without Capital Market Basket Index.

Following is a listing, by group, of the number of facilities with a particular year-end and the inflation factor used to roll the costs of each facility forward to the common date of December 31, 1998.

General and County Nursing Facilities

<i>Facility Year End</i>	<i>Number of Facilities*</i>	<i>Inflation Factor</i>
December 31, 1990	2	1.2863
December 31, 1991	7	1.2428
June 30, 1992	5	1.2191
December 31, 1992	12	1.1986
June 30, 1993	31	1.1754
December 31, 1993	235	1.1519
June 30, 1994	254	1.1358
December 31, 1994	308	1.1190
June 30, 1995	259	1.1047
December 31, 1995	310	1.0918
June 30, 1996	262	1.0763
December 31, 1996	73	1.0594

Hospital-Based Nursing Facilities

<i>Facility Year End</i>	<i>Number of Facilities*</i>	<i>Inflation Factor</i>
June 30, 1993	3	1.1754
June 30, 1994	26	1.1358
June 30, 1995	26	1.1047
June 30, 1996	23	1.0763

Special Rehabilitation Facilities

<i>Facility Year End</i>	<i>Number of Facilities*</i>	<i>Inflation Factor</i>
June 30, 1994	3	1.1358
June 30, 1995	3	1.1047
June 30, 1996	3	1.0763

*As a result of using the three most recent audited cost reports, the "Number of Facilities" column reflects a number in excess of actual enrolled nursing facilities.

After the database was inflated using the above inflation values, the Department grouped the facilities in the correct geographic and bed size groupings. To establish peer groups, the Department used the most recent Metropolitan Service Area (MSA) group classification as pub-

lished by the Federal Office of Management and Budget on or before April 1, 1998 to classify each nursing facility into one of three MSA groups or one non-MSA group. Then the Department used the bed complement of the nursing facility on the final day of the reporting period of the most recent audited MA-11 used in the NIS database to classify nursing facilities into one of three bed complement groups. These groups are 3—119 beds; 120—269; and 270 and over. Peer groups 7 and 10 have been collapsed in accordance with § 1187.94(1)(iv). Peer group 13 is designated for special rehabilitation facilities only and peer group 14 is designated for hospital-based nursing facilities only, regardless of geographic location or bed size.

Once the database was established and the peer groups determined, the Department then calculated the medians and prices for each peer group. To calculate the resident care cost medians, the Department divided the audited allowable resident care costs for each cost report by the total facility Case Mix Index (CMI) from the available February 1 picture date closest to the midpoint of the cost report period to obtain case-mix neutral total resident care cost for the cost report year. The Department then divided the case-mix neutral total resident care cost for each cost report by the total audited actual resident days for the cost report year to obtain the case-mix neutral resident care cost per diem for the cost report year. The Department calculated the 3-year arithmetic mean of the case-mix neutral resident care cost per diem for each nursing facility to obtain the average case-mix neutral resident care cost per diem of each nursing facility. The Department arrayed the average case-mix neutral resident care cost per diem for each nursing facility within the respective peer groups and determined a median for each peer group.

To calculate the other resident related cost medians, the Department first divided the audited allowable other resident related costs for each cost report by the total audited actual resident days for the cost report year to obtain the other resident related cost per diem for the cost report year. The Department calculated the 3-year arithmetic mean of the other resident related cost for each nursing facility to obtain the average other resident related cost per diem of each nursing facility. The Department arrayed the average other resident related cost per diem for each nursing facility within the respective peer groups and determined a median for each peer group.

To calculate the administrative cost medians, the Department adjusted, as appropriate, the total audited actual resident days for each cost report to a minimum 90% occupancy in accordance with § 1187.23. The Department then divided the audited allowable administrative

cost for each cost report by the total audited actual resident days, adjusted to 90% occupancy, if applicable, to obtain the administrative cost per diem for the cost report year. The Department calculated the 3-year arithmetic mean of the administrative cost for each nursing facility to obtain the average administrative cost per diem of each nursing facility. The Department arrayed the average administrative cost per diem for each nursing facility within the respective peer groups to determine a median for each peer group.

After the medians were determined for each peer group, the Department set prices using the medians. To set peer group prices, the Department multiplied the resident care cost median of each peer group by 1.17 to obtain the resident care cost peer group price; multiplied the other resident related cost median of each peer group by 1.12 to obtain the other resident related peer group price; and, multiplied the administrative cost median of each peer group by 1.04 to obtain the administrative cost peer group price.

The peer groups, peer group medians and peer group prices of general and county nursing facilities, hospital-based and special rehabilitation nursing facilities effective July 1, 1998 are listed in Annex A. The Department will use the peer groups, peer group medians and peer group prices to determine case-mix rates for nursing facilities for the period July 1, 1998 through June 30, 1999.

Public comment regarding this notice may be sent to: Tom Jayson, Long Term Care Policy Section, Department of Public Welfare, Division of Long Term Care Provider Services, P. O. Box 8025, Harrisburg, PA 17105.

Persons with a disability may use the AT&T Relay Service by calling (800) 654-5984 (TDD users) or (800) 654-5988 (voice users). Persons who require another alternative format, contact Thomas Vracarich at (717) 783-2209.

FEATHER O. HOUSTON,
Secretary

Fiscal Note: 14-NOT-233. (1) General Fund; (2) Implementing Year 1999-00 is \$16.871 Million; (3) 1st Succeeding Year 2000-01 is \$17.445 Million; 2nd Succeeding Year 2001-02 is \$18.038 Million; 3rd Succeeding Year 2002-03 is \$18.651 Million; 4th Succeeding Year 2003-04 is \$19.285 Million; 5th Succeeding Year 2004-05 is \$19.941 Million; (4) Three-year history of program costs: 1998-99 Program—\$721.631 Million; 1997-98 Program—\$617.252 Million; 1996-97 Program—\$591.910 Million; (7) Medical Assistance—Long Term Care; (8) recommends adoption. Funds are available in the Department's budget to cover the cost of the revised peer groups.

Annex A

TITLE 55. PUBLIC WELFARE

PART III. MEDICAL ASSISTANCE MANUAL

CHAPTER 1187. NURSING FACILITY SERVICES

Subchapter G. RATE SETTING

§ 1187.96. Price and rate setting computations.

<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
1	00756499	BEAVER VALLEY GERIATRIC CENTER	12/31/95	12/31/94	12/31/93
1	01116388	CARE PAVILION OF WALNUT PARK INC	06/30/96	06/30/95	06/30/94

<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
1	00984672	CHESTER CARE CENTER	06/30/96	06/30/95	06/30/94
1	00751859	FAIR ACRES GERIATRIC CENTER	12/31/95	12/31/94	12/31/93
1	00574825	HOME FOR THE JEWISH AGED - ROBINSON	06/30/96	06/30/95	06/30/94
1	00757093	IMMACULATE MARY HOME	06/30/96	06/30/95	06/30/94
1	00984215	INTEGRATED HLTH SRVCS - PA BROOMALL	12/31/95	06/30/94	06/30/93
1	00756541	JEWISH HOME AND HOSP FOR AGED - PTSBG	06/30/96	06/30/95	06/30/94
1	00947848	JOHN J KANE REGIONAL CTR - GLEN HAZEL	12/31/95	12/31/94	12/31/93
1	00947866	JOHN J KANE REGIONAL CTR - MCKEESPORT	12/31/95	12/31/94	12/31/93
1	00934115	JOHN J KANE REGIONAL CTR - ROSS TWNSHP	12/31/95	12/31/94	12/31/93
1	00936808	JOHN J KANE REGIONAL CTR - SCOTT TWNSHP	12/31/95	12/31/94	12/31/93
1	00984574	MANCHESTER HOUSE NURSING AND CONV CTR	06/30/96	06/30/95	06/30/94
1	00747758	MONTGOMERY CTY GERIATRIC & REHAB CTR	12/31/95	12/31/94	12/31/93
1	00748147	NESHAMINY MANOR HOME	12/31/95	12/31/94	12/31/93
1	00756158	PHILADELPHIA NURSING HOME	12/31/95	12/31/94	12/31/93
1	00755437	POCOPSON HOME	12/31/95	12/31/94	12/31/93
1	00749430	SAINT FRANCIS COUNTRY HOUSE	06/30/96	06/30/95	06/30/94
1	00755197	SAINT JOHN LUTHERAN CARE CENTER	06/30/96	06/30/95	06/30/94
1	00576202	WESTMORELAND MANOR	12/31/95	12/31/94	12/31/93
PG 1	Resident Care Median	Other Resident Care Median		Administrative Median	
	\$72.95	\$36.18		\$13.09	
PG 1	Resident Care Price	Other Resident Care Price		Administrative Price	
	\$85.35	\$40.52		\$13.61	

<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
2	00633739	ASBURY HEALTH CENTER	12/31/95	12/31/94	12/31/93
2	00756210	ASHTON HALL NURSING AND REHAB CENTER	06/30/96	06/30/95	06/30/94
2	01027036	ATTLEBORO NURSING AND REHAB CENTER	12/31/95	12/31/94	12/31/93
2	01185670	BALA NURSING AND RETIREMENT CENTER	06/30/96	06/30/95	06/30/94
2	00914319	BALDOCK HEALTH CARE CENTER	06/30/96	06/30/95	06/30/94
2	01104387	BALDWIN HEALTH CENTER INC	06/30/96	06/30/95	06/30/94
2	00745083	BAPTIST HOME OF PHILADELPHIA THE	06/30/96	06/30/95	06/30/94
2	00974694	BAPTIST HOMES NURSING CENTER	06/30/96	06/30/95	06/30/94
2	00857301	BEAVER VALLEY NURSING AND REHAB CENTER	06/30/96	06/30/95	06/30/94
2	01689962	BELVEDERE NURSING AND CONVAL CENTER	06/30/96	06/30/95	06/30/94
2	00972493	BEVERLY MANOR - MONROEVILLE	12/31/96	12/31/95	12/31/94
2	00984583	BISHOP NURSING HOME THE	06/30/96	06/30/95	06/30/94
2	01084640	BOULEVARD NURSING HOME	06/30/94	06/30/93	06/30/92
2	00987164	BRANDYWINE HALL	06/30/96	06/30/95	06/30/94
2	00940856	BRIARCLIFF PAVILION FOR SPECIALIZED CARE	12/31/95	12/31/94	12/31/93
2	00790866	BRIARLEAF NURSING AND CONVAL CENTER	06/30/96	06/30/95	06/30/94
2	00757422	BROOMALL PRESBYTERIAN HOME	12/31/95	12/31/94	12/31/93
2	01129330	BUCKINGHAM VALLEY REHAB AND NURSING CTR	06/30/96	06/30/95	06/30/94
2	00757549	CATHEDRAL VILLAGE	06/30/96	06/30/95	06/30/94
2	01689971	CHAPEL MANOR NURSING AND CONVAL CENTER	06/30/96	06/30/95	06/30/94
2	00751017	CHATHAM ACRES INC	06/30/96	06/30/95	06/30/94
2	01217710	CHELTENHAM NURSING AND REHAB CENTER	06/30/96	12/31/94	12/31/93
2	01145559	CHELTENHAM YORK ROAD NSG & REHAB CENTER	06/30/96	06/30/95	06/30/94
2	01458553	CLIVEDEN CONVALESCENT CENTER	06/30/96	06/30/95	06/30/93
2	01396808	COBBS CREEK NURSING CENTER MANAGER	06/30/96	06/30/95	06/30/94
2	00982838	COUNTRY MEADOWS OF SOUTH HILLS	12/31/95	12/31/94	12/31/93
2	00833284	CRESTVIEW CENTER	06/30/96	06/30/95	06/30/94
2	01684198	DOYLESTOWN MANOR	12/31/96	12/31/95	12/31/94
2	01440307	ELMIRA JEFFRIES MEMORIAL HOME MGR	06/30/96	12/31/94	12/31/92
2	00744970	EVANGELICAL MANOR	12/31/95	12/31/94	12/31/93
2	00987155	FAIRVIEW CARE CENTER OF BETHLEHEM PIKE	06/30/96	06/30/95	06/30/94
2	00987173	FAIRVIEW CARE CENTER OF PAPERMILL ROAD	06/30/96	06/30/95	06/30/94
2	00974273	FAYETTE HEALTH CARE CENTER	12/31/96	12/31/95	12/31/94
2	01663779	FORBES NURSING CENTER	06/30/96	06/30/95	06/30/94

<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
2	00974854	GERMANTOWN HOME	06/30/96	06/30/95	06/30/94
2	01005048	GOLDEN SLIPPER CLUB UPTOWN HOME FOR AGED	06/30/96	06/30/95	06/30/94
2	00951214	GREEN ACRES - IVY HILL NURSING HOME	06/30/96	06/30/95	06/30/94
2	01700513	GREENERY REHAB AND SNC AT MEADOWLANDS	06/30/96	06/30/95	12/31/91
2	00791095	GREENLEAF NURSING HOME AND CONVAL CENTER	06/30/96	06/30/95	06/30/94
2	00931561	GREENSBURG NURSING AND CONVAL CENTER INC	12/31/95	12/31/94	12/31/93
2	00757487	GWYNEDD SQUARE CTR FOR NSG & CONVAL CARE	06/30/96	06/30/95	06/30/94
2	01687073	HARSTON HALL NURSING AND CONVAL HOME	06/30/96	06/30/95	06/30/94
2	01005093	HEARTLAND HEALTH CARE CENTER	06/30/96	06/30/95	06/30/94
2	01268915	HEMPFIELD MANOR	12/31/96	12/31/95	12/31/94
2	01248609	HERITAGE SHADYSIDE THE	06/30/96	06/30/95	06/30/94
2	00810495	HILLCREST CENTER	06/30/96	06/30/95	06/30/94
2	00899203	HOMESTEAD CENTER	06/30/96	06/30/95	06/30/94
2	00998892	HUMBERT LANE HEALTH CARE CENTER	06/30/96	06/30/95	06/30/94
2	01470511	INTEGRATED HLTH SRVCS - BRYN MAWR CHTEAU	12/31/95	12/31/93	12/31/92
2	00984224	INTEGRATED HLTH SRVCS - CHESTNUT HILL	12/31/95	06/30/94	06/30/93
2	01239593	INTEGRATED HLTH SRVCS - GRTR PITTSBURGH	12/31/95	12/31/94	12/31/93
2	01075875	INTEGRATED HLTH SRVCS - MOUNTAIN VIEW	12/31/95	12/31/94	12/31/93
2	01468649	INTEGRATED HLTH SRVCS - PA MARPLE	12/31/95	12/31/93	12/31/92
2	01470520	INTEGRATED HLTH SRVCS - PA PLYMOUTH	12/31/95	06/30/94	06/30/93
2	00985938	INTEGRATED HLTH SRVCS - WHITEMARSH	12/31/95	06/30/94	06/30/93
2	01664892	LAFAYETTE REDEEMER THE	06/30/95	06/30/94	06/30/93
2	00860675	LANGHORNE GARDENS REHAB AND NURSING CTR	06/30/96	06/30/95	06/30/94
2	00757413	LEMINGTON CENTER	06/30/96	06/30/95	06/30/94
2	01625929	LGAR HEALTH AND REHABILITATION CENTER	12/31/96	12/31/95	12/31/94
2	01096599	LIFEQUEST NURSING CENTER	06/30/96	06/30/95	06/30/94
2	00756532	LITTLE FLOWER MANOR	06/30/96	06/30/95	06/30/94
2	00986532	LOGAN SQUARE EAST	12/31/95	12/31/94	12/31/93
2	00935408	LUTHER WOODS CONVALESCENT CENTER	12/31/95	12/31/94	12/31/93
2	00750815	LUTHERAN WELFARE CONCORDIA HOME	06/30/96	06/30/95	06/30/94
2	01296876	MAIN LINE NURSING AND REHAB CENTER	06/30/96	06/30/95	06/30/94
2	00988635	MAJESTIC OAKS	06/30/96	06/30/95	06/30/94
2	00747346	MANATAWNY MANOR INC	06/30/96	06/30/95	06/30/94
2	01085530	MANORCARE HEALTH SVCS-BETHEL PARK	12/31/95	12/31/94	12/31/93
2	01106149	MANORCARE HEALTH SVCS-GREEN TREE	12/31/95	12/31/94	12/31/93
2	01434990	MANORCARE HEALTH SVCS-HUNTINGDON VALLEY	12/31/95	12/31/94	
2	01211592	MANORCARE HEALTH SVCS-KING OF PRUSSIA	12/31/95	12/31/94	12/31/93
2	01169621	MANORCARE HEALTH SVCS-LANSDALE	12/31/95	12/31/94	12/31/93
2	01155671	MANORCARE HEALTH SVCS-MCMURRAY	12/31/95	12/31/94	12/31/93
2	01223379	MANORCARE HEALTH SVCS-NORTH HILLS	12/31/95	12/31/94	12/31/93
2	00855100	MANORCARE HEALTH SVCS-POTTSTOWN	12/31/95	12/31/94	12/31/93
2	01191909	MANORCARE HEALTH SVCS-YARDLEY	12/31/95	12/31/94	12/31/93
2	00857286	MANORCARE HEALTH SVCS-YEADON	12/31/95	12/31/94	12/31/93
2	01460257	MAPLEWOOD MANOR CONVALESCENT CENTER	06/30/96	06/30/95	06/30/93
2	00748951	MARIAN MANOR CORPORATION	06/30/96	06/30/95	06/30/94
2	01470683	MARINER HEALTH CARE OF WEST HILLS	06/30/96	06/30/95	06/30/94
2	00969504	MAYO CENTER	06/30/96	06/30/95	06/30/94
2	00747687	MERCY DOUGLASS HUMAN SERVICES CENTER	06/30/96	06/30/95	06/30/94
2	01616170	METHODIST HOSPITAL NURSING CENTER	06/30/96	06/30/95	06/30/94
2	01684349	MOUNT LEBANON MANOR	12/31/96	12/31/95	12/31/94
2	00752112	MOUNT MACRINA MANOR NURSING HOME	06/30/96	06/30/95	06/30/94
2	01688713	MURRAY MANOR HEALTH AND REHAB CENTER	12/31/96	12/31/95	12/31/94
2	01680715	NORTH PENN CONVALESCENT CENTER	12/31/96	12/31/95	12/31/94
2	01650832	NORTHWOOD NURSING AND CONVALESCENT CTR	06/30/96	12/31/93	12/31/92
2	01690640	OXFORD HEALTH CENTER	12/31/95	12/31/94	12/31/93
2	00757600	PARK PLEASANT HEALTH CARE FACILITY	06/30/96	06/30/95	06/30/94
2	00756640	PASSAVANT RETIREMENT AND HEALTH CENTER	06/30/96	06/30/95	06/30/94

<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
2	01293963	PAUL'S RUN	12/31/95	12/31/94	12/31/93
2	01177329	PEMBROOKE HEALTH AND REHAB RESIDENCE	06/30/96	06/30/95	06/30/94
2	01064325	PENN CENTER FOR REHABILITATION AND CARE	06/30/95	06/30/94	06/30/93
2	01686970	PENNSBURG MANOR	06/30/96	06/30/95	06/30/93
2	01686559	PHOENIXVILLE CONVALESCENT MANOR	12/31/96	12/31/95	12/31/94
2	01294817	PINE RUN HEALTH CENTER	06/30/96	06/30/95	06/30/94
2	00974489	PRESBYTERIAN MED CENTER - WASHINGTON PA	12/31/95	12/31/94	12/31/93
2	01033893	PRESBYTERIAN MEDICAL CENTER AT OAKMONT	12/31/95	12/31/94	12/31/93
2	01177347	PROSPECT PARK HEALTH AND REHAB RESIDENCE	06/30/96	06/30/95	06/30/94
2	01217685	PROVIDENCE HEALTH CARE CENTER	12/31/95	12/31/94	12/31/93
2	01644399	QUAKERTOWN CENTER	12/31/95	12/31/94	12/31/93
2	00757262	REGENCY HALL NURSING HOME INC	06/30/96	06/30/95	06/30/94
2	00750744	REGINA COMMUNITY NURSING CENTER	06/30/96	06/30/95	06/30/94
2	01201783	RIDGE CREST NURSING AND REHAB CENTER	06/30/96	06/30/95	06/30/94
2	00969999	RITTENHOUSE CARE CENTER	06/30/96	06/30/95	06/30/94
2	00993831	RIVER'S EDGE NURSING AND REHAB CENTER	12/31/95	12/31/94	12/31/93
2	01056092	RIVERSIDE NURSING CENTER INC	12/31/95	12/31/94	06/30/93
2	01207938	ROCHESTER MANOR	06/30/95	06/30/94	06/30/93
2	01402315	ROSLYN NURSING AND REHAB CENTER	06/30/96	06/30/95	06/30/94
2	00749251	RYDAL PARK OF PHILADELPHIA PRSBYTR HOMES	12/31/95	12/31/94	12/31/93
2	00756980	SACRED HEART MANOR	06/30/96	06/30/95	06/30/94
2	00755295	SAINT ANNE HOME	06/30/96	06/30/95	06/30/94
2	00750987	SAINT BARNABAS INC	06/30/96	06/30/95	06/30/94
2	01150684	SAINT FRANCIS NURSING CENTER EAST	06/30/96	06/30/95	06/30/94
2	01233052	SAINT FRANCIS NURSING CENTER NORTH	06/30/96	06/30/95	06/30/94
2	00750824	SAINT IGNATIUS NURSING HOME	06/30/96	06/30/95	06/30/94
2	00751269	SAINT JOHN NEUMANN NURSING HOME	06/30/95	06/30/94	06/30/93
2	01279703	SAINT JOSEPH NURSING AND HEALTH CARE CTR	12/31/95	12/31/94	12/31/93
2	01664918	SAINT JOSEPH'S MANOR	06/30/96	06/30/95	06/30/94
2	01163341	SAINT MARGARET SENECA PLACE	06/30/96	06/30/95	06/30/94
2	01186041	SAINT MARTHA MANOR	06/30/96	06/30/95	06/30/94
2	00749162	SAINT MARY'S MANOR	06/30/96	06/30/95	06/30/94
2	01419822	SANATOGA CENTER	06/30/96	06/30/95	06/30/94
2	00751920	SAUNDERS HOUSE	06/30/96	06/30/95	06/30/94
2	01004846	SHADYSIDE NURSING AND REHAB CENTER	06/30/96	06/30/95	06/30/94
2	01220519	SIDNEY SQUARE CONVALESCENT CENTER	12/31/95	12/31/94	12/31/93
2	00748011	SILVER LAKE CENTER	06/30/94	06/30/93	06/30/92
2	00969513	SILVER STREAM CENTER	06/30/96	06/30/95	06/30/94
2	00748568	SIMPSON HOUSE INC	12/31/95	12/31/94	12/31/93
2	01035539	STAPELEY IN GERMANTOWN	06/30/96	06/30/95	06/30/94
2	01002547	STEPHEN SMITH HOME FOR THE AGED	06/30/96	06/30/95	06/30/94
2	00750851	SUNNYVIEW HOME - BUTLER COUNTY HOME	12/31/95	12/31/94	12/31/93
2	00931543	SYCAMORE CREEK NURSING CENTER	06/30/96	06/30/95	06/30/94
2	01684385	TANDEM HEALTH CARE OF CHESWICK	12/31/95	12/31/94	12/31/93
2	00749108	TEL HAI NURSING CENTER INC	06/30/96	06/30/95	06/30/94
2	01426157	TOWNE MANOR EAST	12/31/94	12/31/92	12/31/91
2	01426371	TOWNE MANOR WEST	12/31/94	12/31/92	12/31/91
2	00860307	TOWNSHIP MANOR HEALTH AND REHAB CENTER	06/30/96	06/30/95	06/30/94
2	01184557	TUCKER HOUSE	06/30/96	06/30/95	06/30/94
2	00943624	VALLEY CARE NURSING HOME INC	06/30/96	06/30/95	06/30/94
2	00860263	VALLEY MANOR NURSING AND REHAB CENTER	06/30/96	06/30/95	06/30/94
2	00756971	VINCENTIAN HOME	06/30/96	06/30/95	06/30/94
2	01006199	WALLINGFORD NURSING AND REHAB CENTER	06/30/96	06/30/95	06/30/94
2	00757048	WASHINGTON COUNTY HEALTH CENTER	12/31/95	12/31/94	12/31/93
2	00987870	WEST HAVEN NURSING HOME	06/30/96	06/30/95	06/30/94
2	00958930	WEXFORD HOUSE	06/30/96	06/30/95	06/30/94
2	01213550	WIGHTMAN CENTER FOR NURSING AND REHAB	12/31/95	12/31/94	12/31/93
2	01592793	WOODHAVEN CARE CENTER	06/30/96	06/30/95	06/30/94
2	00754959	ZOHLMAN NURSING HOME	06/30/96	06/30/95	06/30/94

PG 2	Resident Care Median	Other Resident Care Median	Administrative Median
	\$64.20	\$28.02	\$13.51
PG 2	Resident Care Price	Other Resident Care Price	Administrative Price
	\$75.11	\$31.38	\$14.05

<i>Median Peer Group</i>	<i>Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
3	01432495	AMBLER REST CENTER	06/30/96	06/30/95	
3	00965461	AMERICAN TRANSITIONAL CARE - OAKMONT	12/31/96	12/31/95	12/31/94
3	00755301	ARTMAN LUTHERAN HOME	06/30/95	06/30/94	06/30/93
3	00757333	AUTUMN GROVE CARE CENTER	06/30/96	06/30/95	06/30/94
3	01013335	BELAIR HEALTH AND REHABILITATION CENTER	06/30/96	06/30/95	06/30/94
3	01149772	BELLE HAVEN	12/31/95	12/31/94	12/31/93
3	00747060	BETHLEN HM OF THE HUNGARIAN RFRMD FED	12/31/96	12/31/95	12/31/94
3	01439727	BRINTON MANOR	12/31/96	12/31/95	12/31/94
3	01681463	BRITTANY POINTE ESTATES	12/31/94	12/31/93	12/31/91
3	01030200	CANTERBURY PLACE	12/31/95	12/31/94	12/31/93
3	00748174	CHICORA MEDICAL CENTER	06/30/96	06/30/95	06/30/94
3	00745790	CHRIST'S HOME RETIREMENT CENTER	06/30/96	06/30/95	06/30/94
3	01098575	COLLINS HEALTH CENTER	12/31/96	12/31/95	12/31/94
3	00912092	CONNER-WILLIAMS NURSING HOME	06/30/96	06/30/95	06/30/94
3	00891143	COVENTRY MANOR NURSING HOME	06/30/96	06/30/95	06/30/94
3	00887928	DOCK TERRACE	06/30/96	06/30/95	06/30/94
3	00860272	DRESHER HILL HEALTH AND REHAB CENTER	06/30/96	06/30/95	06/30/94
3	01493427	EDGEHILL NURSING AND REHAB CENTER	06/30/96	06/30/94	06/30/93
3	00756013	EDGEWOOD NURSING CENTER	06/30/96	06/30/95	06/30/94
3	01233606	ELDERCREST NURSING CENTER	06/30/96	06/30/95	06/30/94
3	01690604	ELIZA CATHCART HEALTH CENTER	12/31/95	12/31/94	12/31/93
3	00795441	ELM TERRACE GARDENS	06/30/96	06/30/95	06/30/94
3	00906489	EVERGREEN NURSING CENTER	12/31/95	12/31/94	12/31/93
3	01465692	FAIR WINDS MANOR	06/30/96	06/30/95	06/30/94
3	00745092	FREDERICK MENNONITE COMMUNITY	12/31/95	12/31/94	12/31/93
3	01145601	FRIENDSHIP VILLAGE OF SOUTH HILLS	12/31/95	12/31/94	12/31/93
3	00858050	GOLFVIEW MANOR NURSING HOME	06/30/96	06/30/95	06/30/94
3	01188556	HARMON HOUSE CONVALESCENT CENTER	12/31/95	12/31/94	12/31/93
3	00746939	HAVENCREST NURSING CENTER	06/30/96	06/30/95	06/30/94
3	01455847	HAVERFORD NURSING & REHABILITATION CTR	06/30/96	06/30/95	
3	01696395	HENRY CLAY VILLA	06/30/95	06/30/93	06/30/92
3	01003580	HERITAGE TOWERS	12/31/95	12/31/94	12/31/93
3	01120863	HICKORY HOUSE NURSING HOME	12/31/95	12/31/94	12/31/93
3	01289165	HIGHLAND CENTER GENESIS ELDERCARE NTWRK	06/30/96	06/30/95	06/30/94
3	00747186	HOLY FAMILY HOME	12/31/95	12/31/94	12/31/93
3	01644370	HOPKINS CENTER	12/31/95	12/31/94	12/31/93
3	01118408	HORIZON SENIOR CARE	06/30/96	06/30/95	06/30/94
3	01473667	JEFFERSON HILLS MANOR	06/30/96	06/30/95	
3	00941700	KADE NURSING HOME	12/31/95	12/31/94	12/31/93
3	00754574	KEARSLEY LONG TERM CARE CENTER	06/30/96	06/30/95	06/30/94
3	00747990	LAFAYETTE MANOR INC	12/31/95	12/31/94	12/31/93
3	01193171	LAUREL RIDGE CENTER	06/30/96	06/30/95	12/31/93
3	00750790	LITTLE SISTERS OF THE POOR	12/31/95	12/31/94	12/31/93
3	01258140	LOYALHANNA CARE CENTER	12/31/95	12/31/94	12/31/93
3	00750388	LUTHERAN COMM AT TELFORD HLTHCRE CTR INC	06/30/96	06/30/95	06/30/94
3	01456989	MARINER HEALTH CARE OF NORTH HILLS	06/30/96		
3	00754897	MARWOOD REST HOME INC	06/30/95	06/30/94	06/30/93
3	00746385	MARY J DREXEL HOME	12/31/95	12/31/94	12/31/93
3	00747874	MASONIC HOME OF PENNSYLVANIA	12/31/95	12/31/94	12/31/93
3	01275876	MCMURRAY HILLS MANOR	06/30/96	12/31/94	12/31/93
3	01118426	MEADOWCREST NURSING CENTER	06/30/96	06/30/95	06/30/94
3	01514803	NAAMANS CREEK COUNTRY MANOR	06/30/96	12/31/94	12/31/93
3	01036170	OAK HILL NURSING AND REHAB CENTER	06/30/96	06/30/95	06/30/94
3	01674146	PENNSYLVANIA HOSPITAL SKILLED CARE CTR	06/30/95	06/30/94	06/30/92
3	00654855	PETER BECKER COMMUNITY	06/30/96	06/30/95	06/30/94
3	00749476	PHILADELPHIA PROTESTANT HOME	12/31/95	12/31/94	12/31/93
3	00750771	PICKERING MANOR HOME	06/30/96	06/30/95	06/30/94
3	00795183	PRESBYTERIAN HOME AT 58TH STREET	12/31/95	12/31/94	12/31/93

NOTICES

<i>Median Peer Group</i>	<i>Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
3	00757511	REDSTONE HIGHLANDS HEALTH CARE CENTER	06/30/96	06/30/95	06/30/94
3	00798677	REFORMED PRESBYTERIAN HOME	12/31/95	12/31/94	12/31/93
3	00749850	REGINA COMMUNITY NURSING CENTER	06/30/96	06/30/95	06/30/94
3	01129340	RICHBORO CARE CENTER	06/30/96	06/30/95	06/30/94
3	00750931	ROCKHILL MENNONITE COMMUNITY	06/30/96	06/30/95	06/30/94
3	01686568	ROSEMONT MANOR	12/31/96	12/31/95	12/31/94
3	00749940	SAINT JOSEPH HOME FOR THE AGED	06/30/96	06/30/95	06/30/94
3	01019704	SAXONY HEALTH CENTER	12/31/95	12/31/94	12/31/93
3	00882411	SHERWOOD OAKS	06/30/96	06/30/95	06/30/94
3	01005039	SKY VUE TERRACE	06/30/96	06/30/95	06/30/94
3	01017002	SOUDERTON MENNONITE HOMES	06/30/96	06/30/95	06/30/94
3	01451688	SOUTH FAYETTE NURSING CENTER	06/30/96	06/30/95	06/30/93
3	01686620	SOUTH HILLS HEALTH AND REHAB CENTER	12/31/96	12/31/95	12/31/94
3	01667043	SOUTHWESTERN NURSING CENTER	06/30/96	06/30/95	12/31/93
3	00860290	STATESMAN HEALTH AND REHAB CENTER	06/30/96	06/30/95	06/30/94
3	01291510	STENTON HALL NURSING AND CONVAL CENTER	12/31/96	12/31/95	12/31/94
3	01216795	VALENCIA WOODS NURSING CENTER	06/30/96	06/30/95	06/30/94
3	00750207	VILLA DEMARILLAC NURSING HOME INC	06/30/96	06/30/95	06/30/94
3	01026825	WAYNE CENTER	06/30/96	06/30/95	06/30/94
3	01301134	WILKINS HOUSE THE	12/31/95	12/31/94	
3	01454607	WILLIAM PENN CARE CENTER	12/31/95		
3	00991944	WILLIS NURSING CENTER	06/30/96	06/30/95	06/30/94
3	00756523	WYNCOTE CHURCH HOME	06/30/96	06/30/95	06/30/94
PG 3	Resident Care Median	Other Resident Care Median		Administrative Median	
	\$60.62	\$28.28		\$13.21	
PG 3	Resident Care Price	Other Resident Care Price		Administrative Price	
	\$70.93	\$31.67		\$13.74	

<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
4	01157700	ALLIED SERVICES SKILLED NURSING CENTER	06/30/96	06/30/95	06/30/94
4	00576310	BERKS HEIM	12/31/95	12/31/94	12/31/93
4	00755473	BRETHREN HOME COMMUNITY THE	06/30/96	06/30/95	06/30/94
4	00751741	CAMBRIA COUNTY HOME-LAUREL CREST REHAB	12/31/95	12/31/94	12/31/93
4	00745299	CEDAR HAVEN	12/31/95	12/31/94	12/31/93
4	00575770	CEDARBROOK	12/31/95	12/31/94	12/31/93
4	00749064	CLAREMONT NRC OF CUMBERLAND COUNTY	12/31/95	12/31/94	12/31/93
4	00745922	CONESTOGA VIEW	12/31/95	12/31/94	12/31/93
4	00744872	DAUPHIN MANOR	12/31/95	12/31/94	12/31/93
4	00751151	GRACEDALE - NORTHAMPTON COUNTY HOME	12/31/95	12/31/94	12/31/93
4	00754636	MASONIC HOMES	12/31/95	12/31/94	12/31/93
4	00754814	MOUNTAIN VIEW MANOR	12/31/95	12/31/94	12/31/93
4	01039117	PHOEBE HOME INC	06/30/96	06/30/95	06/30/94
4	00754583	PLEASANT RIDGE MANOR EAST/WEST	12/31/95	12/31/94	12/31/93
4	00752275	VALLEY CREST NURSING HOME	12/31/95	12/31/94	12/31/93
4	01686586	WEST SHORE HEALTH AND REHAB CENTER	12/31/96	12/31/95	12/31/94
4	00750940	YORK COUNTY NURSING HOME	12/31/95	12/31/94	12/31/93
PG 4	Resident Care Median	Other Resident Care Median		Administrative Median	
	\$76.38	\$32.14		\$10.37	
PG 4	Resident Care Price	Other Resident Care Price		Administrative Price	
	\$89.36	\$36.00		\$10.78	

<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
5	01007632	ABINGTON MANOR	12/31/96	12/31/95	12/31/94
5	01682845	ADAMS MANOR	12/31/96	12/31/95	12/31/94
5	01486137	BERKSHIRE CENTER	06/30/96		

<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
5	01492223	BERWICK RETIREMENT VILLAGE NRSNG HOME II	06/30/96		
5	00925715	BEVERLY MANOR	12/31/96	12/31/95	12/31/94
5	01683477	BEVERLY MANOR OF LANCASTER	12/31/96	12/31/95	12/31/94
5	00942091	BIRCHWOOD NURSING AND REHAB CENTER	12/31/95	12/31/94	06/30/93
5	00910131	BLOOMSBURG HEALTH CARE CENTER	12/31/95	12/31/94	12/31/93
5	00744059	BRETHREN VILLAGE	06/30/96	06/30/95	06/30/94
5	01009870	CARPENTER CARE CENTER	12/31/96	12/31/95	12/31/94
5	00746240	COLONIAL MANOR NURSING HOME	12/31/95	12/31/94	12/31/93
5	00747426	CORNWALL MANOR	12/31/95	12/31/94	12/31/93
5	01076228	CORRY MANOR	12/31/96	12/31/95	12/31/94
5	01426291	DORRANCE MANOR	12/31/92	12/31/91	12/31/90
5	01024606	EAST MOUNTAIN MANOR	12/31/96	12/31/95	12/31/94
5	01145675	EASTON NURSING CENTER	06/30/96	06/30/95	06/30/94
5	01076237	EDINBORO MANOR	12/31/96	12/31/95	12/31/94
5	01253725	EPHRATA MANOR	12/31/95	12/31/94	12/31/93
5	00744999	EVANGELICAL CONG CHURCH RETRMNT VILLAGE	12/31/96	12/31/95	12/31/94
5	01076246	FAIRVIEW MANOR	12/31/96	12/31/95	12/31/94
5	01416043	FAIRVIEW RETIREMENT COMMUNITY INC	06/30/96	06/30/95	06/30/93
5	01134930	FELLOWSHIP MANOR	06/30/96	06/30/95	06/30/94
5	00949145	FREY VILLAGE	12/31/95	12/31/94	12/31/93
5	00969489	HAMILTON ARMS CENTER	06/30/96	06/30/95	06/30/94
5	00886297	HANOVER HALL	12/31/95	12/31/94	12/31/93
5	01525487	HARRISON HOUSE	12/31/94	12/31/93	12/31/92
5	00908394	HAZLETON NURSING & GERIATRIC CENTER	06/30/96	06/30/95	06/30/94
5	00756720	HEATHERBANK	12/31/95	12/31/94	12/31/93
5	00889744	HIGHLAND MANOR NURSING AND CONVAL CENTER	06/30/96	06/30/95	06/30/94
5	00755240	HOLIDAY MANOR	06/30/96	06/30/95	06/30/94
5	00965229	HOLY FAMILY MANOR INC	12/31/95	12/31/94	12/31/93
5	01568180	HOMEWOOD AT PLUM CREEK	12/31/96	12/31/95	12/31/94
5	01060157	INTEGRATED HLTH SRVCS - ERIE BAYSIDE	12/31/95	12/31/94	12/31/93
5	00974700	INTEGRATED HLTH SRVCS - HERSHEY WDLNDS	12/31/95	12/31/94	12/31/93
5	00747284	JEWISH HOME OF EASTERN PENNSYLVANIA	12/31/95	12/31/94	12/31/93
5	00747275	JEWISH HOME OF GREATER HARRISBURG	06/30/96	06/30/95	06/30/94
5	00985197	KUTZTOWN MANOR	06/30/96	06/30/95	06/30/94
5	00757182	LACKAWANNA COUNTY HEALTH CARE CENTER	12/31/95	12/31/94	12/31/93
5	00756926	LANCASHIRE HALL	12/31/95	12/31/94	12/31/93
5	01644380	LAUREL CENTER	12/31/95	12/31/94	12/31/93
5	00756612	LAUREL HILL INC	06/30/96	06/30/95	06/30/94
5	01494498	LEHIGH CENTER	06/30/96		
5	00946090	LIBERTY NURSING AND REHAB CENTER	06/30/96	06/30/95	06/30/94
5	00751302	LITTLE FLOWER MANOR OF DIOCESE SCRANTON	12/31/95	12/31/94	12/31/93
5	00750898	LUTHERAN HOME AT TOPTON	12/31/95	12/31/94	12/31/93
5	00755277	MAHONING VALLEY NURSING AND REHAB CENTER	12/31/95	12/31/94	12/31/93
5	01134985	MANORCARE HEALTH SVCS-ALLENTOWN	12/31/95	12/31/94	12/31/93
5	00860657	MANORCARE HEALTH SVCS-BETHLEHEM I	12/31/95	12/31/94	12/31/93
5	00855174	MANORCARE HEALTH SVCS-BETHLEHEM II	12/31/95	12/31/94	12/31/93
5	01106891	MANORCARE HEALTH SVCS-CARLISLE	12/31/95	12/31/94	12/31/93
5	00854490	MANORCARE HEALTH SVCS-DALLASTOWN	12/31/95	12/31/94	12/31/93
5	00879022	MANORCARE HEALTH SVCS-EASTON	12/31/95	12/31/94	12/31/93
5	00854480	MANORCARE HEALTH SVCS-HARRISBURG	12/31/95	12/31/94	12/31/93
5	00854604	MANORCARE HEALTH SVCS-KINGSTON	12/31/95	12/31/94	12/31/93
5	00960518	MANORCARE HEALTH SVCS-KINGSTON COURT	06/30/96	06/30/95	06/30/94
5	00854515	MANORCARE HEALTH SVCS-LANCASTER	12/31/95	12/31/94	12/31/93
5	00855094	MANORCARE HEALTH SVCS-LAURELDALE	12/31/95	12/31/94	12/31/93
5	00854542	MANORCARE HEALTH SVCS-LEBANON	12/31/95	12/31/94	12/31/93
5	00882402	MANORCARE HEALTH SVCS-SINKING SPRING	12/31/95	12/31/94	12/31/93
5	00855067	MANORCARE HEALTH SVCS-WEST READING	12/31/95	12/31/94	12/31/93
5	00952060	MANORCARE HEALTH SVCS-YORK NORTH	06/30/96	06/30/95	06/30/94
5	00952051	MANORCARE HEALTH SVCS-YORK SOUTH	06/30/96	06/30/95	06/30/94
5	01665737	MAPLE FARM NURSING CENTER	12/31/96	12/31/95	12/31/94

<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
5	00916242	MEADOWS NURSING CENTER	06/30/96	06/30/95	06/30/94
5	00751554	MENNONITE HOME THE	06/30/96	06/30/95	06/30/94
5	00747981	MESSIAH VILLAGE	06/30/96	06/30/95	06/30/94
5	00993199	MIFFLIN CENTER	12/31/96	12/31/95	12/31/94
5	00755535	MORAVIAN MANOR	12/31/96	12/31/95	12/31/94
5	01071974	MOUNTAIN CITY CONVALESCENT AND REHAB CTR	06/30/96	06/30/95	06/30/94
5	01390555	MOUNTAIN VIEW CARE CENTER	06/30/96	06/30/95	06/30/94
5	01247871	MUHLENBERG REHABILITATION CARE CENTER	06/30/96	06/30/95	06/30/94
5	00892964	ORANGEVILLE NURSING AND REHAB CENTER	06/30/96	06/30/95	06/30/94
5	00949207	PERRY VILLAGE	12/31/95	12/31/94	12/31/93
5	01304216	PHOEBE BERKS HEALTH CARE CENTER INC	06/30/96	06/30/95	06/30/94
5	00751311	PLEASANT VIEW RETIREMENT COMMUNITY	12/31/95	12/31/94	12/31/93
5	00749681	QUARRYVILLE PRESBYTERIAN HOME	06/30/96	06/30/95	06/30/94
5	00750566	REST HAVEN-YORK	06/30/96	06/30/95	06/30/94
5	00993484	RIVERSTREET MANOR	12/31/96	12/31/95	12/31/94
5	00749396	SAINT ANNE'S HOME	06/30/96	06/30/95	06/30/94
5	00924683	SAINT LUKE PAVILION	12/31/95	12/31/94	12/31/93
5	00750904	SAINT MARY'S HOME OF ERIE	12/31/95	12/31/94	12/31/93
5	01550908	SHIPPENSBURG HEALTH CARE CENTER	12/31/96		
5	00776123	SLATE BELT NURSING AND REHAB CENTER	06/30/96	06/30/95	06/30/94
5	00854613	SPRUCE MANOR NURSING AND REHAB CENTER	06/30/96	06/30/95	06/30/94
5	01005164	SUMMIT HEALTH CARE CENTER INC	12/31/96	12/31/95	12/31/94
5	01240790	SUSQUEHANNA CENTER	06/30/96	06/30/95	06/30/94
5	00949136	SUSQUEHANNA LUTHERAN VILLAGE	12/31/95	12/31/94	12/31/93
5	00887712	TAYLOR NURSING AND REHAB CENTER	06/30/96	06/30/95	06/30/94
5	01005440	TWINBROOK MEDICAL CENTER	06/30/96	06/30/95	06/30/94
5	00755965	VILLA TERESA	12/31/95	12/31/94	12/31/93
5	00745477	WEATHERWOOD-CARBON COUNTY NH & REHAB CTR	12/31/95	12/31/94	12/31/93
5	00750664	WESLEY VILLAGE	12/31/95	12/31/94	12/31/93
5	00886448	WESTERN RESERVE HEALTH AND REHAB CENTER	12/31/96	12/31/95	12/31/94
PG 5	Resident Care Median	Other Resident Care Median		Administrative Median	
	\$56.21	\$25.55		\$11.45	
PG 5	Resident Care Price	Other Resident Care Price		Administrative Price	
	\$65.77	\$28.62		\$11.91	

<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
6	01013308	ABINGTON CREST NURSING AND REHAB CENTER	06/30/96	06/30/95	06/30/94
6	00914266	AUDUBON VILLA	06/30/96	06/30/95	06/30/94
6	00747927	BALL PAVILION THE	06/30/96	06/30/95	06/30/94
6	00881610	BEAR CREEK HEALTH CARE CENTER INC	06/30/96	06/30/95	06/30/94
6	00746590	BETHANY VILLAGE RETIREMENT CENTER	12/31/95	12/31/94	12/31/93
6	01630633	BLAKELY-PINE HEALTH CARE CENTER	12/31/95	12/31/94	12/31/93
6	01682872	BLUE RIDGE HAVEN CONVAL CENTER - EAST	12/31/96	12/31/95	12/31/94
6	00751581	BONHAM NURSING CENTER	12/31/96	12/31/95	12/31/94
6	00985571	BUTLER VALLEY MANOR	06/30/96	06/30/95	06/30/94
6	00745243	CALVARY FELLOWSHIP HOMES INC	06/30/96	06/30/95	06/30/94
6	01391490	CAMP HILL CARE CENTER	12/31/96	12/31/95	12/31/94
6	00745593	CARBONDALE NURSING HOME INC	12/31/95	12/31/94	12/31/93
6	00745163	CHAPEL POINTE AT CARLISLE	12/31/95	12/31/94	12/31/93
6	00747604	CHURCH OF GOD HOME INC	12/31/95	12/31/94	12/31/93
6	01281640	CUMBERLAND CROSSINGS	06/30/96	06/30/95	06/30/94
6	00744890	DAVIS MANOR	06/30/96	06/30/95	06/30/94
6	00891125	DENVER NURSING HOME	06/30/96	06/30/95	06/30/94
6	01682881	ERIE REHABILITATION AND NURSING CENTER	12/31/96	12/31/95	12/31/94
6	00756686	FAIRMOUNT HOMES	06/30/96	06/30/95	06/30/94
6	01690613	FOREST PARK HEALTH CENTER	12/31/95	12/31/94	12/31/93

NOTICES

<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
6	01420135	FOREST VIEW	06/30/96	06/30/95	
6	01692716	GETHSEMANE RETIREMENT COMM AND REHAB CTR	06/30/96	06/30/95	06/30/94
6	00985188	GREEN RIDGE NURSING HOME	06/30/96	06/30/95	06/30/94
6	01004855	HAMPTON HOUSE	06/30/96	06/30/95	06/30/94
6	01474243	HEALTHSOUTH REHAB - MECHANICSBURG RENOVA	12/31/95	12/31/93	12/31/91
6	00747551	HERITAGE HOUSE	06/30/96	06/30/95	06/30/94
6	00750996	HOLY FAMILY RESIDENCE	12/31/95	12/31/94	12/31/93
6	00757594	HOMELAND CENTER	06/30/96	06/30/95	06/30/94
6	01063650	HOMESTEAD VILLAGE INC	06/30/96	06/30/95	06/30/94
6	00757370	KEPLER HOME INC THE	12/31/95	12/31/94	12/31/93
6	01630642	KINGSTON HEALTH CARE CENTER	12/31/94	12/31/91	12/31/90
6	00757530	KINKORA PYTHIAN HOME	06/30/96	06/30/95	06/30/94
6	00989463	LAKESIDE NURSING CENTER	06/30/96	06/30/95	06/30/94
6	00838351	LANDIS HOMES	06/30/96	06/30/95	06/30/94
6	00747005	LEBANON VALLEY BRETHERN HOME	12/31/95	12/31/94	12/31/93
6	00749126	LEBANON VALLEY HOME THE	12/31/95	12/31/94	12/31/93
6	00752210	LUTHER ACRES MANOR	12/31/95	12/31/94	12/31/93
6	00915693	LUTHER CREST NURSING FACILITY	12/31/95	12/31/94	12/31/93
6	00751966	LUTHERAN HOME FOR THE AGED	12/31/95	12/31/94	12/31/93
6	00747669	MANORCARE HEALTH SVCS-CAMP HILL	12/31/95	12/31/94	12/31/93
6	00752177	MANORCARE HEALTH SVCS-ELIZABETHTOWN	12/31/95	12/31/94	12/31/93
6	00757450	MARY ELLEN CONVALESCENT HOME INC	06/30/96	06/30/95	06/30/94
6	01238854	MERCY CENTER NURSING UNIT INC	12/31/95	12/31/94	12/31/93
6	00983049	MERCY HEALTH CARE CENTER	12/31/95	12/31/94	12/31/93
6	00755179	MIDDLETOWN HOME THE	12/31/95	12/31/94	12/31/93
6	00754485	MILFORD VALLEY CONVALESCENT HOME INC	12/31/95	12/31/94	12/31/93
6	01207929	MILLCREEK MANOR	06/30/96	06/30/95	06/30/94
6	00989089	MILLVILLE HEALTH CENTER	06/30/96	06/30/95	06/30/94
6	00747972	MISERICORDIA CONVALESCENT HOME	12/31/95	12/31/94	12/31/93
6	00754888	MOUNT HOPE DUNKARD BRETHERN CHURCH HOME	06/30/96	06/30/95	06/30/94
6	01493436	MOUNTAIN REST NURSING HOME	06/30/96	06/30/94	06/30/93
6	00947258	NIPPLE CONVALESCENT HOME	12/31/95	12/31/94	12/31/93
6	01418781	NORMANDIE RIDGE	12/31/95	12/31/94	
6	00891134	PALMYRA NURSING HOME	06/30/96	06/30/95	06/30/94
6	01582465	PINNACLE HEALTH ECF	06/30/95	06/30/94	06/30/93
6	01143518	PRAXIS NURSING HOME	06/30/96	06/30/95	06/30/94
6	00756819	PRESBYTERIAN LODGE	12/31/95	12/31/94	12/31/93
6	01232977	RHEEMS NURSING CENTER INC	12/31/95	12/31/94	12/31/93
6	00750753	SAINT LUKE MANOR	12/31/95	12/31/94	12/31/93
6	00754940	SAINT MARY'S VILLA NURSING HOME INC	12/31/95	12/31/94	12/31/93
6	01106793	SARAH A REED RETIREMENT CENTER THE	06/30/96	06/30/95	06/30/94
6	01674763	SARAH A TODD MEMORIAL HOME	12/31/95	12/31/94	12/31/93
6	00749592	SHREWSBURY LUTHERAN RETIREMENT VILLAGE	12/31/95	12/31/94	12/31/93
6	00757146	SMITH NURSING & CONVAL HOME-MOUNTAINTOP	06/30/96	06/30/95	06/30/94
6	00750261	SPANG CREST MANOR	12/31/95	12/31/94	12/31/93
6	01522529	STONEBRIDGE HEALTH AND REHAB CENTER	12/31/96		
6	01453127	STONERIDGE VILLAGE	12/31/95		
6	01690650	SWAIM HEALTH CENTER	12/31/95	12/31/94	12/31/93
6	01119719	THAELER HEALTH CARE CENTER	06/30/96	06/30/95	06/30/94
6	00767142	THORNWALD HOME	12/31/95	12/31/94	12/31/93
6	00891116	TWIN OAKS NURSING HOME	06/30/96	06/30/95	06/30/94
6	00748853	UNITED ZION RETIREMENT COMMUNITY	12/31/95	12/31/94	12/31/93
6	01691076	WESTMINSTER VILLAGE	12/31/95	12/31/94	12/31/93
6	00754556	YORK LUTHERAN HOME	12/31/95	12/31/94	12/31/93
6	00756407	ZERBE SISTERS NURSING CENTER INC.	06/30/96	06/30/95	06/30/94

PG 6	Resident Care Median \$56.74	Other Resident Care Median \$27.13	Administrative Median \$12.09
PG 6	Resident Care Price \$66.39	Other Resident Care Price \$30.39	Administrative Price \$12.57

<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
8	00754977	ARBUTUS PARK MANOR	06/30/96	06/30/95	06/30/94
8	01513243	BUCHANNAN COMMONS	06/30/96	06/30/94	06/30/93
8	00583842	CENTRE CREST HOME	12/31/95	12/31/94	12/31/93
8	00752041	CHURCH OF THE BRETHREN HOME	06/30/96	06/30/95	06/30/94
8	00748343	GARVEY MANOR	12/31/95	12/31/94	12/31/93
8	00908563	GILMORE'S WHITE CLIFF NURSING HOME	12/31/95	12/31/94	12/31/93
8	01391534	HILLVIEW HEALTH AND REHAB CENTER	12/31/96	12/31/95	12/31/94
8	01568205	HOMEWOOD AT MARTINSBURG PA INC	12/31/96	12/31/95	12/31/94
8	00854524	MANORCARE HEALTH SVCS-JERSEY SHORE	12/31/95	12/31/94	12/31/93
8	00858579	MANORCARE HEALTH SVCS-WILLIAMSPORT NORTH	12/31/95	12/31/94	12/31/93
8	01539947	MEADOW VIEW NURSING CENTER	12/31/94	12/31/93	12/31/92
8	00750969	ORCHARD MANOR INC	06/30/96	06/30/95	06/30/94
8	00750305	PRESBYTERIAN HOME OF THE MOSHANNON VLLY	12/31/95	12/31/94	12/31/93
8	01140365	ROSE VIEW CENTER	06/30/96	06/30/95	06/30/94
8	00748666	SAINT PAUL HOMES	12/31/95	12/31/94	12/31/93
8	00748620	SIEMONS' LAKEVIEW MANOR ESTATE	06/30/96	06/30/95	06/30/94
8	01690669	SYCAMORE MANOR HEALTH CENTER	12/31/95	12/31/94	12/31/93
8	01263768	UNIVERSITY PARK NURSING CENTER	12/31/95	12/31/94	12/31/93
8	00754663	VALLEY VIEW HOME	12/31/95	12/31/94	12/31/93
8	01402852	VALLEY VIEW NURSING CENTER	12/31/94		
8	00749298	WILLIAMSPORT HOME THE	12/31/96	12/31/95	12/31/94
8	01678252	WOODLAND PLACE	12/31/95	12/31/94	12/31/93
PG 8	Resident Care Median \$54.04	Other Resident Care Median \$27.27		Administrative Median \$10.46	
PG 8	Resident Care Price \$63.23	Other Resident Care Price \$30.54		Administrative Price \$10.88	

<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
9	00745870	CLEPPER CONVALESCENT HOME INC	12/31/96	12/31/95	12/31/94
9	01299009	COUNTRYSIDE CONVAL HOME LTD PARTNERSHIP	06/30/96	06/30/95	06/30/94
9	00749000	EPWORTH MANOR	12/31/95	12/31/94	12/31/93
9	00989507	GOOD SAMARITAN NSG CARE CTR-JOHNSTOWN	12/31/95	12/31/94	12/31/93
9	00756766	GROVE MANOR	06/30/96	06/30/95	06/30/94
9	00970640	HAIDA MANOR	12/31/96	12/31/95	12/31/94
9	00897272	HOSPITALITY CARE CENTER OF HERMITAGE INC	12/31/95	12/31/94	12/31/93
9	00747328	JOHN XXIII HOME	12/31/95	12/31/94	12/31/93
9	01398900	LAUREL VIEW VILLAGE	06/30/96	06/30/95	06/30/94
9	01562201	LAUREL WOOD CONVALESCENT CENTER	12/31/95	12/31/94	12/31/93
9	00755070	LUTHERAN HOME AT HOLLIDAYSBURG THE	12/31/95	12/31/94	12/31/93
9	00754761	LUTHERAN HOME AT JOHNSTOWN THE	12/31/95	12/31/94	12/31/93
9	00854533	MANORCARE HEALTH SVCS-WILLIAMSPORT SOUTH	12/31/95	12/31/94	12/31/93
9	00970612	MEYERSDALE MANOR	12/31/96	12/31/95	12/31/94
9	01148200	MORAN'S HOME INC	12/31/96	12/31/95	12/31/94
9	00747220	MORRISONS COVE HOME	12/31/95	12/31/94	12/31/93
9	01132980	NUGENT CONVALESCENT HOME	12/31/95	12/31/94	12/31/93
9	00757164	PRESBYTERIAN HOME OF REDSTONE PRESBYTERY	12/31/95	12/31/94	12/31/93
9	00755428	PRESBYTERIAN HOMES-PRESBYTERY-HUNTINGDON	12/31/95	12/31/94	12/31/93
9	00970597	RICHLAND MANOR	12/31/96	12/31/95	12/31/94
9	01586778	SOMERSET PATRIOT MANOR	12/31/95	06/30/93	
PG 9	Resident Care Median \$48.01	Other Resident Care Median \$25.92		Administrative Median \$10.60	
PG 9	Resident Care Price \$56.17	Other Resident Care Price \$29.03		Administrative Price \$11.02	

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11	00928038	ALLEGHENY MANOR	12/31/96	12/31/95	12/31/94
11	00755357	ARMSTRONG COUNTY HOME	12/31/95	12/31/94	12/31/93
11	01586769	BEACON MANOR	12/31/95	06/30/93	06/30/92
11	00751287	BRADFORD COUNTY MANOR	12/31/95	12/31/94	12/31/93
11	01076219	BRADFORD MANOR	12/31/96	12/31/95	12/31/94
11	00747640	BROAD ACRES NURSING HOME ASSOCIATION	12/31/96	12/31/95	12/31/94
11	00854622	BROAD MOUNTAIN NURSING AND REHAB CENTER	06/30/96	06/30/95	06/30/94
11	00745762	CHRIST THE KING MANOR	06/30/96	06/30/95	06/30/94
11	00754903	CLARVIEW NURSING AND REHAB CENTER	12/31/96	12/31/95	12/31/94
11	00747622	CRAWFORD COUNTY CARE CENTER	12/31/95	12/31/94	12/31/93
11	00951706	CURWENSVILLE NURSING HOME INC	12/31/96	12/31/95	12/31/94
11	00746349	DUBOIS NURSING HOME	06/30/96	06/30/95	06/30/94
11	00747480	ELK HAVEN NURSING HOME	06/30/96	06/30/95	06/30/94
11	00755446	ELLEN MEMORIAL HEALTH CARE CENTER	06/30/96	06/30/95	06/30/94
11	00884004	FOREST CITY NURSING CENTER	06/30/96	06/30/95	06/30/94
11	01391525	FRANKLIN CARE CENTER	12/31/96	12/31/95	12/31/94
11	00745074	FRANKLIN COUNTY NURSING HOME	12/31/95	12/31/94	12/31/93
11	00745261	GOLDEN HILL NURSING HOME INC	06/30/96	06/30/95	06/30/94
11	00941989	GRANDVIEW ADVANCED HEALTH SERVICES	12/31/96	12/31/95	12/31/94
11	00755375	GRANDVIEW HEALTH HOMES INC	06/30/96	06/30/95	06/30/94
11	00756891	GREEN ACRES - ADAMS COUNTY HOME	12/31/95	12/31/94	12/31/93
11	00756579	GREEN HOME INC THE	06/30/96	06/30/95	12/31/93
11	00989150	HIGHLANDS CARE CENTER	12/31/95	12/31/94	12/31/93
11	00747337	HILLVIEW MANOR - LAWRENCE COUNTY HOME	12/31/95	12/31/94	12/31/93
11	01274805	HOMETOWN NURSING AND REHAB CENTER	12/31/95	12/31/94	12/31/93
11	00860791	INDIAN CREEK NURSING CENTER	06/30/96	06/30/95	06/30/94
11	00751886	INDIAN HAVEN NURSING CENTER	12/31/95	12/31/94	12/31/93
11	01468907	INTEGRATED HLTH SRVCS - JULIA RIBAUDO	12/31/95	12/31/93	12/31/92
11	01033463	JEFFERSON MANOR HEALTH CENTER	06/30/96	06/30/95	06/30/94
11	01690622	JULIA POUND CARE CENTER	12/31/95	12/31/94	12/31/93
11	00893729	KRAMM HEALTHCARE CENTER INC	06/30/96	06/30/95	06/30/94
11	00747266	KRAMM NURSING HOME INC	06/30/96	06/30/95	06/30/94
11	00854570	MANORCARE HEALTH SVCS-CHAMBERSBURG	12/31/95	12/31/94	12/31/93
11	00855165	MANORCARE HEALTH SVCS-POTTSVILLE	12/31/95	12/31/94	12/31/93
11	00854506	MANORCARE HEALTH SVCS-SUNBURY	12/31/95	12/31/94	12/31/93
11	01391543	MEADVILLE HEALTH AND REHAB CENTER	12/31/96	12/31/95	12/31/94
11	00748512	MENNO-HAVEN INC.	12/31/96	12/31/95	12/31/94
11	00913302	MOUNT CARMEL NURSING AND REHAB CENTER	12/31/95	12/31/94	12/31/93
11	00963799	MOUNTAIN LAUREL NRC	06/30/96	06/30/95	06/30/94
11	01391516	NEW BEGINNINGS SPECIALTY CARE	12/31/96	12/31/95	12/31/94
11	00790570	NOTTINGHAM VILLAGE	12/31/95	12/31/94	12/31/93
11	00949163	OHESON MANOR	12/31/95	12/31/94	12/31/93
11	00776642	OIL CITY PRESBYTERIAN HOME	12/31/95	12/31/94	12/31/93
11	01301303	ORWIGSBURG CENTER	06/30/96	06/30/95	06/30/94
11	00997509	PENN LUTHERAN VILLAGE	12/31/95	12/31/94	12/31/93
11	00949216	PENNKNOLE VILLAGE NURSING HOME	12/31/95	12/31/94	12/31/93
11	00754547	PINEY MOUNTAIN HOME	06/30/96	06/30/95	06/30/94
11	00861959	PLEASANT VALLEY MANOR INC	12/31/95	12/31/94	12/31/93
11	00749627	QUINCY UNITED METHODIST HOME	12/31/95	12/31/94	12/31/93
11	00749073	REST HAVEN	12/31/95	12/31/94	12/31/93
11	00754707	RIVER WOODS	12/31/95	12/31/94	12/31/93
11	00749117	ROLLING FIELDS INC	12/31/95	12/31/94	12/31/93
11	01505063	ROLLING MEADOWS	06/30/96	12/31/94	12/31/93
11	00756793	ROUSE WARREN COUNTY HOME	12/31/95	12/31/94	12/31/93
11	01205791	SCHUYLKILL CENTER	06/30/96	06/30/95	06/30/94
11	00754850	SENA-KEAN MANOR	12/31/95	12/31/94	12/31/93
11	00886081	SHENANDOAH MANOR NURSING CENTER	12/31/95	12/31/94	12/31/93
11	01626292	SHEPHERD'S CHOICE OF GETTYSBURG THE	06/30/96	06/30/95	06/30/94
11	01688769	STROUD MANOR	12/31/96	12/31/95	12/31/94
11	01677157	SUGAR CREEK STATION SKILLED NSG & REHAB	12/31/95	12/31/94	12/31/93
11	00949557	SUSQUE VIEW HOME INC	12/31/95	12/31/94	12/31/93
11	01076255	SWEDEN VALLEY MANOR	12/31/96	12/31/95	12/31/94
11	00860245	TREMONT HEALTH AND REHABILITATION CENTER	06/30/96	06/30/95	06/30/94

<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
11	00756560	VALLEY VIEW HAVEN INC	12/31/96	12/31/95	12/31/94
11	01076264	WARREN MANOR	12/31/96	12/31/95	12/31/94
11	00982408	WESBURY UNITED METHODIST COMMUNITY	12/31/95	12/31/94	12/31/93
11	01680724	WILLIAM PENN HEALTH AND REHAB CENTER	12/31/96	12/31/95	12/31/94
11	01263089	WOODLAND RETIREMENT CENTER	12/31/95	12/31/94	12/31/93
PG 11	Resident Care Median \$53.59	Other Resident Care Median \$24.24		Administrative Median \$9.82	
PG 11	Resident Care Price \$62.70	Other Resident Care Price \$27.15		Administrative Price \$10.21	

<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
12	01391561	BEVERLY HEALTHCARE - TITUSVILLE	12/31/96	12/31/95	12/31/94
12	01391507	BEVERLY HEALTHCARE - WARREN	12/31/96	12/31/95	12/31/94
12	01169200	BRADFORD ECUMENICAL HOME INC	12/31/95	12/31/94	12/31/93
12	01090002	BRADFORD NURSING PAVILION	06/30/96	06/30/95	06/30/94
12	01701388	BROOKLINE MANOR	06/30/95	06/30/94	06/30/93
12	00835411	BROOKMONT HEALTH CARE CENTER INC	06/30/96	06/30/95	06/30/94
12	00948809	BUFFALO VALLEY LUTHERAN VILLAGE	12/31/95	12/31/94	12/31/93
12	01429631	CALEDONIA MANOR	12/31/96	12/31/95	12/31/94
12	01631407	CARLETON SENIOR CARE AND REHAB CENTER	06/30/96	06/30/95	12/31/92
12	00755992	DAR WAY NURSING HOME INC	06/30/96	06/30/95	06/30/94
12	00746447	DONAHOE MANOR	06/30/96	06/30/95	06/30/94
12	01553131	FRIENDLY NURSING HOME - PITMAN	06/30/95	06/30/94	06/30/93
12	00754476	GETTYSBURG LUTHERAN HOME	12/31/95	12/31/94	12/31/93
12	00746957	GOLD STAR NURSING HOME	06/30/96	06/30/95	06/30/94
12	00752103	GUY AND MARY FELT MANOR INC	06/30/96	06/30/95	06/30/94
12	00751035	HAVEN CONVALESCENT HOME INC	12/31/95	12/31/94	12/31/93
12	01646731	HEIGHTS NURSING HOME AT LOCUST MOUNTAIN	06/30/96	06/30/95	06/30/94
12	01411341	HERITAGE VALLEY HEALTH CARE	12/31/96	12/31/95	12/31/94
12	00897165	HIGHLAND HALL CARE CENTER	06/30/96	06/30/95	06/30/94
12	01285433	HIGHLAND VIEW	06/30/96	06/30/95	06/30/94
12	01526457	HUNTINGDON MANOR	06/30/96	06/30/94	12/31/92
12	00981429	KINZUA VALLEY HEALTH CARE	12/31/96	12/31/95	12/31/94
12	01590654	KITTANNING CARE CENTER	06/30/95	06/30/94	06/30/93
12	01013291	KRAMM HEALTHCARE - BROADWAY	06/30/96	06/30/95	06/30/94
12	00754799	LAUREL MANOR	06/30/96	06/30/95	06/30/94
12	00949225	LOCUST GROVE RETIREMENT VILLAGE	12/31/95	12/31/94	12/31/93
12	00746993	LUTHERAN HOME AT KANE THE	12/31/95	12/31/94	12/31/93
12	00747364	MALTA HOME	12/31/95	12/31/94	12/31/93
12	00901670	MANSION NURSING AND CONVALESCENT HOME	12/31/96	12/31/95	12/31/94
12	01121548	MARIA JOSEPH MANOR	12/31/95	12/31/94	12/31/93
12	01633180	MEADOW VIEW SENIOR LIVING CENTER	12/31/95	12/31/94	12/31/93
12	00754734	MEDA NIPPLE CONVALESCENT HOME	12/31/95	12/31/94	12/31/93
12	01500951	MENNO-HAVEN PENN HALL INC	12/31/95		
12	01126689	MOUNTAIN VIEW MANOR	12/31/96	12/31/95	12/31/94
12	01630230	MULBERRY SQUARE	12/31/96	12/31/95	12/31/94
12	00906504	OVERLOOK MEDICAL CLINIC INC	12/31/95	12/31/94	12/31/93
12	00755230	PENNSYLVANIA MEMORIAL HOME	06/30/96	06/30/95	06/30/94
12	00749725	RATHFON CONVALESCENT HOME	06/30/96	06/30/95	06/30/94
12	01493445	ROLLING HILLS MANOR	06/30/96	06/30/94	06/30/93
12	00757226	SAYRE HOUSE INC	06/30/96	06/30/95	06/30/94
12	00756031	SCENERY HILL MANOR	12/31/95	12/31/94	12/31/93
12	01473273	SHENANGO PRESBYTERIAN HOME	12/31/95		
12	00755221	SHOOK HOME THE	12/31/95	12/31/94	12/31/93
12	00906498	SILVER OAKS NURSING CENTER	12/31/95	12/31/94	12/31/93
12	01092974	SNYDER MEMORIAL HEALTH CARE CENTER	12/31/95	12/31/94	12/31/93
12	01391552	SPRINGS MANOR CARE CENTER	12/31/96	12/31/95	12/31/94
12	00966807	SUGAR CREEK REST	06/30/96	06/30/95	06/30/94
12	01483313	WAYNE WOODLANDS MANOR	06/30/96		

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<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
12	00895920	YORK TERRACE NURSING CENTER	12/31/96	12/31/95	12/31/94
12	01553140	ZENDT HOME THE	06/30/95	06/30/94	06/30/93

PG 12	Resident Care Median	\$51.59	Other Resident Care Median	\$24.62	Administrative Median	\$10.99
PG 12	Resident Care Price	\$60.36	Other Resident Care Price	\$27.57	Administrative Price	\$11.43

<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
13	00756701	GOOD SHEPHERD HOME LTC FACILITY INC	06/30/96	06/30/95	06/30/94
13	00756040	INGLIS HOUSE WHEELCHAIR COMMUNITY	06/30/96	06/30/95	06/30/94
13	00879013	MARGARET E. MOUL HOME	06/30/96	06/30/95	06/30/94

PG 13	Resident Care Median	\$105.76	Other Resident Care Median	\$65.10	Administrative Median	\$19.41
PG 13	Resident Care Price	\$123.74	Other Resident Care Price	\$72.91	Administrative Price	\$20.19

<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
14	01693375	ALLEGHENY UNIV MED CTR-CANONSBURG SNU	06/30/96	06/30/95	06/30/94
14	01275956	ASHLAND REGIONAL LONG TERM CARE CENTER	06/30/96	06/30/95	06/30/94
14	00747140	BARNES-KASSON COUNTY HOSPITAL SNF	06/30/96	06/30/95	06/30/94
14	00745824	BERWICK RETIREMENT VILLAGE NRSNG HOME	06/30/96	06/30/95	06/30/94
14	00744630	BUCKTAIL MEDICAL CENTER	06/30/96	06/30/95	06/30/94
14	00754832	CHARLES COLE MEMORIAL HOSPITAL ECF	06/30/96	06/30/95	06/30/94
14	01092240	CHESTNUT HILL REHABILITATION HOSP SNU	06/30/96	06/30/95	06/30/94
14	00756550	FULTON COUNTY MEDICAL CENTER LTCU	06/30/96	06/30/95	06/30/94
14	00751643	GEORGE L HARRISON HOUSE OF EPISCOPAL HSP	06/30/96	06/30/95	06/30/94
14	00746723	GNADEN HUETTEN NURSING AND CONVAL CENTER	06/30/95	06/30/94	06/30/93
14	00747631	GRAND VIEW HOSPITAL SKILLED NURSING FAC	06/30/96	06/30/95	06/30/94
14	00756882	HOME FOR THE JEWISH AGED - SLEY BLDG	06/30/96	06/30/95	06/30/94
14	00747041	LOCK HAVEN HOSPITAL E.C.U.	06/30/96	06/30/95	06/30/94
14	01631480	MEDICAL CENTER BEAVER PA, THE	06/30/96	06/30/95	06/30/94
14	00754654	MEMORIAL HOSPITAL INC SNU	06/30/96	06/30/95	06/30/94
14	01275268	MINERS MEMORIAL GERIATRIC CENTER	06/30/96	06/30/95	06/30/94
14	00751438	MOSES TAYLOR HOSPITAL S.N.F.	06/30/96	06/30/95	06/30/94
14	00748100	MUNCY VALLEY HOSPITAL SNU	06/30/96	06/30/95	06/30/94
14	00747239	PINECREST MANOR	06/30/96	06/30/95	06/30/94
14	01582456	PINNACLE HEALTH ECF HB	06/30/95	06/30/94	06/30/93
14	01588683	PINNACLE HEALTH SNU - SEIDLE	06/30/95	06/30/94	06/30/93
14	01073692	SAINT FRANCIS HOSPITAL OF NEW CASTLE SNC	06/30/96	06/30/95	06/30/94
14	00749369	SOMERSET HOSPITAL CENTER FOR HEALTH	06/30/96	06/30/95	06/30/94
14	01179074	SUBURBAN GENERAL SKILLED NURSING UNIT	06/30/96	06/30/95	06/30/94
14	00749387	SUNBURY COMMUNITY HOSPITAL SNF	06/30/96	06/30/95	06/30/94
14	00836230	WILLOWCREST-BAMBERGER	06/30/96	06/30/95	06/30/94

PG 14	Resident Care Median	\$78.58	Other Resident Care Median	\$51.17	Administrative Median	\$15.95
PG 14	Resident Care Price	\$91.94	Other Resident Care Price	\$57.31	Administrative Price	\$16.59

[Pa.B. Doc. No. 00-348. Filed for public inspection February 25, 2000. 9:00 a.m.]

Peer Groups, Peer Group Medians, and Peer Group Prices for General Nursing Facilities, County Nursing Facilities, Hospital-Based Nursing Facilities and Special Rehabilitation Facilities 1999-2000

By notice in 29 Pa.B. 4120, July 31, 1999, the Department of Public Welfare (Department) announced and made available to the public, the peer groups, peer group medians, and peer group prices for general nursing facilities, county nursing facilities, hospital-based nursing facilities and special rehabilitation facilities effective for services rendered from July 1, 1999 through June 30, 2000.

Upon consideration of public comments and further review of the database used to establish peer group medians and prices, the Department determined that certain corrections were necessary. As a result of these corrections, the Department hereby:

- Rescinds the previously published notice of 29 Pa.B. 4120, July 31, 1999, relative to peer groups, peer group medians, and peer group prices for general nursing facilities, county nursing facilities, hospital-based nursing facilities and special rehabilitation facilities effective for services rendered from July 1, 1999 through June 30, 2000.

- Announces and makes available to the public, in accordance with 55 Pa. Code § 1187.95(a)(4), revised peer groups, peer group medians, and peer group prices for general nursing facilities, county nursing facility, hospital-based nursing facilities and special rehabilitation facilities effective for services rendered from July 1, 1999 through June 30, 2000.

The peer groups, peer group medians and peer group prices set forth in this notice have been calculated under Chapter 1187, 25 Pa.B. 4477 (October 14, 1995), and will be effective for services rendered from July 1, 1999 through June 30, 2000.

To establish the database for the calculation of peer group medians and prices, the Department used each facility's three most recent audited cost reports that were issued by the Department on or before March 31, 1999 and indexed the costs for each report forward to the common date of December 31, 1999, using the Health Care Financing Administration (HCFA) Nursing Home Without Capital Market Basket Index.

Following is a listing, by group, of the number of facilities with a particular year-end and the inflation factor used to roll the costs of each facility forward to the common date of December 31, 1999.

General and County Nursing Facilities

<i>Facility Year End</i>	<i>Number of Facilities*</i>	<i>Inflation Factor</i>
December 31, 1990	1	1.3256
December 31, 1991	5	1.2835
June 30, 1992	2	1.2590
December 31, 1992	4	1.2391
June 30, 1993	4	1.2151
December 31, 1993	9	1.1920
June 30, 1994	21	1.1753
December 31, 1994	205	1.1590
June 30, 1995	259	1.1442
December 31, 1995	311	1.1318
June 30, 1996	267	1.1167
December 31, 1996	321	1.0981

<i>Facility Year End</i>	<i>Number of Facilities*</i>	<i>Inflation Factor</i>
June 30, 1997	271	1.0848
December 31, 1997	118	1.0636

Hospital-Based Nursing Facilities

<i>Facility Year End</i>	<i>Number of Facilities*</i>	<i>Inflation Factor</i>
June 30, 1994	8	1.1753
June 30, 1995	26	1.1442
June 30, 1996	24	1.1167
June 30, 1997	20	1.0848

Special Rehabilitation Facilities

<i>Facility Year End</i>	<i>Number of Facilities*</i>	<i>Inflation Factor</i>
June 30, 1995	3	1.1442
June 30, 1996	3	1.1167
June 30, 1997	3	1.0848

*As a result of using the three most recent audited cost reports, the "Number of Facilities" column reflects a number in excess of actual enrolled nursing facilities.

After the database was inflated using the above inflation values, the Department grouped the facilities in the correct geographic and bed size groupings. To establish peer groups, the Department used the most recent MSA group classification as published by the Federal Office of Management and Budget on or before April 1, 1999 to classify each nursing facility into one of three Metropolitan Service Area (MSA) groups or one non-MSA group. Then the Department used the bed complement of the nursing facility on the final day of the reporting period of the most recent audited MA-11 used in the NIS database to classify nursing facilities into one of three bed complement groups. These groups are 3—119 beds; 120—269; and 270 and over. Peer groups 7 and 10 have been collapsed in accordance with § 1187.94(1)(iv). Peer group 13 is designated for special rehabilitation facilities only, and peer group 14 is designated for hospital-based nursing facilities only, regardless of geographic location or bedsize.

Once the database was established and the peer groups determined, the Department then calculated the medians and prices for each peer group. To calculate the resident care cost medians, the Department divided the audited allowable resident care costs for each cost report by the total facility Case Mix Index (CMI) from the available February 1 picture date closest to the midpoint of the cost report period to obtain case-mix neutral total resident care cost for the cost report year. The Department then divided the case-mix neutral total resident care cost for each cost report by the total audited actual resident days for the cost report year to obtain the case-mix neutral resident care cost per diem for the cost report year. The Department calculated the 3 year arithmetic mean of the case-mix neutral resident care cost per diem for each nursing facility to obtain the average case-mix neutral resident care cost per diem for each nursing facility. The Department arrayed the average case-mix neutral resident care cost per diem for each nursing facility within the respective peer groups and determined a median for each peer group.

To calculate the other resident related cost medians, the Department first divided the audited allowable other resident related costs for each cost report by the total audited actual resident days for the cost report year to obtain the other resident related cost per diem for the

cost report year. The Department calculated the 3-year arithmetic mean of the other resident related cost for each nursing facility to obtain the average other resident related cost per diem of each nursing facility. The Department arrayed the average other resident related cost per diem for each nursing facility within the respective peer groups and determined a median for each peer group.

To calculate the administrative cost medians, the Department adjusted, as appropriate, the total audited actual resident days for each cost report to a minimum 90% occupancy in accordance with § 1187.23. The Department then divided the audited allowable administrative cost for each cost report by the total audited actual resident days, adjusted to 90% occupancy, if applicable, to obtain the administrative cost per diem for the cost report year. The Department calculated the 3-year arithmetic mean of the administrative cost for each nursing facility to obtain the average administrative cost per diem of each nursing facility. The Department arrayed the average administrative cost per diem for each nursing facility within the respective peer groups to determine a median for each peer group.

After the medians were determined for each peer group, the Department set prices using the medians. To set peer group prices, the Department multiplied the resident care cost median of each peer group by 1.17 to obtain the resident care cost peer group price; multiplied the other resident related cost median of each peer group by 1.12 to obtain the other resident related peer group price; and, multiplied the administrative cost median of each peer group by 1.04 to obtain the administrative cost peer group price.

The peer groups, peer group medians and peer group prices of general and county nursing facilities, hospital-based and special rehabilitation nursing facilities effective July 1, 1998 are listed in Annex A. The Department will use the peer groups, peer group medians and peer group prices to determine case-mix rates for nursing facilities for the period July 1, 1999 through June 30, 2000.

Public comment regarding this notice may be sent to: Tom Jayson, Long Term Care Policy Section, Department of Public Welfare, Division of Long Term Care Provider Services, P. O. Box 8025, Harrisburg, PA 17105.

Persons with a disability may use the AT&T Relay Service by calling (800) 654-5984 (TDD users) or (800) 654-5988 (voice users). Persons who require another alternative format, contact Thomas Vracarich at (717) 783-2209.

FEATHER O. HOUSTOUN,
Secretary

Fiscal Note: 14-NOT-232. (1) General Fund; (2) Implementing Year 1999-00 is \$ 11.477 Million (3) 1st Succeeding Year 2000-01 is \$ 11.867 Million; 2nd Succeeding Year 2001-02 is \$12.271 Million; 3rd Succeeding Year 2003-03 is \$ 12.688 Million; 4th Succeeding Year 2003-04 is \$13.119 Million; 5th Succeeding Year 2004-05 is \$13.565 Million; (4) 1998-99 Program—\$721.631 Million; 1997-98 Program—\$617.252 Million; 1996-97 Program—\$591.910 Million; (7) Medical Assistance—Long Term Care; (8) recommends adoption. Funds are available in the Department's budget to cover the increased cost of the revised peer groups. Care.

Annex A

TITLE 55. PUBLIC WELFARE

PART III. MEDICAL ASSISTANCE MANUAL

CHAPTER 1187. NURSING FACILITY SERVICES

Subchapter G. RATE SETTING

§ 1187.96. Price and rate setting computations.

06/30/99 Revised to include audited ending bed for Lebanon Valley Brethren Home and Beverly Manor of Lanc

<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
1	756499	BEAVER VALLEY GERIATRIC CENTER	12/31/96	12/31/95	12/31/94
1	1116388	CARE PAVILION OF WALNUT PARK INC	06/30/97	06/30/96	06/30/95
1	756541	CHARLES M. MORRIS NSG AND REHAB CTR	06/30/97	06/30/96	06/30/95
1	984672	CHESTER CARE CENTER	06/30/97	06/30/96	06/30/95
1	751859	FAIR ACRES GERIATRIC CENTER	12/31/96	12/31/95	12/31/94
1	574825	HOME FOR THE JEWISH AGED - ROBINSON	06/30/97	06/30/96	06/30/95
1	757093	IMMACULATE MARY HOME	06/30/97	06/30/96	06/30/95
1	984215	INTEGRATED HLTH SRVCS - PA BROOMALL	12/31/96	12/31/95	06/30/94
1	947848	JOHN J KANE REGIONAL CTR-GLEN HAZEL	12/31/96	12/31/95	12/31/94
1	947866	JOHN J KANE REGIONAL CTR-MCKEESPORT	12/31/96	12/31/95	12/31/94
1	934115	JOHN J KANE REGIONAL CTR-ROSS TWSHP	12/31/96	12/31/95	12/31/94
1	936808	JOHN J KANE REGIONAL CTR-SCOTT TWSHP	12/31/96	12/31/95	12/31/94
1	984574	MANCHESTER HOUSE NSG AND CONV CTR	06/30/97	06/30/96	06/30/95
1	747758	MONTGOMERY COUNTY GERIATRIC & REHAB	12/31/96	12/31/95	12/31/94
1	748147	NESHAMINY MANOR HOME	12/31/96	12/31/95	12/31/94
1	756158	PHILADELPHIA NURSING HOME	12/31/96	12/31/95	12/31/94
1	755437	POCOPSON HOME	12/31/96	12/31/95	12/31/94
1	749430	SAINT FRANCIS COUNTRY HOUSE	06/30/97	06/30/96	06/30/95
1	755197	SAINT JOHN LUTHERAN CARE CENTER	06/30/97	06/30/96	06/30/95

<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
1	576202	WESTMORELAND MANOR	12/31/96	12/31/95	12/31/94
PG 1	Resident Care Median	Other Resident Care Median	Administrative Median		
	\$75.59	\$37.06	\$12.92		
PG 1	Resident Care Price	Other Resident Care Price	Administrative Price		
	\$88.44	\$41.51	\$13.44		
<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
2	633739	ASBURY HEALTH CENTER	12/31/96	12/31/95	12/31/94
2	756210	ASHTON HALL NURSING AND REHAB CENTER	06/30/97	06/30/96	06/30/95
2	1559322	ATRIUM I NURSING AND REHAB CENTER	12/31/97	12/31/96	
2	1027036	ATTLEBORO NURSING AND REHAB CENTER	12/31/96	12/31/95	12/31/94
2	1185670	BALA NURSING AND RETIREMENT CENTER	06/30/97	06/30/96	06/30/95
2	914319	BALDOCK HEALTH CARE CENTER	06/30/97	06/30/96	06/30/95
2	1104387	BALDWIN HEALTH CENTER INC	06/30/97	06/30/96	06/30/95
2	745083	BAPTIST HOME OF PHILADELPHIA THE	06/30/97	06/30/96	06/30/95
2	974694	BAPTIST HOMES NURSING CENTER	06/30/97	06/30/96	06/30/95
2	857301	BEAVER VALLEY NURSING AND REHAB CTR	06/30/97	06/30/96	06/30/95
2	1689962	BELVEDERE NURSING AND CONVAL CENTER	06/30/97	06/30/96	06/30/95
2	972493	BEVERLY HEALTHCARE - MONROEVILLE	12/31/97	12/31/96	12/31/95
2	1684349	BEVERLY HEALTHCARE - MT LEBANON MNR	12/31/97	12/31/96	12/31/95
2	1688713	BEVERLY HEALTHCARE - MURRYSVILLE	12/31/97	12/31/96	12/31/95
2	974273	BEVERLY HEALTHCARE - UNIONTOWN	12/31/97	12/31/96	12/31/95
2	984583	BISHOP NURSING HOME THE	06/30/97	06/30/96	06/30/95
2	1084640	BOULEVARD NURSING HOME	06/30/97	06/30/96	06/30/95
2	987164	BRANDYWINE HALL	06/30/97	06/30/96	06/30/95
2	940856	BRIARCLIFF PAVILION FOR SPECIALIZED CARE	12/31/96	12/31/95	12/31/94
2	790866	BRIARLEAF NURSING AND CONVAL CENTER	06/30/97	06/30/96	06/30/95
2	757422	BROOMALL PRESBYTERIAN HOME	12/31/96	12/31/95	12/31/94
2	1129330	BUCKINGHAM VALLEY REHAB AND NSG CTR	06/30/97	06/30/96	06/30/95
2	757549	CATHEDRAL VILLAGE	06/30/97	06/30/96	06/30/95
2	1689971	CHAPEL MANOR NURSING AND CONVAL CTR	06/30/97	06/30/96	06/30/95
2	751017	CHATHAM ACRES INC	06/30/97	06/30/96	06/30/95
2	1217710	CHELTENHAM NURSING AND REHAB CENTER	06/30/97	06/30/96	12/31/94
2	1145559	CHELTENHAM YORK ROAD NSG & REHAB CTR	06/30/97	06/30/96	06/30/95
2	1566004	CHERRY TREE NURSING CENTER	12/31/97	12/31/96	
2	1458553	CLIVEDEN CONVALESCENT CENTER	06/30/97	06/30/96	06/30/95
2	982838	COUNTRY MEADOWS OF SOUTH HILLS	12/31/96	12/31/95	12/31/94
2	833284	CRESTVIEW CENTER	06/30/97	06/30/96	06/30/95
2	1684198	DOYLESTOWN MANOR	12/31/97	12/31/96	12/31/95
2	860307	ELKINS CREST HEALTH AND REHAB CENTER	06/30/97	06/30/96	06/30/95
2	1440307	ELMIRA JEFFRIES MEMORIAL HOME MGR	06/30/97	06/30/96	12/31/94
2	744970	EVANGELICAL MANOR	12/31/96	12/31/95	12/31/94
2	987155	FAIRVIEW CARE CTR OF BETHLEHEM PIKE	06/30/97	06/30/96	06/30/95
2	987173	FAIRVIEW CARE CTR OF PAPERMILL ROAD	06/30/97	06/30/96	06/30/95
2	1663779	FORBES NURSING CENTER	06/30/96	06/30/95	06/30/94
2	974854	GERMANTOWN HOME	06/30/97	06/30/96	06/30/95
2	1005048	GOLDEN SLIPPER CLUB UPTWN HM FOR AGED	06/30/97	06/30/96	06/30/95
2	951214	GREEN ACRES - IVY HILL NURSING HOME	06/30/97	06/30/96	06/30/95
2	791095	GREENLEAF NURSING HOME & CONVAL CTR	06/30/97	06/30/96	06/30/95
2	931561	GREENSBURG NURSING & CONVAL CTR INC	12/31/97	12/31/96	12/31/95
2	757487	GWYNEDD SQUARE CTR FOR NSG & CONVAL	06/30/97	06/30/96	06/30/95
2	1687073	HARSTON HALL NURSING AND CONVAL HOME	06/30/97	06/30/96	06/30/95
2	1005093	HEARTLAND HEALTH CARE CENTER	06/30/97	06/30/96	06/30/95
2	1268915	HEMPFIELD MANOR	12/31/97	12/31/96	12/31/95
2	1248609	HERITAGE SHADYSIDE THE	06/30/97	06/30/96	06/30/95
2	810495	HILLCREST CENTER	06/30/97	06/30/96	06/30/95
2	899203	HOMESTEAD CENTER	06/30/97	06/30/96	06/30/95
2	998892	HUMBERT LANE HEALTH CARE CENTER	06/30/97	06/30/96	06/30/95
2	1700513	IHS GREENERY OF CANONSBURG	06/30/97	06/30/96	06/30/95
2	1470511	INTEGRATED HLTH SRVCS - BRYN MAWR	12/31/96	12/31/95	12/31/93

<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
2	984224	INTEGRATED HLTH SRVCS - CHESTNUT HILL	12/31/96	12/31/95	06/30/94
2	1239593	INTEGRATED HLTH SRVCS - GRTR PITTSBRG	12/31/96	12/31/95	12/31/94
2	1075875	INTEGRATED HLTH SRVCS - MOUNTAIN VIEW	12/31/96	12/31/95	12/31/94
2	1468649	INTEGRATED HLTH SRVCS - PA MARPLE	12/31/96	12/31/95	12/31/93
2	1470520	INTEGRATED HLTH SRVCS - PA PLYMOUTH	12/31/96	12/31/95	06/30/94
2	985938	INTEGRATED HLTH SRVCS - WHITEMARSH	12/31/96	12/31/95	06/30/94
2	1664892	LAFAYETTE REDEEMER THE	06/30/97	06/30/96	06/30/95
2	860675	LANGHORNE GARDENS REHAB AND NSG CTR	06/30/97	06/30/96	06/30/95
2	757413	LEMINGTON CENTER	06/30/97	06/30/96	06/30/95
2	1625929	LGAR HEALTH AND REHABILITATION CENTER	12/31/97	12/31/96	12/31/95
2	1096599	LIFEQUEST NURSING CENTER	06/30/97	06/30/96	06/30/95
2	756532	LITTLE FLOWER MANOR	06/30/97	06/30/96	06/30/95
2	986532	LOGAN SQUARE EAST	12/31/96	12/31/95	12/31/94
2	935408	LUTHER WOODS CONVALESCENT CENTER	12/31/96	12/31/95	12/31/94
2	750815	LUTHERAN WELFARE CONCORDIA HOME	06/30/97	06/30/96	06/30/95
2	1296876	MAIN LINE NURSING AND REHAB CENTER	06/30/97	06/30/96	06/30/95
2	1717010	MAJESTIC OAKS	06/30/97	06/30/96	06/30/95
2	1721077	MANATAWNY MANOR INC	06/30/97	06/30/96	06/30/95
2	1085530	MANORCARE HEALTH SVCS-BETHEL PARK	12/31/96	12/31/95	12/31/94
2	1106149	MANORCARE HEALTH SVCS-GREEN TREE	12/31/96	12/31/95	12/31/94
2	1434990	MANORCARE HEALTH SVCS-HUNTINGDON VLY	12/31/96	12/31/95	12/31/94
2	1211592	MANORCARE HEALTH SVCS-KING OF PRUSSIA	12/31/96	12/31/95	12/31/94
2	1169621	MANORCARE HEALTH SVCS-LANSDALE	12/31/96	12/31/95	12/31/94
2	1155671	MANORCARE HEALTH SVCS-MCMURRAY	12/31/96	12/31/95	12/31/94
2	1601749	MANORCARE HEALTH SVCS-MERCY FITZGRLD	06/30/97		
2	1223379	MANORCARE HEALTH SVCS-NORTH HILLS	12/31/96	12/31/95	12/31/94
2	855100	MANORCARE HEALTH SVCS-POTTSTOWN	12/31/96	12/31/95	12/31/94
2	1191909	MANORCARE HEALTH SVCS-YARDLEY	12/31/96	12/31/95	12/31/94
2	857286	MANORCARE HEALTH SVCS-YEADON	12/31/96	12/31/95	12/31/94
2	1460257	MAPLEWOOD MANOR CONVALESCENT CTR	06/30/97	06/30/96	06/30/95
2	748951	MARIAN MANOR CORPORATION	06/30/97	06/30/96	06/30/95
2	1470683	MARINER HEALTH CARE OF WEST HILLS	06/30/97	06/30/96	06/30/95
2	969504	MAYO CENTER	06/30/97	06/30/96	06/30/95
2	747687	MERCY DOUGLASS HUMAN SERVICES CTR	06/30/97	06/30/96	06/30/95
2	1279703	MERCY SENIOR CARE: ST. JOSEPH'S	12/31/96	12/31/95	12/31/94
2	1616170	METHODIST HOSPITAL NURSING CENTER	06/30/96	06/30/95	06/30/94
2	752112	MOUNT MACRINA MANOR NURSING HOME	06/30/97	06/30/96	06/30/95
2	1680715	NORTH PENN CONVALESCENT CENTER	12/31/97	12/31/96	12/31/95
2	1650832	NORTHWOOD NSG AND CONVAL CTR	06/30/97	06/30/96	12/31/93
2	1690640	OXFORD HEALTH CENTER	12/31/97	12/31/96	12/31/95
2	757600	PARK PLEASANT HEALTH CARE FACILITY	06/30/97	06/30/96	06/30/95
2	756640	PASSAVANT RETIREMENT AND HEALTH CTR	06/30/97	06/30/96	06/30/95
2	1293963	PAUL'S RUN	12/31/96	12/31/95	12/31/94
2	1177329	PEMBROOKE HEALTH & REHAB RESIDENCE	06/30/97	06/30/96	06/30/95
2	1064325	PENN CENTER FOR REHABILITATION & CARE	06/30/97	06/30/96	06/30/95
2	1686970	PENNSBURG MANOR	06/30/97	06/30/96	06/30/95
2	1686559	PHOENIXVILLE CONVALESCENT MANOR	12/31/97	12/31/96	12/31/95
2	1294817	PINE RUN HEALTH CENTER	06/30/97	06/30/96	06/30/95
2	974489	PRESBY MED CENTER - WASHINGTON PA	12/31/97	12/31/96	12/31/95
2	1033893	PRESBY MEDICAL CENTER AT OAKMONT	12/31/97	12/31/96	12/31/95
2	1177347	PROSPECT PARK HLTH & REHAB RESIDENCE	06/30/97	06/30/96	06/30/95
2	1217685	PROVIDENCE HEALTH CARE CENTER	12/31/97	12/31/96	12/31/95
2	1644399	QUAKERTOWN CENTER	12/31/96	12/31/95	12/31/94
2	757262	REGENCY HALL NURSING HOME INC	06/30/97	06/30/96	06/30/95
2	750744	REGINA COMMUNITY NURSING CENTER	06/30/97	06/30/96	06/30/95
2	1201783	RIDGE CREST NURSING AND REHAB CENTER	06/30/96	06/30/95	06/30/94
2	969999	RITTENHOUSE CARE CENTER	06/30/97	06/30/96	06/30/95
2	993831	RIVER'S EDGE NURSING AND REHAB CENTER	12/31/96	12/31/95	12/31/94
2	1056092	RIVERSIDE NURSING CENTER INC	12/31/96	12/31/95	12/31/94
2	1207938	ROCHESTER MANOR	12/31/97	12/31/96	06/30/95
2	1734280	ROSLYN NURSING AND REHAB CENTER	06/30/97	06/30/96	06/30/95
2	749251	RYDAL PARK OF PHILADELPHIA PRSBY HM	12/31/96	12/31/95	12/31/94
2	756980	SACRED HEART MANOR	06/30/97	06/30/96	06/30/95
2	755295	SAINT ANNE HOME	06/30/97	06/30/96	06/30/95
2	750987	SAINT BARNABAS INC	06/30/97	06/30/96	06/30/95

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2	1723536	SAINT FRANCIS NURSING CTR CRANBERRY	06/30/97	06/30/96	06/30/95
2	1150684	SAINT FRANCIS NURSING CENTER EAST	06/30/97	06/30/96	06/30/95
2	750824	SAINT IGNATIUS NURSING HOME	06/30/97	06/30/96	06/30/95
2	751269	SAINT JOHN NEUMANN NURSING HOME	06/30/97	06/30/96	06/30/95
2	1664918	SAINT JOSEPH'S MANOR	06/30/97	06/30/96	06/30/95
2	1163341	SAINT MARGARET SENECA PLACE	06/30/97	06/30/96	06/30/95
2	1186041	SAINT MARTHA MANOR	06/30/97	06/30/96	06/30/95
2	749162	SAINT MARY'S MANOR	06/30/97	06/30/96	06/30/95
2	1419822	SANATOGA CENTER	06/30/97	06/30/96	06/30/95
2	751920	SAUNDERS HOUSE	06/30/97	06/30/96	06/30/95
2	1004846	SHADYSIDE NURSING AND REHAB CENTER	06/30/97	06/30/96	06/30/95
2	1220519	SIDNEY SQUARE CONVALESCENT CENTER	12/31/97	12/31/96	12/31/95
2	748011	SILVER LAKE CENTER	06/30/94	06/30/93	06/30/92
2	969513	SILVER STREAM CENTER	06/30/97	06/30/96	06/30/95
2	748568	SIMPSON HOUSE INC	12/31/96	12/31/95	12/31/94
2	1035539	STAPELEY IN GERMANTOWN	06/30/97	06/30/96	06/30/95
2	1002547	STEPHEN SMITH HOME FOR THE AGED	06/30/97	06/30/96	06/30/95
2	1723410	SUBURBAN WOODS HEALTH AND REHAB CTR	06/30/95	06/30/96	06/30/95
2	750851	SUNNYVIEW HOME - BUTLER COUNTY HOME	12/31/96	12/31/95	12/31/94
2	931543	SYCAMORE CREEK NURSING CENTER	06/30/97	06/30/96	06/30/95
2	1684385	TANDEM HEALTH CARE OF CHESWICK	12/31/96	12/31/95	12/31/94
2	749108	TEL HAI NURSING CENTER INC	06/30/97	06/30/96	06/30/95
2	1426157	TOWNE MANOR EAST	12/31/94	12/31/92	12/31/91
2	1426371	TOWNE MANOR WEST	12/31/94	12/31/92	12/31/91
2	1184557	TUCKER HOUSE	06/30/97	06/30/96	06/30/95
2	1216795	VALENCIA WOODS NURSING CENTER	06/30/97	06/30/96	06/30/95
2	943624	VALLEY CARE NURSING HOME INC	06/30/97	06/30/96	06/30/95
2	860263	VALLEY MANOR NURSING AND REHAB CTR	06/30/97	06/30/96	06/30/95
2	756971	VINCENTIAN HOME	06/30/97	06/30/96	06/30/95
2	1006199	WALLINGFORD NURSING AND REHAB CTR	06/30/97	06/30/96	06/30/95
2	757048	WASHINGTON COUNTY HEALTH CENTER	12/31/96	12/31/95	12/31/94
2	987870	WEST HAVEN NURSING HOME	06/30/97	06/30/96	06/30/95
2	958930	WEXFORD HOUSE	06/30/97	06/30/96	06/30/95
2	1213550	WIGHTMAN CENTER FOR NSG & REHAB	12/31/97	12/31/96	12/31/95
2	1301134	WILKINS HOUSE THE	12/31/97	12/31/96	12/31/95
2	1592793	WOODHAVEN CARE CENTER	06/30/96	06/30/95	06/30/94
2	754959	ZOHLMAN NURSING HOME	06/30/97	06/30/96	06/30/95

PG 2	Resident Care Median	Other Resident Care Median	Administrative Median
	\$66.53	\$29.06	\$13.36
PG 2	Resident Care Price	Other Resident Care Price	Administrative Price
	\$77.84	\$32.55	\$13.89

<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
3	1432495	AMBLER REST CENTER	06/30/97	06/30/96	06/30/95
3	755301	ARTMAN LUTHERAN HOME	06/30/97	06/30/96	06/30/95
3	757333	AUTUMN GROVE CARE CENTER	06/30/97	06/30/96	06/30/95
3	1013335	BELAIR HEALTH AND REHABILITATION CTR	06/30/97	06/30/96	06/30/95
3	1149772	BELLE HAVEN	12/31/96	12/31/95	12/31/94
3	747060	BETHLEN HM OF THE HUNGARIAN RFRMD FED	12/31/97	12/31/96	12/31/95
3	965461	BEVERLY HEALTHCARE - OAKMONT	12/31/97	12/31/96	12/31/95
3	1686620	BEVERLY HEALTHCARE - SOUTH HILLS	12/31/97	12/31/96	12/31/95
3	1439727	BRINTON MANOR	12/31/96	12/31/95	12/31/94
3	1681463	BRITTANY POINTE ESTATES	12/31/94	12/31/93	12/31/91
3	1030200	CANTERBURY PLACE	12/31/97	12/31/96	12/31/95
3	747462	CHANDLER HALL	12/31/96		
3	748174	CHICORA MEDICAL CENTER	06/30/97	06/30/96	06/30/95
3	745790	CHRIST'S HOME RETIREMENT CENTER	06/30/97	06/30/96	06/30/95
3	1098575	COLLINS HEALTH CENTER	12/31/97	12/31/96	12/31/95
3	912092	CONNER-WILLIAMS NURSING HOME	06/30/97	06/30/96	06/30/95
3	891143	COVENTRY MANOR NURSING HOME	06/30/97	06/30/96	06/30/95

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3	887928	DOCK TERRACE	06/30/97	06/30/96	06/30/95
3	860272	DRESHER HILL HEALTH AND REHAB CENTER	06/30/97	06/30/96	06/30/95
3	1493427	EDGEHILL NURSING AND REHAB CENTER	06/30/97	06/30/96	06/30/94
3	756013	EDGEWOOD NURSING CENTER	06/30/97	06/30/96	06/30/95
3	1233606	ELDERCREST NURSING CENTER	06/30/97	06/30/96	06/30/95
3	1690604	ELIZA CATHCART HEALTH CENTER	12/31/97	12/31/96	12/31/95
3	795441	ELM TERRACE GARDENS	06/30/97	06/30/96	06/30/95
3	906489	EVERGREEN NURSING CENTER	12/31/96	12/31/95	12/31/94
3	1465692	FAIR WINDS MANOR	06/30/97	06/30/96	06/30/95
3	745092	FREDERICK MENNONITE COMMUNITY	12/31/96	12/31/95	12/31/94
3	1145601	FRIENDSHIP VILLAGE OF SOUTH HILLS	12/31/96	12/31/95	12/31/94
3	858050	GOLFVIEW MANOR NURSING HOME	06/30/97	06/30/96	06/30/95
3	1188556	HARMON HOUSE CONVALESCENT CENTER	12/31/96	12/31/95	12/31/94
3	746939	HAVENCREST NURSING CENTER	06/30/97	06/30/96	06/30/95
3	1455847	HAVERFORD NURSING & REHABILITATION CTR	06/30/97	06/30/96	06/30/95
3	1696395	HENRY CLAY VILLA	06/30/97	06/30/95	06/30/93
3	1003580	HERITAGE TOWERS	12/31/96	12/31/95	12/31/94
3	1120863	HICKORY HOUSE NURSING HOME	12/31/96	12/31/95	12/31/94
3	1289165	HIGHLAND CENTER GENESIS ELDERCARE NTWRK	06/30/97	06/30/96	06/30/95
3	747186	HOLY FAMILY HOME	12/31/96	12/31/95	12/31/94
3	1644370	HOPKINS CENTER	12/31/96	12/31/95	12/31/94
3	1118408	HORIZON SENIOR CARE	06/30/97	06/30/96	06/30/95
3	1473667	JEFFERSON HILLS MANOR	06/30/97	06/30/96	06/30/95
3	941700	KADE NURSING HOME	12/31/96	12/31/95	12/31/94
3	754574	KEARSLEY LONG TERM CARE CENTER	06/30/97	06/30/96	06/30/95
3	747990	LAFAYETTE MANOR INC	12/31/96	12/31/95	12/31/94
3	1193171	LAUREL RIDGE CENTER	06/30/97	06/30/96	06/30/95
3	1593727	LAWSON NURSING HOME INC.			12/31/97
3	750790	LITTLE SISTERS OF THE POOR	12/31/97	12/31/96	12/31/95
3	1258140	LOYALHANNA CARE CENTER	12/31/96	12/31/95	12/31/94
3	750388	LUTHERAN COMM AT TELFORD HLTHCRE CTR INC	06/30/97	06/30/96	06/30/95
3	1456989	MARINER HEALTH CARE OF NORTH HILLS	06/30/97	06/30/96	
3	754897	MARWOOD REST HOME INC	06/30/97	06/30/96	06/30/95
3	746385	MARY J DREXEL HOME	12/31/96	12/31/95	12/31/94
3	747874	MASONIC HOME OF PENNSYLVANIA	12/31/96	12/31/95	12/31/94
3	1275876	MCMURRAY HILLS MANOR	06/30/97	06/30/96	12/31/94
3	1118426	MEADOWCREST NURSING CENTER	06/30/97	06/30/96	06/30/95
3	1514803	NAAMANS CREEK COUNTRY MANOR	06/30/97	06/30/96	12/31/94
3	1036170	OAK HILL NURSING AND REHAB CENTER	06/30/97	06/30/96	06/30/95
3	1674146	PENNSYLVANIA HOSPITAL SKILLED CARE CTR	06/30/95	06/30/94	06/30/92
3	654855	PETER BECKER COMMUNITY	06/30/97	06/30/96	06/30/95
3	749476	PHILADELPHIA PROTESTANT HOME	12/31/96	12/31/95	12/31/94
3	750771	PICKERING MANOR HOME	06/30/97	06/30/96	06/30/95
3	1560539	PRESBY HOME FOR AGED COUPLES AND PERSONS	12/31/96		
3	795183	PRESBYTERIAN HOME AT 58TH STREET	12/31/96	12/31/95	12/31/94
3	757511	REDSTONE HIGHLANDS HEALTH CARE CENTER	06/30/97	06/30/96	06/30/95
3	798677	REFORMED PRESBYTERIAN HOME	12/31/97	12/31/96	12/31/95
3	749850	REGINA COMMUNITY NURSING CENTER	06/30/97	06/30/96	06/30/95
3	1129340	RICHBORO CARE CENTER	06/30/97	06/30/96	06/30/95
3	750931	ROCKHILL MENNONITE COMMUNITY	06/30/97	06/30/96	06/30/95
3	1686568	ROSEMONT MANOR	12/31/97	12/31/96	12/31/95
3	749940	SAINT JOSEPH HOME FOR THE AGED	06/30/97	06/30/96	06/30/95
3	1580415	SAINT JOSEPH VILLA	06/30/97		
3	1737685	SAXONY HEALTH CENTER	12/31/97	12/31/96	12/31/95
3	882411	SHERWOOD OAKS	06/30/97	06/30/96	06/30/95
3	1005039	SKY VUE TERRACE	06/30/97	06/30/96	06/30/95
3	1017002	SOUDERTON MENNONITE HOMES	06/30/97	06/30/96	06/30/95
3	1451688	SOUTH FAYETTE NURSING CENTER	06/30/97	06/30/96	06/30/95
3	1667043	SOUTHWESTERN NURSING CENTER	06/30/96	06/30/95	12/31/93
3	860290	STATESMAN HEALTH AND REHAB CENTER	06/30/97	06/30/96	06/30/95
3	1291510	STENTON HALL NURSING AND CONVAL CENTER	12/31/97	12/31/96	12/31/95
3	757324	UNITARIAN UNIVERSALIST HOUSE	12/31/96		

<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
3	750207	VILLA DEMARILLAC NURSING HOME INC	06/30/97	06/30/96	06/30/95
3	1708736	WAYNE CENTER	06/30/97	06/30/96	06/30/95
3	1454607	WILLIAM PENN CARE CENTER	12/31/96	12/31/95	
3	991944	WILLIS NURSING CENTER	06/30/97	06/30/96	06/30/95
3	756523	WYNCOTE CHURCH HOME	06/30/97	06/30/96	06/30/95

PG 3	Resident Care Median \$65.84	Other Resident Care Median \$29.59	Administrative Median \$13.60
PG 3	Resident Care Price \$77.03	Other Resident Care Price \$33.14	Administrative Price \$14.14

<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
4	1157700	ALLIED SERVICES SKILLED NURSING CTR	06/30/97	06/30/96	06/30/95
4	576310	BERKS HEIM	12/31/96	12/31/95	12/31/94
4	755473	BRETHREN HOME COMMUNITY THE	06/30/97	06/30/96	06/30/95
4	751741	CAMBRIA CNTY HOME-LAUREL CREST REHAB	12/31/96	12/31/95	12/31/94
4	745299	CEDAR HAVEN	12/31/96	12/31/95	12/31/94
4	575770	CEDARBROOK	12/31/96	12/31/95	12/31/94
4	749064	CLAREMONT NRC OF CUMBERLAND COUNTY	12/31/96	12/31/95	12/31/94
4	745922	CONESTOGA VIEW	12/31/96	12/31/95	12/31/94
4	744872	DAUPHIN MANOR	12/31/96	12/31/95	12/31/94
4	751151	GRACEDALE - NORTHAMPTON COUNTY HOME	12/31/96	12/31/95	12/31/94
4	754636	MASONIC HOMES	12/31/96	12/31/95	12/31/94
4	754814	MOUNTAIN VIEW MANOR	12/31/96	12/31/95	12/31/94
4	1039117	PHOEBE HOME INC	06/30/97	06/30/96	06/30/95
4	754583	PLEASANT RIDGE MANOR EAST/WEST	12/31/96	12/31/95	12/31/94
4	752275	VALLEY CREST NURSING HOME	12/31/96	12/31/95	12/31/94
4	1686586	WEST SHORE HEALTH AND REHAB CENTER	12/31/97	12/31/96	12/31/95
4	750940	YORK COUNTY NURSING HOME	12/31/96	12/31/95	12/31/94

PG 4	Resident Care Median \$76.00	Other Resident Care Median \$33.25	Administrative Median \$10.81
PG 4	Resident Care Price \$88.92	Other Resident Care Price \$37.24	Administrative Price \$11.24

<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
5	1007632	ABINGTON MANOR	12/31/96	12/31/95	12/31/94
5	1682845	ADAMS MANOR	12/31/97	12/31/96	12/31/95
5	1486137	BERKSHIRE CENTER	06/30/97	06/30/96	
5	1492223	BERWICK RETIREMENT VILLAGE NSG HOME II	06/30/97	06/30/96	
5	886448	BEVERLY HEALTHCARE - WESTERN RESERVE	12/31/97	12/31/96	12/31/95
5	925715	BEVERLY MANOR	12/31/97	12/31/96	12/31/95
5	1683477	BEVERLY MANOR OF LANCASTER	12/31/97	12/31/96	12/31/95
5	942091	BIRCHWOOD NURSING AND REHAB CENTER	12/31/96	12/31/95	12/31/94
5	910131	BLOOMSBURG HEALTH CARE CENTER	12/31/97	12/31/96	12/31/95
5	744059	BRETHREN VILLAGE	06/30/97	06/30/96	06/30/95
5	1009870	CARPENTER CARE CENTER	12/31/97	12/31/96	12/31/95
5	746240	COLONIAL MANOR NURSING HOME	12/31/96	12/31/95	12/31/94
5	00747426	CORNWALL MANOR	12/31/96	12/31/95	12/31/94
5	1076228	CORRY MANOR	12/31/97	12/31/96	12/31/95
5	1426291	DORRANCE MANOR	12/31/92	12/31/91	12/31/90
5	1024606	EAST MOUNTAIN MANOR	12/31/97	12/31/96	12/31/95
5	1145675	EASTON NURSING CENTER	06/30/97	06/30/96	06/30/95
5	1076237	EDINBORO MANOR	12/31/97	12/31/96	12/31/95
5	1253725	EPHRATA MANOR	12/31/96	12/31/95	12/31/94
5	744999	EVANGELICAL CONG CHURCH RET VLG	12/31/97	12/31/96	12/31/95
5	1076246	FAIRVIEW MANOR	12/31/97	12/31/96	12/31/95
5	1416043	FAIRVIEW RETIREMENT COMMUNITY	06/30/97	06/30/96	06/30/95

<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
5	1134930	FELLOWSHIP MANOR	06/30/97	06/30/96	06/30/95
5	949145	FREY VILLAGE	12/31/96	12/31/95	12/31/94
5	969489	HAMILTON ARMS CENTER	06/30/97	06/30/96	06/30/95
5	886297	HANOVER HALL	12/31/96	12/31/95	12/31/94
5	1525487	HARRISON HOUSE	12/31/96	12/31/94	12/31/93
5	756720	HEATHERBANK	12/31/96	12/31/95	12/31/94
5	1718474	HIGHLAND MANOR NURSING AND CONV CTR	06/30/97	06/30/96	06/30/95
5	755240	HOLIDAY MANOR	06/30/97	06/30/96	06/30/95
5	965229	HOLY FAMILY MANOR INC.	12/31/96	12/31/95	12/31/94
5	1568180	HOMEWOOD AT PLUM CREEK	12/31/96	12/31/95	12/31/94
5	1060157	INTEGRATED HEALTH SERVICES - ERIE	12/31/96	12/31/95	12/31/94
5	974700	INTEGRATED HEALTH SERVICES - HERSHEY	12/31/96	12/31/95	12/31/94
5	747284	JEWISH HOME OF EASTER PENNSYLVANIA	12/31/96	12/31/95	12/31/94
5	747275	JEWISH HOME OF GREATER HARRISBURG	06/30/97	06/30/96	06/30/95
5	985197	KUTZTOWN MANOR	06/30/97	06/30/96	06/30/95
5	757182	LACKAWANNA COUNTY HEALTH CARE CENTER	12/31/96	12/31/95	12/31/94
5	756926	LANCASHIRE HALL	12/31/96	12/31/95	12/31/94
5	1644380	LAUREL CENTER	12/31/96	12/31/95	12/31/94
5	756612	LAUREL HILL INC	06/30/97	06/30/96	06/30/95
5	747005	LEBANON VALLEY BRETHREN HOME	12/31/96	12/31/95	12/31/94
5	1494498	LEHIGH CENTER	06/30/97	06/30/96	
5	946090	LIBERTY NURSING AND REHAB CENTER	06/30/97	06/30/96	06/30/95
5	751302	LITTLE FLOWER MANOR OF DIOCESE SCRANTON	12/31/96	12/31/95	12/31/94
5	750898	LUTHERAN HOME AT TOPTON	12/31/96	12/31/95	12/31/94
5	755277	MAHONING VALLEY NSG AND REHAB CENTER	12/31/96	12/31/95	12/31/94
5	1134985	MANORCARE HEALTH SVCS-ALLENTOWN	12/31/96	12/31/95	12/31/94
5	860657	MANORCARE HEALTH SVCS-BETHLEHEM I	12/31/96	12/31/95	12/31/94
5	855174	MANORCARE HEALTH SVCS-BETHLEHEM II	12/31/96	12/31/95	12/31/94
5	1106891	MANORCARE HEALTH SVCS-CARLISLE	12/31/96	12/31/95	12/31/94
5	854490	MANORCARE HEALTH SVCS-DALLASTOWN	12/31/96	12/31/95	12/31/94
5	879022	MANORCARE HEALTH SVCS-EASTON	12/31/96	12/31/95	12/31/94
5	854480	MANORCARE HEALTH SVCS-HARRISBURG	12/31/96	12/31/95	12/31/94
5	854604	MANORCARE HEALTH SVCS-KINGSTON	12/31/96	12/31/95	12/31/94
5	960518	MANORCARE HEALTH SVCS-KINGSTON COURT	06/30/97	06/30/96	06/30/95
5	854515	MANORCARE HEALTH SVCS-LANCASTER	12/31/96	12/31/95	12/31/94
5	855094	MANORCARE HEALTH SVCS-LAURELDALE	12/31/96	12/31/95	12/31/94
5	854542	MANORCARE HEALTH SVCS-LEBANON	12/31/96	12/31/95	12/31/94
5	882402	MANORCARE HEALTH SVCS-SINKING SPRING	12/31/96	12/31/95	12/31/94
5	855067	MANORCARE HEALTH SVCS-WEST READING NORTH	12/31/96	12/31/95	12/31/94
5	952060	MANORCARE HEALTH SVCS-YORK NORTH	06/30/97	06/30/96	06/30/95
5	952051	MANORCARE HEALTH SVCS-YORK SOUTH	06/30/97	06/30/96	06/30/95
5	1665737	MAPLE FARM NURSING CENTER	12/31/96	12/31/95	12/31/94
5	916242	MEADOWS NURSING CENTER	06/30/97	06/30/96	06/30/95
5	751554	MENNONITE HOME, THE	06/30/97	06/30/96	06/30/95
5	747981	MESSIAH VILLAGE	06/30/97	06/30/96	06/30/95
5	993199	MIFFLIN CENTER	12/31/96	12/31/95	12/31/94
5	755535	MORAVIAN MANOR	12/31/97	12/31/96	12/31/95
5	1071974	MOUNTAIN CITY CONV AND REHAB CTR	06/30/97	06/30/96	06/30/95
5	1390555	MOUNTAIN VIEW CARE CENTER	06/30/97	06/30/96	06/30/95
5	1247871	MUHLENBERG REHABILITATION CARE CENTER	06/30/97	06/30/96	06/30/95
5	892964	ORANGEVILLE NURSING AND REHAB CENTER	06/30/97	06/30/96	06/30/95
5	949207	PERRY VILLAGE	12/31/96	12/31/95	12/31/94
5	1304216	PHOEBE BERKS HEALTH CARE CENTER INC	06/30/97	06/30/96	06/30/95
5	751311	PLEASANT VIEW RETIREMENT COMMUNITY	12/31/97	12/31/96	12/31/95
5	749681	QUARRYVILLE PRESBYTERIAN HOME	06/30/97	06/30/96	06/30/95
5	750566	REST HAVEN-YORK	06/30/97	06/30/96	06/30/95
5	993484	RIVERSTREET MANOR	12/31/96	12/31/95	12/31/94
5	749396	SAINT ANNE'S HOME	06/30/97	06/30/96	06/30/95
5	924683	SAINT LUKE PAVILION	12/31/96	12/31/95	12/31/94
5	750904	SAINT MARY'S HOME OF ERIE	12/31/96	12/31/95	12/31/94
5	1550908	SHIPPENSBURG HEALTH CARE CENTER	12/31/96		
5	776123	SLATE BELT NURSING AND REHAB CTR	06/30/97	06/30/96	06/30/95
5	854613	SPRUCE MANOR NURSING AND REHAB CTR	06/30/97	06/30/96	06/30/95

<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
5	1005164	SUMMIT HEALTH CARE CENTER INC	12/31/97	12/31/96	12/31/95
5	1240790	SUSQUEHANNA CENTER	06/30/97	06/30/96	06/30/95
5	949136	SUSQUEHANNA LUTHERAN VILLAGE	12/31/96	12/31/95	12/31/94
5	887712	TAYLOR NURSING AND REHAB CENTER	06/30/97	06/30/96	06/30/95
5	1005440	TWINBROOK MEDICAL CENTER	06/30/97	06/30/96	06/30/95
5	755965	VILLA TERESA	12/31/97	12/31/96	12/31/95
5	745477	WEATHERWOOD - CARBON CNTY NH & REHAB CTR	12/31/96	12/31/95	12/31/94
5	750664	WESLEY VILLAGE	12/31/96	12/31/95	12/31/94

PG 5	Resident Care Median \$59.50	Other Resident Care Median \$26.70	Administrative Median \$12.04
PG 5	Resident Care Price \$69.62	Other Resident Care Price \$29.90	Administrative Price \$12.52

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6	1013308	ABINGTON CREST NURSING AND REHAB CENTER	06/30/97	06/30/96	06/30/95
6	914266	AUDUBON VILLA	06/30/97	06/30/96	06/30/95
6	1692716	BALANCED CARE BLOOMSBURG	06/30/97	06/30/96	06/30/95
6	1630642	BALANCED CARE KINGSTON	12/31/96	12/31/94	12/31/91
6	1630633	BALANCED CARE MID VALLEY	12/31/96	12/31/95	12/31/94
6	747927	BALL PAVILION THE	06/30/97	06/30/96	06/30/95
6	881610	BEAR CREEK HEALTH CARE CENTER INC	06/30/97	06/30/96	06/30/95
6	746590	BETHANY VILLAGE RETIREMENT CENTER	12/31/96	12/31/95	12/31/94
6	1682881	BEVERLY HEALTHCARE - ERIE	12/31/97	12/31/96	12/31/95
6	1682872	BLUE RIDGE HAVEN CONVAL CENTER - EAST	12/31/97	12/31/96	12/31/95
6	751581	BONHAM NURSING CENTER	12/31/96	12/31/95	12/31/94
6	985571	BUTLER VALLEY MANOR	06/30/97	06/30/96	06/30/95
6	745243	CALVARY FELLOWSHIP HOMES INC	06/30/97	06/30/96	06/30/95
6	1391490	CAMP HILL CARE CENTER	12/31/97	12/31/96	12/31/95
6	1721747	CARBONDALE NURSING HOME	12/31/96	12/31/95	12/31/94
6	745163	CHAPEL POINTE AT CARLISLE	12/31/97	12/31/96	12/31/95
6	747604	CHURCH OF GOD HOME INC	12/31/97	12/31/96	12/31/95
6	1281640	CUMBERLAND CROSSINGS	06/30/97	06/30/96	06/30/95
6	744890	DAVIS MANOR	06/30/97	06/30/96	06/30/95
6	891125	DENVER NURSING HOME	06/30/97	06/30/96	06/30/95
6	756686	FAIRMOUNT HOMES	06/30/97	06/30/96	06/30/95
6	1690613	FOREST PARK HEALTH CENTER	12/31/97	12/31/96	12/31/95
6	1420135	FOREST VIEW	06/30/97	06/30/96	06/30/95
6	985188	GREEN RIDGE NURSING HOME	06/30/97	06/30/96	06/30/95
6	1004855	HAMPTON HOUSE	06/30/97	06/30/96	06/30/95
6	1474243	HEALTHSOUTH REHAB - MECHANCSBG RENOVA	12/31/96	12/31/95	12/31/93
6	747551	HERITAGE HOUSE	06/30/97	06/30/96	06/30/95
6	750996	HOLY FAMILY RESIDENCE	12/31/96	12/31/95	12/31/94
6	757594	HOMELAND CENTER	06/30/97	06/30/96	06/30/95
6	1063650	HOMESTEAD VILLAGE INC	06/30/97	06/30/96	06/30/95
6	757370	KEPLER HOME INC THE	12/31/96	12/31/95	12/31/94
6	757530	KINKORA PYTHIAN HOME	06/30/97	06/30/96	06/30/95
6	989463	LAKESIDE NURSING CENTER	06/30/97	06/30/96	06/30/95
6	838351	LANDIS HOMES	06/30/97	06/30/96	06/30/95
6	749126	LEBANON VALLEY HOME THE	12/31/96	12/31/95	12/31/94
6	752210	LUTHER ACRES MANOR	12/31/97	12/31/96	12/31/95
6	915693	LUTHER CREST NURSING FACILITY	12/31/96	12/31/95	12/31/94
6	751966	LUTHERAN HOME FOR THE AGED	12/31/97	12/31/96	12/31/95
6	747669	MANORCARE HEALTH SVCS-CAMP HILL	12/31/96	12/31/95	12/31/94
6	752177	MANORCARE HEALTH SVCS-ELIZABETHTOWN	12/31/96	12/31/95	12/31/94
6	757450	MARY ELLEN CONVALESCENT HOME INC	06/30/97	06/30/96	06/30/95
6	1238854	MERCY CENTER NURSING UNIT INC	12/31/96	12/31/95	12/31/94
6	983049	MERCY HEALTH CARE CENTER	12/31/96	12/31/95	12/31/94
6	755179	MIDDLETOWN HOME THE	12/31/97	12/31/96	12/31/95

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6	754485	MILFORD VALLEY CONVALESCENT HOME INC	12/31/96	12/31/95	12/31/94
6	1207929	MILLCREEK MANOR	06/30/97	06/30/96	06/30/95
6	989089	MILLVILLE HEALTH CENTER	06/30/97	06/30/96	06/30/95
6	747972	MISERICORDIA CONVALESCENT HOME	12/31/97	12/31/96	12/31/95
6	1091752	MOSSER NURSING HOME	06/30/97		
6	754888	MOUNT HOPE DUNKARD BRETHRN CHURCH HM	06/30/97	06/30/96	06/30/95
6	1493436	MOUNTAIN REST NURSING HOME	06/30/97	06/30/96	06/30/94
6	947258	NIPPLE CONVALESCENT HOME	12/31/96	12/31/95	12/31/94
6	1418781	NORMANDIE RIDGE	12/31/96	12/31/95	12/31/94
6	1581978	OSPREY RIDGE HEALTHCARE AND REHAB CTR	06/30/97		
6	891134	PALMYRA NURSING HOME	06/30/97	06/30/96	06/30/95
6	1519891	PERSONACARE OF WYOMISSING	12/31/96		
6	1582465	PINNACLE HEALTH ECF	06/30/97	06/30/95	06/30/94
6	1143518	PRAXIS NURSING HOME	06/30/97	06/30/96	06/30/95
6	756819	PRESBYTERIAN LODGE	12/31/96	12/31/95	12/31/94
6	1232977	RHEEMS NURSING CENTER INC	12/31/96	12/31/95	12/31/94
6	750753	SAINT LUKE MANOR	12/31/96	12/31/95	12/31/94
6	754940	SAINT MARY'S VILLA NURSING HOME INC	12/31/96	12/31/95	12/31/94
6	1106793	SARAH A REED RETIREMENT CENTER THE	06/30/97	06/30/96	06/30/95
6	1674763	SARAH A TODD MEMORIAL HOME	12/31/96	12/31/95	12/31/94
6	749592	SHREWSBURY LUTHERAN RETIREMENT VIL-LAGE	12/31/96	12/31/95	12/31/94
6	757146	SMITH HEALTH CARE LTD	06/30/97	06/30/96	06/30/95
6	750261	SPANG CREST MANOR	12/31/97	12/31/96	12/31/95
6	1522529	STONEBRIDGE HEALTH AND REHAB CENTER	12/31/97	12/31/96	12/31/94
6	1453127	STONERIDGE VILLAGE	12/31/97	12/31/96	12/31/95
6	1690650	SWAIM HEALTH CENTER	12/31/97	12/31/96	12/31/95
6	1119719	THAELER HEALTH CARE CENTER	06/30/97	06/30/96	06/30/95
6	767142	THORNWALD HOME	12/31/96	12/31/95	12/31/94
6	891116	TWIN OAKS NURSING HOME	06/30/97	06/30/96	06/30/95
6	749206	UNITED CHRISTIAN CHURCH HOME	12/31/97	12/31/96	
6	748853	UNITED ZION RETIREMENT COMMUNITY	12/31/96	12/31/95	12/31/94
6	1691076	WESTMINSTER VILLAGE	12/31/97	12/31/96	12/31/95
6	754556	YORK LUTHERAN HOME	12/31/96	12/31/95	12/31/94
6	756407	ZERBE SISTERS NURSING CENTER INC.	06/30/97	06/30/96	06/30/95

PG 6	Resident Care Median	Other Resident Care Median	Administrative Median
	\$59.64	\$28.25	\$12.28
PG 6	Resident Care Price	Other Resident Care Price	Administrative Price
	\$69.78	\$31.64	\$12.77

<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
8	754977	ARBUTUS PARK MANOR	06/30/97	06/30/96	06/30/95
8	1391534	BEVERLY HEALTHCARE - HILLVIEW	12/31/97	12/31/96	12/31/95
8	583842	CENTRE CREST HOME	12/31/96	12/31/95	12/31/94
8	752041	CHURCH OF THE BROTHERS HOME	06/30/97	06/30/96	06/30/95
8	748343	GARVEY MANOR	12/31/97	12/31/96	12/31/95
8	908563	GILMORE'S WHITE CLIFF NURSING HOME	12/31/96	12/31/95	12/31/94
8	1568205	HOMEWOOD AT MARTINSBURG PA INC	12/31/96	12/31/95	12/31/94
8	1562201	LAUREL WOOD CONVALESCENT CENTER	12/31/96	12/31/95	12/31/94
8	854524	MANORCARE HEALTH SVCS-JERSEY SHORE	12/31/96	12/31/95	12/31/94
8	858579	MANORCARE HEALTH SVCS-WILLIAMSPORT NORTH	12/31/96	12/31/95	12/31/94
8	1539947	MEADOW VIEW NURSING CENTER	06/30/97	12/31/94	12/31/93
8	750969	ORCHARD MANOR INC	06/30/97	06/30/96	06/30/95
8	750305	PRESBYTERIAN HOME OF THE MOSHANNON VLLY	12/31/96	12/31/95	12/31/94
8	1140365	ROSE VIEW CENTER	06/30/97	06/30/96	06/30/95
8	748666	SAINT PAUL HOMES	12/31/96	12/31/95	12/31/94

<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
8	748620	SIEMONS' LAKEVIEW MANOR ESTATE	06/30/97	06/30/96	06/30/95
8	1690669	SYCAMORE MANOR HEALTH CENTER	12/31/97	12/31/96	12/31/95
8	1263768	UNIVERSITY PARK NURSING CENTER	12/31/97	12/31/96	12/31/95
8	754663	VALLEY VIEW HOME	12/31/96	12/31/95	12/31/94
8	1402852	VALLEY VIEW NURSING CENTER	12/31/96	12/31/95	12/31/94
8	749298	WILLIAMSPORT HOME, THE	12/31/96	12/31/95	12/31/94
8	1678252	WOODLAND PLACE	12/31/96	12/31/95	12/31/94

PG 8	Resident Care Median	Other Resident Care Median	Administrative Median
	\$58.35	\$29.20	\$10.84
PG 8	Resident Care Price	Other Resident Care Price	Administrative Price
	\$68.27	\$32.70	\$11.27

<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
9	970612	BEVERLY HEALTHCARE - MEYERSDALE	12/31/97	12/31/96	12/31/95
9	970597	BEVERLY HEALTHCARE - RICHLAND	12/31/97	12/31/96	12/31/95
9	1513243	BUCHANNAN COMMONS	06/30/97	06/30/96	06/30/94
9	745870	CLEPPER CONVALESCENT HOME INC	12/31/97	12/31/96	12/31/95
9	1299009	COUNTRYSIDE CONVAL HM LTD PARTNERSHIP	06/30/97	06/30/96	06/30/95
9	749000	EPWORTH MANOR	12/31/96	12/31/95	12/31/94
9	989507	GOOD SAMARITAN NSG CARE CTR-JOHNSTOWN	06/30/97	12/31/95	12/31/94
9	756766	GROVE MANOR	06/30/97	06/30/96	06/30/95
9	970640	HAIDA MANOR	12/31/97	12/31/96	12/31/95
9	897272	HOSPITALITY CARE CTR OF HERMITAGE INC	12/31/96	12/31/95	12/31/94
9	747328	JOHN XXIII HOME	12/31/97	12/31/96	12/31/95
9	1398900	LAUREL VIEW VILLAGE	06/30/97	06/30/96	06/30/95
9	755070	LUTHERAN HOME AT HOLLIDAYSBURG THE	12/31/96	12/31/95	12/31/94
9	754761	LUTHERAN HOME AT JOHNSTOWN THE	12/31/96	12/31/95	12/31/94
9	854533	MANORCARE HEALTH SVCS-WILLIAMSPORT SOUTH	12/31/96	12/31/95	12/31/94
9	1148200	MORAN'S HOME INC	12/31/97	12/31/96	12/31/95
9	747220	MORRISONS COVE HOME	12/31/96	12/31/95	12/31/94
9	1132980	NUGENT CONVALESCENT HOME	12/31/97	12/31/96	12/31/95
9	757164	PRESBYTERIAN HM OF REDSTONE PRESBY	12/31/97	12/31/96	12/31/95
9	755428	PRESBYTERIAN HMS-PRESBY-HUNTINGDON	12/31/96	12/31/95	12/31/94
9	1586778	SOMERSET PATRIOT MANOR	12/31/97	12/31/95	06/30/93

PG 9	Resident Care Median	Other Resident Care Median	Administrative Median
	\$52.24	\$26.19	\$10.98
PG 9	Resident Care Price	Other Resident Care Price	Administrative Price
	\$61.12	\$29.33	\$11.42

<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
11	755357	ARMSTRONG COUNTY HEALTH CENTER	12/31/96	12/31/95	12/31/94
11	1586769	BEACON MANOR	12/31/97	12/31/95	06/30/93
11	1391543	BEVERLY HEALTHCARE - MEADVILLE	12/31/97	12/31/96	12/31/95
11	928038	BEVERLY HEALTHCARE - SHIPPENVILLE	12/31/97	12/31/96	12/31/95
11	1680724	BEVERLY HEALTHCARE - WILLIAM PENN	12/31/97	12/31/96	12/31/95
11	751287	BRADFORD COUNTY MANOR	12/31/96	12/31/95	12/31/94
11	1076219	BRADFORD MANOR	12/31/97	12/31/96	12/31/95
11	747640	BROAD ACRES NURSING HOME ASSOCIATION	12/31/97	12/31/96	12/31/95
11	854622	BROAD MOUNTAIN NURSING AND REHAB CTR	06/30/97	06/30/96	06/30/95
11	745762	CHRIST THE KING MANOR	06/30/97	06/30/96	06/30/95
11	754903	CLARVIEW NURSING AND REHAB CENTER	12/31/97	12/31/96	12/31/95
11	747622	CRAWFORD COUNTY CARE CENTER	12/31/96	12/31/95	12/31/94
11	951706	CURWENSVILLE NURSING HOME INC	12/31/97	12/31/96	12/31/95
11	746349	DUBOIS NURSING HOME	06/30/97	06/30/96	06/30/95

NOTICES

<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
11	747480	ELK HAVEN NURSING HOME	06/30/97	06/30/96	06/30/95
11	755446	ELLEN MEMORIAL HEALTH CARE CENTER	06/30/97	06/30/96	06/30/95
11	745074	FALLING SPRING NURSING AND REHAB CTR	12/31/96	12/31/95	12/31/94
11	884004	FOREST CITY NURSING CENTER	06/30/97	06/30/96	06/30/95
11	745261	GOLDEN HILL NURSING HOME INC	06/30/97	06/30/96	06/30/95
11	755375	GRANDVIEW HEALTH HOMES INC	06/30/97	06/30/96	06/30/95
11	756891	GREEN ACRES-ADAMS CNTY NSG & REHAB	12/31/96	12/31/95	12/31/94
11	756579	GREEN HOME INC THE	06/30/97	06/30/96	06/30/95
11	746975	HERITAGE NURSING HOME INC	06/30/97		
11	1714377	HIGHLANDS CARE CENTER THE	12/31/96	12/31/95	12/31/94
11	747337	HILLVIEW MANOR - LAWRENCE COUNTY HOME	12/31/96	12/31/95	12/31/94
11	1274805	HOMETOWN NURSING AND REHAB CENTER	12/31/97	12/31/96	12/31/95
11	860791	INDIAN CREEK NURSING CENTER	06/30/97	06/30/96	06/30/95
11	751886	INDIAN HAVEN NURSING CENTER	12/31/96	12/31/95	12/31/94
11	1468907	INTEGRATED HLTH SRVCS - JULIA RIBAUDO	12/31/96	12/31/95	12/31/93
11	1033463	JEFFERSON MANOR HEALTH CENTER	06/30/97	06/30/96	06/30/95
11	1690622	JULIA POUND CARE CENTER	12/31/97	12/31/96	12/31/95
11	1590654	KITTANNING CARE CENTER	12/31/97	06/30/95	06/30/94
11	893729	KRAMM HEALTHCARE CENTER INC	06/30/97	06/30/96	06/30/95
11	747266	KRAMM NURSING HOME INC	06/30/97	06/30/96	06/30/95
11	854570	MANORCARE HEALTH SVCS-CHAMBERSBURG	12/31/96	12/31/95	12/31/94
11	855165	MANORCARE HEALTH SVCS-POTTSVILLE	12/31/96	12/31/95	12/31/94
11	854506	MANORCARE HEALTH SVCS-SUNBURY	12/31/96	12/31/95	12/31/94
11	748512	MENNO-HAVEN INC.	12/31/97	12/31/96	12/31/95
11	913302	MOUNT CARMEL NURSING AND REHAB CENTER	12/31/97	12/31/96	12/31/95
11	963799	MOUNTAIN LAUREL NRC	06/30/97	06/30/96	06/30/95
11	790570	NOTTINGHAM VILLAGE	12/31/96	12/31/95	12/31/94
11	949163	OHESSON MANOR	12/31/96	12/31/95	12/31/94
11	776642	OIL CITY PRESBYTERIAN HOME	12/31/96	12/31/95	12/31/94
11	1301303	ORWIGSBURG CENTER	06/30/97	06/30/96	06/30/95
11	997509	PENN LUTHERAN VILLAGE	12/31/96	12/31/95	12/31/94
11	949216	PENKNOLL VILLAGE NURSING HOME	12/31/96	12/31/95	12/31/94
11	754547	PINEY MOUNTAIN HOME	06/30/97	06/30/96	06/30/95
11	861959	PLEASANT VALLEY MANOR INC	12/31/96	12/31/95	12/31/94
11	749627	QUINCY UNITED METHODIST HOME	12/31/96	12/31/95	12/31/94
11	749073	REST HAVEN	12/31/96	12/31/95	12/31/94
11	754707	RIVER WOODS	12/31/96	12/31/95	12/31/94
11	749117	ROLLING FIELDS INC	12/31/96	12/31/95	12/31/94
11	1505063	ROLLING MEADOWS	06/30/97	06/30/96	12/31/94
11	756793	ROUSE WARREN COUNTY HOME	12/31/96	12/31/95	12/31/94
11	1205791	SCHUYLKILL CENTER	06/30/97	06/30/96	06/30/95
11	754850	SENA-KEAN MANOR	12/31/96	12/31/95	12/31/94
11	886081	SHENANDOAH MANOR NURSING CENTER	12/31/97	12/31/96	12/31/95
11	1626292	SHEPHERD'S CHOICE OF GETTYSBURG THE	12/31/97	06/30/96	06/30/95
11	1688769	STROUD MANOR	12/31/97	12/31/96	12/31/95
11	1677157	SUGAR CREEK STATION SKILLED NSG/REHAB	12/31/96	12/31/95	12/31/94
11	949557	SUSQUE VIEW HOME INC	12/31/96	12/31/95	12/31/94
11	1076255	SWEDEN VALLEY MANOR	12/31/97	12/31/96	12/31/95
11	860245	TREMONT HEALTH AND REHABILITATION CTR	06/30/97	06/30/96	06/30/95
11	756560	VALLEY VIEW HAVEN INC	12/31/96	12/31/95	12/31/94
11	1076264	WARREN MANOR	12/31/97	12/31/96	12/31/95
11	1483313	WAYNE WOODLANDS MANOR	06/30/97	06/30/96	
11	982408	WESBURY UNITED METHODIST COMMUNITY	12/31/97	12/31/96	12/31/95
11	1263089	WOODLAND RETIREMENT CENTER	12/31/96	12/31/95	12/31/94

PG 11	Resident Care Median \$54.81	Other Resident Care Median \$25.13	Administrative Median \$9.95
PG 11	Resident Care Price \$64.13	Other Resident Care Price \$28.15	Administrative Price \$10.35

<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
12	1391552	BEVERLY HEALTHCARE - CAMBRIDGE SPRINGS	12/31/97	12/31/96	12/31/95
12	1391516	BEVERLY HEALTHCARE - CLARION	12/31/97	12/31/96	12/31/95
12	1411341	BEVERLY HEALTHCARE - GETTYSBURG	12/31/97	12/31/96	12/31/95
12	981429	BEVERLY HEALTHCARE - KINZUA VALLEY	12/31/97	12/31/96	12/31/95
12	1126689	BEVERLY HEALTHCARE - MOUNTAIN VIEW	12/31/97	12/31/96	12/31/95
12	941989	BEVERLY HEALTHCARE - OIL CITY	12/31/97	12/31/96	12/31/95
12	1391561	BEVERLY HEALTHCARE - TITUSVILLE	12/31/97	12/31/96	12/31/95
12	1391507	BEVERLY HEALTHCARE - WARREN	12/31/97	12/31/96	12/31/95
12	1391525	BEVERLY HEALTHCARE - WAYNESBURG	12/31/97	12/31/96	12/31/95
12	1169200	BRADFORD ECUMENICAL HOME INC	12/31/97	12/31/96	12/31/95
12	1090002	BRADFORD NURSING PAVILION	06/30/97	06/30/96	06/30/95
12	1701388	BROOKLINE MANOR	12/31/96	06/30/95	06/30/94
12	835411	BROOKMONT HEALTH CARE CENTER INC	06/30/97	06/30/96	06/30/95
12	948809	BUFFALO VALLEY LUTHERAN VILLAGE	12/31/96	12/31/95	12/31/94
12	1429631	CALEDONIA MANOR	12/31/97	12/31/96	12/31/95
12	1547724	CARING PLACE THE	06/30/97		
12	1631407	CARLETON SENIOR CARE AND REHAB CENTER	06/30/96	06/30/95	12/31/92
12	755992	DAR WAY NURSING HOME INC	06/30/97	06/30/96	06/30/95
12	746447	DONAHOE MANOR	06/30/97	06/30/96	06/30/95
12	1553131	FRIENDLY NURSING HOME - PITMAN	06/30/97	06/30/95	06/30/94
12	754476	GETTYSBURG LUTHERAN HOME	12/31/96	12/31/95	12/31/94
12	746957	GOLD STAR NURSING HOME	06/30/97	06/30/96	06/30/95
12	752103	GUY AND MARY FELT MANOR INC	06/30/97	06/30/96	06/30/95
12	751035	HAVEN CONVALESCENT HOME INC	12/31/97	12/31/96	12/31/95
12	1646731	HEIGHTS NURSING HOME AT LOCUST MOUNTAIN	06/30/96	06/30/95	06/30/94
12	897165	HIGHLAND HALL CARE CENTER	06/30/97	06/30/96	06/30/95
12	1285433	HIGHLAND VIEW	06/30/97	06/30/96	06/30/95
12	1526457	HUNTINGDON MANOR	06/30/97	06/30/96	06/30/94
12	1013291	KRAMM HEALTHCARE - BROADWAY	06/30/97	06/30/96	06/30/95
12	1577400	LAKEVIEW SENIOR CARE AND LIVING CENTER	12/31/97		
12	754799	LAUREL MANOR	06/30/97	06/30/96	06/30/95
12	949225	LOCUST GROVE RETIREMENT VILLAGE	12/31/96	12/31/95	12/31/94
12	746993	LUTHERAN HOME AT KANE THE	12/31/97	12/31/96	12/31/95
12	747364	MALTA HOME	12/31/96	12/31/95	12/31/94
12	901670	MANSION NURSING AND CONVALESCENT HOME	12/31/97	12/31/96	12/31/95
12	1121548	MARIA JOSEPH MANOR	12/31/96	12/31/95	12/31/94
12	1633180	MEADOW VIEW SENIOR LIVING CENTER	12/31/96	12/31/95	12/31/94
12	754734	MEDA NIPPLE CONVALESCENT HOME	12/31/97	12/31/96	12/31/95
12	1500951	MENNO-HAVEN PENN HALL INC	12/31/97	12/31/96	12/31/95
12	1630230	MULBERRY SQUARE	12/31/97	12/31/96	12/31/95
12	906504	OVERLOOK MEDICAL CLINIC INC	12/31/96	12/31/95	12/31/94
12	755230	PENNSYLVANIA MEMORIAL HOME	06/30/97	06/30/96	06/30/95
12	749725	RATHFON CONVALESCENT HOME	06/30/97	06/30/96	06/30/95
12	1493445	ROLLING HILLS MANOR	06/30/97	06/30/96	06/30/94
12	757226	SAYRE HOUSE INC	06/30/97	06/30/96	06/30/95
12	756031	SCENERY HILL MANOR	12/31/96	12/31/95	12/31/94
12	1473273	SHENANGO PRESBYTERIAN HOME	12/31/97	12/31/96	12/31/95
12	755221	SHOOK HOME, THE	12/31/97	12/31/96	12/31/95
12	906498	SILVER OAKS NURSING CENTER	12/31/96	12/31/95	12/31/94
12	1092974	SNYDER MEMORIAL HEALTH CARE CENTER	12/31/97	12/31/96	12/31/95
12	966807	SUGAR CREEK REST	06/30/97	06/30/96	06/30/95
12	895920	YORK TERRACE NURSING CENTER	12/31/97	12/31/96	12/31/95
12	1553140	ZENDT HOME, THE	06/30/97	06/30/95	06/30/94

PG 12	Resident Care Median \$55.47	Other Resident Care Median \$25.59	Administrative Median \$10.77
PG 12	Resident Care Price \$64.90	Other Resident Care Price \$28.66	Administrative Price \$11.20

<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
13	756701	GOOD SHEPHERD HOME LTC FACILITY INC	06/30/97	06/30/96	06/30/95
13	756040	INGLIS HOUSE WHEELCHAIR COMMUNITY	06/30/97	06/30/96	06/30/95
13	879013	MARGARET E. MOUL HOME	06/30/97	06/30/96	06/30/95

PG 13	Resident Care Median	Other Resident Care Median	Administrative Median
	\$115.46	\$64.90	\$21.87
PG 13	Resident Care Price	Other Resident Care Price	Administrative Price
	\$135.09	\$72.69	\$22.74

<i>Median Peer Group</i>	<i>Current Provider Number</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
14	1693375	ALLEGHENY UNIV MED CTR-CANONSBURG SNU	06/30/96	06/30/95	06/30/94
14	1275956	ASHLAND REGIONAL LONG TERM CARE CTR	06/30/96	06/30/95	06/30/94
14	747140	BARNES-KASSON COUNTY HOSPITAL SNF	06/30/97	06/30/96	06/30/95
14	745824	BERWICK RETIREMENT VILLAGE NRSNG HOME	06/30/97	06/30/96	06/30/95
14	744630	BUCKTAIL MEDICAL CENTER	06/30/97	06/30/96	06/30/95
14	754832	CHARLES COLE MEMORIAL HOSPITAL ECF	06/30/97	06/30/96	06/30/95
14	1092240	CHESTNUT HILL REHABILITATION HOSP SNU	06/30/96	06/30/95	06/30/94
14	756550	FULTON COUNTY MEDICAL CENTER LTCU	06/30/97	06/30/96	06/30/95
14	751643	GEORGE L HARRISON HOUSE EPISCOPAL HSP	06/30/97	06/30/96	06/30/95
14	746723	GNADEN HUETTEN NURSING AND CONVAL CTR	06/30/97	06/30/96	06/30/95
14	747631	GRAND VIEW HOSPITAL SKILLED NSG FAC	06/30/97	06/30/96	06/30/95
14	756882	HOME FOR THE JEWISH AGED - SLEY BLDG	06/30/97	06/30/96	06/30/95
14	747041	LOCK HAVEN HOSPITAL E.C.U.	06/30/97	06/30/96	06/30/95
14	1631480	MEDICAL CENTER BEAVER PA, THE	06/30/96	06/30/95	06/30/94
14	754654	MEMORIAL HOSPITAL INC SNU	06/30/97	06/30/96	06/30/95
14	1275268	MINERS MEMORIAL GERIATRIC CENTER	06/30/97	06/30/96	06/30/95
14	751438	MOSES TAYLOR HOSPITAL S.N.F.	06/30/97	06/30/96	06/30/95
14	748100	MUNCY VALLEY HOSPITAL SNU	06/30/97	06/30/96	06/30/95
14	747239	PINECREST MANOR	06/30/97	06/30/96	06/30/95
14	1582456	PINNACLE HEALTH ECF HB	06/30/97	06/30/95	06/30/94
14	1588683	PINNACLE HEALTH SNU - SEIDLE	06/30/97	06/30/95	06/30/94
14	1073692	SAINT FRANCIS HOSP OF NEW CASTLE SNC	06/30/97	06/30/96	06/30/95
14	749369	SOMERSET HOSPITAL CENTER FOR HEALTH	06/30/97	06/30/96	06/30/95
14	1179074	SUBURBAN GENERAL SKILLED NURSING UNIT	06/30/96	06/30/95	06/30/94
14	749387	SUNBURY COMMUNITY HOSPITAL SNF	06/30/97	06/30/96	06/30/95
14	836230	WILLOWCREST	06/30/96	06/30/95	06/30/94

PG 14	Resident Care Median	Other Resident Care Median	Administrative Median
	\$85.24	\$53.29	\$17.32
PG 14	Resident Care Price	Other Resident Care Price	Administrative Price
	\$99.73	\$59.68	\$18.01

[Pa.B. Doc. No. 00-349. Filed for public inspection February 25, 2000, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Addendum and Revision of the Listing of Approved Speed-Timing Devices and Appointment of Maintenance and Calibration Stations

Addendum

The Department of Transportation, Bureau of Motor Vehicles, under the authority of Section 3368 of the Vehicle Code (75 Pa.C.S. § 3368), published at 29 Pa.B. 6534 on December 25, 1999, a notice of approved speed-timing devices and maintenance and calibration stations for use until the next comprehensive list is published.

Addition

As an addendum to the listing of approved Official electronic speed-timing devices (radar) when used in the stationary mode only, by members of the State Police, the Department hereby gives notice of the addition of the following devices:

Stalker Dual. Manufactured by Applied Concepts, Incorporated, 730 F, Avenue, Suite 200, Plano, Texas 75074.

Stalker Dual SL. Manufactured by Applied Concepts, Incorporated, 730 F, Avenue, Suite 200, Plano, Texas 75074.

Stalker Dual DSR. Manufactured by Applied Concepts, Incorporated, 730 F, Avenue, Suite 200, Plano, Texas 75074.

Cancellation

As an addendum to the listing of approved Official Stopwatch Testing Stations, the Department hereby gives notice of the cancellation of the following station:

Highway Safety Traffic Surveillance, 5131 Springhouse Lane, Bridgeville, Allegheny County, Pa. 15017-Also authorized to use mobile units (Appointed: 05/03/94, Station W3).

As an addendum to the listing of approved Official Electronic Device Testing Stations for nonradar devices which calculate average speed between any two points, the Department hereby gives notice of the cancellation of the following station:

Highway Safety Traffic Surveillance, 5131 Springhouse Lane, Bridgeville, Allegheny County, Pa. 15017-Also authorized to use mobile units (Appointed: 05/03/94, Station EM10).

As an addendum to the listing of approved Official Electronic Device Testing Stations for nonradar devices which measure elapsed time between measured road surface points by using two sensors, the Department hereby gives notice of the cancellation of the following station:

Highway Safety Traffic Surveillance, 5131 Springhouse Lane, Bridgeville, Allegheny County, Pa. 15017-Also authorized to use mobile units (Appointed: 05/03/94, Station EL12).

Correction

As an addendum to the listing of approved Official Electronic Device Testing Stations for radar devices which may only be used by members of the State Police, published at 30 Pa.B. 591, January 29, 2000, the Department hereby gives notice of the correction of name for the following station:

Wisco Calibration Service Inc. 1002 Mckee Road, Oakdale, Allegheny County, PA 15071 (Appointed: 07/14/99, Station R10) should have appeared as:

Wisco Calibration Services, Inc. 1002 Mckee Road, Oakdale, Allegheny County, PA 15071 (Appointed: 07/14/99, Station R10).

Comments, suggestions or questions may be directed to Barb Tomassini, Manager, Inspection Processing Section, Vehicle Inspection Division, Bureau of Motor Vehicles, Third Floor, Riverfront Office Center, 1101 South Front Street, Harrisburg, PA 17104 or by telephoning (717) 787-2895.

Other approved speed-timing devices and appointment of maintenance and calibration stations appear at 29 Pa.B. 6534 (December 25, 1999) and 30 Pa.B. 591 (January 29, 2000).

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 00-350. Filed for public inspection February 25, 2000, 9:00 a.m.]

Retention of Engineering Firms

**Cameron, Centre, Clearfield, Clinton, Elk, Juniata, McKean, Mifflin, and Potter Counties
Project Reference No. 08430AG2508**

The Department will retain two (2) engineering firms for two (2) Open-End Contracts for various engineering

and/or environmental services on various projects located in Engineering District 2-0, that is Cameron, Centre, Clearfield, Clinton, Elk, Juniata, McKean, Mifflin and Potter Counties. The Contracts will be for a sixty (60) month period each with projects assigned on an as-needed basis. The maximum amount of the Open-End Contracts will be \$2.0 million each.

The Department will establish an order of ranking of a minimum of five (5) firms for the purpose of negotiating an Open-End Contract based on the Department's evaluation of the letters of interest received in response to this solicitation. The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

- a. Proposed methodology to accomplish the required services within a fastrack schedule.
- b. Specialized experience and technical competence of firm.
- c. Specialized experience, previous experience, and technical competence of individuals who constitute the firm.
- d. Past record of performance with respect to cost control, work quality, and ability to meet schedules.

The work and services required under these Contracts may encompass a wide range of environmental studies and engineering efforts with the possibility of several different types of projects with short completion schedules being assigned concurrently. The anticipated types of projects include, but not limited to, bridge replacements or bridge rehabilitation with minor approach work, environmental studies, roadway betterments (3R type,) minor capital improvement projects (bridges or roadway), railroad grade crossing projects, and minor location studies, etc.

The engineering work and services which may be required under these Contracts include, but are not limited to, perform field surveys; plot topography and cross sections; prepare submission for utility verification and relocations engineering; prepare all pertinent submissions and materials necessary for the Department to prepare the application to PUC and for the PUC field conference; attend and supply any required information for all PUC meetings and hearings during the design of the project; develop erosion control details and narrative; prepare right of way plans; complete structure designs including type, size and location reports, core boring layouts and foundation designs and reports; develop traffic control plans with narratives; conduct soils investigations and prepare soils reports; investigate utility involvement on projects; provide material for and participate in value engineering reviews; coordinate contacts with railroad officials and procure railroad related costs, permits, and insurance; collect signal timing, accident data and other traffic flow data; document engineering study findings and activities; alternative analysis to assess impacts and mitigation; and prepare construction plans, specifications, and estimates.

The areas of environmental study required under these Contracts may include, but are not limited to: air quality; noise; energy; vibration; hazardous waste; surface water and ground water quality; surface water and ground water hydrology; terrestrial ecology including threatened and endangered species; wetlands; soils; geology; farm-

lands; visual quality; socio-economic resources; cultural resources; Section 4(f) Evaluations; early coordination and; scoping correspondence; meeting minutes; public meeting and hearing presentations; visualization materials, handouts and displays; technical basis reports (TBRs) and/or technical files; NEPA environmental documents; Section 106 documents; mitigation plans and reports; wetland and floodplain findings; and preliminary engineering plans, and remote sensing/mapping innovations; The format and content of all documents will be consistent with applicable State and Federal regulations, policies and guidelines.

The engineering services and environmental studies identified above are the general work activities that can be expected under these Open-End Contracts. A more specific and project-related Scope of Work will be outlined for each individual Work Order developed under each Open-End Contract.

This project reference assignment is considered non-complex. The letter of interest shall be limited to a maximum of three (3) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Mr. George M. Khoury, P.E., District Engineer
 Engineering District 2-0
 P. O. Box 342
 1924-30 Daisy Street
 Clearfield, PA 16830

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 P.M. prevailing time on the twentieth (20th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to: Mr. Vasco A. Ordonez, P.E., District 2-0 at (814) 765-0439 or Fax No. (814) 765-0563

**Beaver County
 Project Reference No. 08430AG2509**

The Department will retain an engineering firm to provide supplementary construction inspection staff of approximately fifteen (15) inspectors, under the Department's Inspector(s)-in-Charge for construction inspection and documentation services on the following projects:

1. S.R. 2004, Section B05, Beaver County Local Name: Freedom-Crider Safety Project

This project involves roadway realignment, stream relocation, wetland construction, major geotechnical earthmoving activities, paved shoulders, drainage, a detention system, and maintenance and protection of traffic in the Township of New Sewickley.

2. S.R. 2004, Section 006, Beaver County Local Name: Freedom-Crider Bridges

This is the replacement of three (3) structures on Freedom Crider Road in the Township of New Sewickley. The proposed structures are two (2) precast arch bridges and one (1) twin cell box culvert. This project is a companion to S.R. 2004, Section 05.

The Department will establish an order of ranking of a minimum of three (3) firms for the purpose of negotiating an Engineering Agreement based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation. The ranking will be estab-

lished directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

- a. Review of inspectors' resumes with emphasis on construction inspection capabilities and specialized experience in structures, geotechnical work, environmental and wetland construction, paved shoulders, drainage and maintenance and protection of traffic. (References for each inspector should be made available upon request).
- b. Understanding of the Department's requirements, policies and specifications.
- c. Past Performance.
- d. Number of NICET certified inspectors in each payroll classification.
- e. Number of available inspectors in each payroll classification.

The qualifications and experience required of the firm's inspectors will be established by the Department, and the qualifications of the firm's proposed employees will be reviewed and approved by the Department.

It is anticipated that the supplementary construction inspection staff for this assignment will consist of the following number of inspectors who meet the requirements for the following inspection classifications:

<i>Classification</i>	<i>No. of Inspectors</i>
Transportation Construction Manager 1 (TCM-1) (NICET Highway Construction Level 4 or equivalent)	1 (1)
Transportation Construction Ins. Super. (TCIS) (NICET Highway Construction Level 3 or equivalent)	3 (3)
Transportation Construction Inspector (TCI) (NICET Highway Construction Level 2 or equivalent)	8 (6)
Technical Assistant (TA) (NICET Highway Construction Level 1 or equivalent)	3 (0)

The number(s) in parenthesis above indicate the number of inspectors in each Classification that must meet at least one of the following requirements:

- 1. Be certified by the National Institute for Certification in Engineering Technologies (NICET) in the field of Transportation Engineering Technology, subfield of Highway Construction, or subfield of Highway Materials, at the Level required for the Inspection Classification.
- 2. Be registered as a Professional Engineer by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
- 3. Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
- 4. Hold a Bachelor of Science Degree in Civil Engineering or a Bachelor of Science Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.
- 5. Hold an Associate Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.

The maximum reimbursement per hour of inspection for each Department Payroll Classification for calendar year of 2000:

<i>Payroll Classification</i>	<i>Maximum Straight Time Reimbursement Per Hour Of Inspection</i>
(TCM-1)	\$47.65
(TCIS)	\$41.75
(TCI)	\$36.53
(TA)	\$25.12

The maximum reimbursement per hour of inspection includes all costs for providing construction inspection services at the project site during the normal work week.

Maximum reimbursement per hour of inspection for subsequent calendar years, if applicable, will be established at the scope of work meeting.

The firm selected may be required to attend a pre-construction conference with the Department and the construction contractor for this project. Under the supervision and direction of the Department, the selected firm will be required to keep records and document the construction work; prepare current and final estimates for payment to the construction contractor; assist the Department in obtaining compliance with the labor standards, safety and accident prevention, and equal opportunity provisions of the contract item; one (1) environmental inspector supervisor (TCIS) to inspect the stream and wetland construction; two (2) inspectors certified in computer documentation; and perform other duties as may be required. Firms applying must have qualified personnel capable of climbing structures during painting, rehabilitation, or construction.

The firm selected will be required to supply the following equipment at no direct cost to the Department:

- 1 Nuclear Densometer Gauge/License
at point of need when needed
- 12 Cellular Phones
- 1 Camera (digital)

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be fifteen percent (15%) of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information Section after the advertised project(s).

Letters of interest for this project must include a letter, signed by the individuals you propose for all TCM-1 and TCIS positions, giving their approval to use their name in your letter of interest for this specific project.

The maximum number of resumes to be included in the letter of interest shall be as follows:

<i>Classification</i>	<i>No. of Resumes</i>
TCM-1	1
TCIS	3
TCI	9

No resumes are required for the TA Classification.

This project reference assignment is considered complex. The letter of interest shall be limited to a maximum of five (5) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Mr. Raymond S. Hack, P.E., District Engineer
Engineering District 11-0
45 Thoms Run Road
Bridgeville, PA 15017
Attention: Design Development Unit

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 P.M. prevailing time on the tenth (10th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to: Mr. Brian A. Krul, District 11-0, at (412) 429-3801.

**Tioga County
Project Reference No. 08430AG2510**

The Department will retain an engineering firm to provide supplementary construction inspection staff of approximately twenty (20) inspectors, under the Department's Inspector(s)-in-Charge for construction inspection and documentation services for S.R. 6015, Section D52, (earthwork and drainage) and Section 52P (structures and paving), in Tioga County. This project consists of the construction of approximately 6.9 miles of four-lane limited access roadway beginning at S.R. 0015 and the Tioga River at the north end of Blossburg Borough and will extend to S.R. 0015 and the Tioga River at the Village of Canoe Camp. The construction will include approximately 5 million cubic yards of excavation, 2-five span bridges over S.R. 0015 and the Tioga River at the north end of Blossburg, 2-single span bridges over State Street in Covington Borough, 2-three span bridges over S.R. 0015 at Canoe Camp, 1-four span bridge over the Tioga River at Canoe Camp, 3 RC Box Culverts of various sizes and approximately 500 thousand tons of bituminous pavement. The construction will take approximately thirty (30) months.

The Department will establish an order of ranking of a minimum of three (3) firms for the purpose of negotiating an Engineering Agreement based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation. The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

- a. Review of inspectors' resumes with emphasis on construction inspection capabilities and specialized experience in the Maintenance and Protection of Traffic, soils, structures, concrete and asphalt paving, drainage, wetlands, CPM schedule monitoring and computer documentation system.
- b. Understanding of Department's requirements, policies, and specifications.
- c. Number of NICET and NECEPT certified inspectors in each payroll classifications.
- d. Number of available inspectors in each payroll classification.

The qualifications and experience required of the firm's inspectors will be established by the Department, and the qualifications of the firm's proposed employees will be reviewed and approved by the Department.

It is anticipated that the supplementary construction inspection staff for this assignment will consist of the

following number of inspectors who meet the requirements for the following inspection classifications:

<i>Classification</i>	<i>No. of Inspectors</i>
Transportation Construction Manager 1 (TCM-1) (NICET Highway Construction Level 4 or equivalent)	2 (2)
Transportation Construction Ins. Super. (TCIS) (NICET Highway Construction Level 3 or equivalent)	6 (6)
Transportation Construction Inspector—Materials (TCI-Materials) (NICET Highway Materials Level 2 or equivalent)	1 (1)
Transportation Construction Inspector (TCI) (NICET Highway Construction Level 2 or equivalent)	8 (5)
Technical Assistant (TA) (NICET Highway Construction Level 1 or equivalent)	3 (0)

The number(s) in parenthesis above indicate the number of inspectors in each Classification that must meet at least one of the following requirements:

1. Be certified by the National Institute for Certification in Engineering Technologies (NICET) in the field of Transportation Engineering Technology, subfield of Highway Construction, or subfield of Highway Materials, at the Level required for the Inspection Classification.
2. Be registered as a Professional Engineer by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
3. Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
4. Hold a Bachelor of Science Degree in Civil Engineering or a Bachelor of Science Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.
5. Hold an Associate Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.

A total of six (6) inspectors assigned to this project must be certified by the Northeast Center of Excellence for Pavement Technology (NECEPT) as a Field Technician. Clearly indicate in your letter of interest which inspectors meet this requirement.

The maximum reimbursement per hour of inspection for each Department Payroll Classification for calendar year of 2000:

<i>Payroll Classification</i>	<i>Maximum Straight Time Reimbursement Per Hour Of Inspection</i>
(TCM-1)	\$47.65
(TCIS)	\$41.75
(TCI-Materials)	\$37.61
(TCI)	\$36.53
(TA)	\$25.12

The maximum reimbursement per hour of inspection includes all costs for providing construction inspection services at the project site during the normal work week.

Maximum reimbursement per hour of inspection for subsequent calendar years, if applicable, will be established at the scope of work meeting.

The firm selected may be required to attend a pre-construction conference with the Department and the construction contractor for this project. Under the super-

vision and direction of the Department, the selected firm will be required to keep records and document the construction work; prepare current and final estimates for payment to the construction contractor; assist the Department in obtaining compliance with the labor standards, safety and accident prevention, and equal opportunity provisions of the contract item; and perform other duties as may be required.

The firm selected will be required to supply the following equipment at no direct cost to the Department:

- 1 Nuclear Densometer Gauge/License at point of need when needed

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be fifteen percent (15%) of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information Section after the advertised project(s).

Letters of interest for this project must include a letter, signed by the individuals you propose for all TCM-1 and/or TCIS positions, giving their approval to use their name in your letter of interest for this specific project.

The maximum number of resumes to be included in the letter of interest shall be as follows:

<i>Classification</i>	<i>No. of Resumes</i>
TCM-1	3
TCIS	8
TCI-M	2
TCI	10

No resumes are required for the TA Classification.

This project reference assignment is considered non-complex. The letter of interest shall be limited to a maximum of three (3) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Mr. Paul E. Heise, P.E., District Engineer
Engineering District 3-0
715 Jordan Avenue
Montoursville, PA 17754

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 p.m. prevailing time on the twentieth (20th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to: Mr. John P. Ryan, P.E., District 3-0, at (570) 368-4233.

Bradford, Tioga, Lycoming, Sullivan, Columbia, Montour, Northumberland, Snyder and Union Counties
Project Reference No. 08430AG2511

The Department will retain an engineering firm for an Open-End Contract to perform plans checking, P.S.&E. Package Preparation and Review of Construction Project Documentation on various projects located in Engineering District 3-0, that is Bradford, Tioga, Lycoming, Sullivan, Columbia, Montour, Northumberland, Snyder and Union Counties. The Contract will be for a sixty (60) month period with projects assigned on an as-needed basis. The maximum amount of the Open-End Contract will be \$1.0 million.

The Department will establish an order of ranking of a minimum of three (3) firms for the purpose of negotiating an Open-End Contract based on the Department's evaluation of the letters of interest received in response to this solicitation.

The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

- a. Past performance of firm with respect to quality of work, administrative and cost controls, ability to meet schedules, and previous experience on Open-End Contracts. The specific experience of individuals who constitute the firm shall be considered.
- b. Project workload for the next two (2) years.
- c. Available staffing for anticipated assignments.
- d. Specialized experience and technical competence of firm.
- e. Location of consultant in relation to the District.
- f. Resumes of key personnel.
- g. Capability for fast response time.

The engineering work and services which may be required under this Contract include:

Plans Checking

The consultant staff must demonstrate expertise in reading and interpreting highway and bridge construction plans. Consultant will be responsible for checking plans in accordance with PADOT "Design Manual, Part 3, Highway Plans Presentation", and applicable PADOT R.C., B.C., and T.C. Standards. Department personnel will be responsible for any back-checks as necessary.

P. S.&E. Package Preparation

Items of work will include preparing estimates, specifications, and supplements, determining working time, and writing transmittal letters. The consultant staff must demonstrate expertise in the processing of the P. S.&E. (Plans, Specifications, and Estimate) packages. Task shall be completed in accordance with Publication 51 (Contract Proposal Preparation Guide), Department policy and procedure, and in accordance with District procedure.

The consultant will be responsible for assembly and submission of P. S.&E. packages to Central Office for lettings on projects ranging from simple resurfacing projects with 100% State funding to more complex projects consisting of structure and roadway work with Federal funding, to the most complex projects involving major construction or reconstruction with non-exempt Federal funding. The consultant may also be required to attend pre-submission meetings.

Review of Construction Project Documentation

The consultant will be required to review PADOT construction documentation in accordance with PADOT Publication 11 (Finals Unit Manual) and specific District policies. (District policy differs primarily in that ALL contract items are reviewed, not a random sample).

The consultant staff must have knowledge of highway and bridge construction, and basic math skills, and will be responsible for travelling to the District Office in Montoursville, Lycoming county, or to various project field sites throughout District 3-0 (Bradford, Tioga, Lycoming,

Sullivan, Columbia, Montour, Northumberland, Snyder, and Union Counties) to perform on-site construction documentation reviews. The completed review summary will be detailed on a standard "Punch List" form.

The engineering services identified above are the general work activities that can be expected under this Open-End Contract. A more specific and project-related Scope of Work will be outlined for each individual Work Order developed under this Open-End Contract.

This project reference assignment is considered non-complex. The letter of interest shall be limited to a maximum of three (3) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Mr. Paul E. Heise, P.E., District Engineer
Engineering District 3-0
715 Jordan Avenue
Montoursville, PA 17754

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 P.M. prevailing time on the twentieth (20th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to: Mr. Gary Williams, P.E., District 3-0, at (570) 368-4391.

Monroe County Project Reference No. 08430AG2512

The Department will retain an engineering firm for a multi-phase, specific project agreement, to conduct environmental studies, prepare preliminary engineering plans, perform final design, and provide services during construction (shop drawing reviews and consultation during construction) for the proposed bridge replacement on S.R. 4002, Section 01B over Emerald Lake located in the Township of Tobyhanna, Monroe County. This agreement will be administered by Engineering District 5-0. The estimated construction cost is \$1.0 million.

The existing structure, built in 1937, is a single span 15 meter long structure with stone abutments and a timber deck with a bituminous overlay. The structure is approximately eight (8) meters wide, but has recently been restricted to one (northbound) lane with traffic control provided by temporary traffic signals at either end of the structure. S.R. 4002 in the project area is a two lane minor collector highway that extends north and south through the Township of Tobyhanna. The project area will extend 150 meters to the north and south of the existing structure along S.R. 4002. The structure is bounded on the east and west by the waters of Emerald Lake, on the north by forest and detached residences and on the south by forest, open fields, and detached residences. The goal of this project is to remove the existing structure and replace it with a new structure. It is anticipated that the structure will be replaced on the same alignment with a longer structure to remove the abutments from the lake. Deficient approach geometry may require that some part of S.R. 4002 on the north side of the bridge be realigned as part of this project.

Another consultant is performing certain preliminary engineering tasks. Work performed by the other consultant will be incorporated by the selected consultant into their preliminary engineering design efforts. The other consultant will conduct an alternative study to determine the feasibility of several alternate bridge replacement

scenarios (including realignment of S.R. 4002 to correct deficient geometry) and select a preferred alternative. Additional tasks performed by the other consultant include: field surveying services for the preliminary engineering phase, preliminary hydraulic and hydrologic analysis, preliminary structure design work to establish the required bridge span opening and pier width dimensions (should piers be necessary), and preparation of a Roadway Soils and Geological Engineering Reconnaissance Report (based on the established structure location and dimensions).

The selected engineering firm will be required to provide a variety of engineering services as indicated below, but not limited to:

a. All studies necessary for the preparation of a Categorical Exclusion Evaluation Level 2 and associated documents including: cultural resource surveys; wetlands delineation and evaluation; Section 106 documents; hazardous waste reports; archeological surveys, etc.

b. Preliminary engineering including, but not limited to: field surveying to supplement work done by the other consultant; hydraulic and hydrologic analysis; type, size, and location drawings; Step 9 submission; roadway design; E & S plans; soils and geotechnical reconnaissance (to finalize work done by the other consultant); maintenance and protection of traffic; right-of-way investigation; and coordination with utility companies.

c. Preparation of final roadway and structure plans, including, but not limited to: roadway and structure borings; final design; and preparation of plans, specifications, and estimates.

d. Consultation during construction.

All engineering services for this project will be performed in accordance with current Department Metric Design Standards.

The following factors, listed in order of importance, will be considered by the Department during evaluation of the firms submitting acceptable Letters of Interest:

- a. Specialized expertise and technical competence.
- b. Ability to expedite this project and maintain schedule and budget.
- c. Project team composition.
- d. Project team experience.
- e. Past performance.
- f. Location of consultant with respect to the project site and to the District Office.

The District will announce the firms that have been shortlisted at an open public meeting to be held in Engineering District 5-0, 1713 Lehigh Street, Allentown, PA 18103. All candidates that have submitted a Letter of Interest will be notified of the date. Specify a contact person (and fax number) in the Letter of Interest.

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be fifteen (15%) percent of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information section after the advertised project(s).

This project reference assignment is considered moderately complex. The letter of interest shall be limited to a maximum of five (5) pages, 8 1/2" x 11", one sided, plus an

organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Mr. Walter E. Bortree, P.E., District Engineer
Engineering District 5-0
1713 Lehigh Street
Allentown, PA 18103

Attention: Mr. James R. McGee, P.E.

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 p.m. prevailing time on the tenth (10th) day following the date of this Notice. Hand delivered Letters of Interest must be received and stamped in by the District mailroom before the deadline above.

Any technical questions concerning the requirements for this project should be directed to: Mr. James R. McGee, P.E., District 5-0, at (610) 798-4158 or Mr. Stephen L. Caruano, P.E., District 5-0, at (610) 798-4226.

**Armstrong, Butler, Clarion,
Indiana and Jefferson Counties
Project Reference No. 08430AG2513**

The Department will retain an engineering firm for an Open-End Contract for various engineering services and environmental studies on various projects located in Engineering District 10-0, that is Armstrong, Butler, Clarion, Indiana, and Jefferson Counties. The Contract will be for a sixty (60) month period with projects assigned on an as-needed basis. The maximum amount of the Open-End Contract will be \$2.0 million.

The Department will establish an order of ranking of a minimum of three (3) firms for the purpose of negotiating an Open-End Contract based on the Department's evaluation of the letters of interest received in response to this solicitation. The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

- a. Past record of performance with respect to cost control, work quality, ability to meet schedules, and previous experience on Open-End Contracts. The specific experience of individuals who constitute the firms shall be considered.
- b. Specialized experience and technical competence of firm.
- c. Available staffing for this assignment.
- d. Location of consultant in respect to the District.

The work and services required under this Contract may encompass a wide range of environmental studies and engineering efforts with the possibility of several different types of projects with short completion schedules being assigned concurrently. The anticipated types of projects include, but not limited to, bridge replacements or bridge rehabilitation with minor approach work, environmental studies, roadway betterments (3R type,) minor capital improvement projects (bridges or roadway), railroad grade crossing projects, and minor location studies, etc.

The firm may be required to perform any or all, but not limited to the following engineering services: attend field views and prepare minutes, perform field surveys; plot topography and cross sections; prepare submission for

utility verification and relocations engineering; prepare all pertinent submissions and materials necessary for the Department to prepare the application to PUC and for the PUC field conference; attend and supply any required information for all PUC meetings and hearings during the design of the project; develop erosion control details and narrative; prepare right of way plans; complete structure designs including type, size and location reports, core boring layouts and foundation designs and reports; develop traffic control plans with narratives; conduct soils investigations and prepare soils reports; investigate utility involvement on projects; provide material for and participate in value engineering reviews; coordinate contacts with railroad officials and procure railroad related costs, permits, and insurance; collect signal timing, accident data and other traffic flow data; document engineering study findings and activities; alternative analysis to assess impacts and mitigation; and prepare construction plans, specifications, and estimates.

The areas of environmental study required under the Contract may include, but are not limited to: air quality; noise; energy; vibration; hazardous waste; surface water and ground water quality; surface water and ground water hydrology; terrestrial ecology including threatened and endangered species; wetlands; soils; geology; farmlands; visual quality; socio-economic resources; cultural resources; Section 4(f) Evaluations; early coordination and; scoping correspondence; meeting minutes; public meeting and hearing presentations; visualization materials, handouts and displays; technical basis reports (TBRs) and/or technical files; NEPA environmental documents; Section 106 documents; mitigation plans and reports; wetland and floodplain findings; and preliminary engineering plans, and remote sensing/mapping innovations; The format and content of all documents will be consistent with applicable State and Federal regulations, policies and guidelines.

The firm may also be required to perform any or all, but not limited to the following in order to ensure a complete environmental investigation has been performed: provide all necessary environmental services, material, and equipment necessary to collect, analyze, and organize data; assess impacts; conduct agency and public involvement activities; and prepare reports and design mitigation plans.

The reports and other graphic material to be prepared may include, but are not limited to, early coordination and scoping correspondence; plans of study; meeting minutes; public meetings and hearing presentations; handouts and displays; technical basis reports; EPA environmental documents; Section 106 documents; Section 4(f) evaluations; mitigation plans and reports; and wetland and floodplain findings.

The firm may be required to perform design phase partnering and facilitation moderation on projects designed by consultants and/or in-house forces.

The firm may be required to perform value engineering on selected projects or facilitate a value engineering team by incorporating guidelines and techniques of the Society of American Value Engineers and criteria as outlined in Design Manual 1, Part 2.

The firm may also be required to perform landscape architect duties which involve preparing landscaping plans, terrestrial mitigation plans, wetland mitigation planting plans, and other associated duties.

The format and content of all documents, plans, and specifications will be consistent with applicable State and Federal regulations and guidelines.

The engineering services and environmental studies identified above are the general work activities that can be expected under this Open-End Contract. A more specific and project-related Scope of Work will be outlined for each individual Work Order developed under this Open-End Contract.

This project reference assignment is considered non-complex. The letter of interest shall be limited to a maximum of three (3) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Information Section).

The Letter of Interest submission shall be sent to:

Mr. Richard H. Hogg, P.E., District Engineer
Engineering District 10-0
Route 286 South, P. O. Box 429
Indiana, PA 15701
Attention: Mr. Shaun E. Werner

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 P.M. prevailing time on the twentieth (20th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to: Mr. Shaun E. Werner, District 10-0, at (724) 357-7614.

General Requirements and Information

Firms interested in providing the above work and services are invited to submit a Letter of Interest with the required information for each Project Reference Number for which the applicant wishes to be considered.

The Letter of Interest and required information must be submitted to the person designated in the individual advertisement.

The Letter of Interest and required information must be received by the Deadline indicated in the individual advertisement.

All consultants, both prime consultants and subconsultants, who desire to be included in a Letter of Interest must have an Annual Qualification Package on file with the appropriate District Office, by the deadline stipulated in the individual advertisements.

For Statewide projects, all consultants, both prime consultants and subconsultants, who desire to be included in a Letter of Interest must have an Annual Qualification Package on file with the Central Office, Bureau of Design by the deadline stipulated in the individual advertisements.

By submitting a letter of interest for the projects that request engineering services, the consulting firm is certifying that the firm is qualified to perform engineering services in accordance with the laws of the Commonwealth of Pennsylvania. A firm not conforming to this requirement may submit a letter of interest as a part of a joint venture with an individual, firm or corporation which is permitted under State law to engage in the practice of engineering.

Information concerning the Annual Qualification Package can be found in Strike-off Letter No. 433-99-04 or under the Notice to all Consultants published in the February 27, 1999 issue of the Pennsylvania Bulletin.

The requirements for Letters of Interest, in addition to the requirements stipulated in the individual advertisement, are as follows:

1. The Letter of Interest must include the project reference number, the firm's legal name, and the firm's federal identification number.

2. Identify the project manager.

3. Identify subconsultants, if any, including DBE/WBE, if required.

4. Identify key project staff.

If a Joint Venture responds to a project advertisement, the Department of Transportation will not accept separate Letters of Interest from the Joint Venture constituents. A firm will not be permitted to submit a Letter of Interest on more than one (1) Joint Venture for the same Project Reference Number. Also a firm that responds to a project as a prime may not be included as a designated subcontractor to another firm that responds as a prime to the project. Multiple responses under any of the foregoing situations will cause the rejection of all responses of the firm or firms involved. The above does not preclude a firm from being set forth as a designated subcontractor to more than one (1) prime responding to the project advertisement.

If a goal for Disadvantaged Business Enterprise (DBE) participation is established for an advertised project, firms expressing interest in the project must agree to ensure that Disadvantaged Business Enterprise (DBE) firms as defined in the Transportation Equity Act for the 21st century (TEA-21) and currently certified by the Department of Transportation shall have the opportunity to participate in any subcontracting or furnishing supplies or services approved under Form 442, Section 1.10(a). The TEA-21 requires that firms owned and controlled by women (WBEs) be included, as a presumptive group, within the definition of Disadvantaged Business Enterprise (DBE). The goal for DBE participation shall be as stated in the individual project advertisement. Responding firms shall make good faith efforts to meet the DBE goal using DBEs (as they are defined prior to the act, WBEs or combinations thereof).

Proposing DBE firms must be certified at the time of submission of the Letter of Interest. If the selected firm fails to meet the established DBE participation goal, it shall be required to demonstrate its good faith efforts to attain the goal.

Responses are encouraged by small firms, Disadvantaged Business Enterprise (DBE) firms, and other firms who have not previously performed work for the Department of Transportation.

The assignment of the agreement/contract for the above advertisement(s) will be made to one of the firms who submitted an acceptable Letter of Interest in response to the project advertisement. The assignment will be made based on the Department's evaluation of the firm's qualification and capabilities. The Department reserves the right to reject all letters submitted, to cancel the solicitations requested under this Notice, and/or to readvertise solicitation for the work and services.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 00-351. Filed for public inspection February 25, 2000, 9:00 a.m.]

HEALTH CARE COST CONTAINMENT COUNCIL

Mandated Benefits

Section 9 of Act 34 of 1993 requires that the Health Care Cost Containment Council (Council) review existing or proposed mandated health benefits on request of the executive and legislative branches of government. The Council has been requested by Senator Edwin G. Holl, Chairperson of the Senate Banking and Insurance Committee, to review House Bill 854, Printers Number 2459 (Micozzie), amendments to the Medical Foods Insurance Coverage Act. House Bill 854 would require health insurance policies to provide coverage for low protein modified food products for the treatment of phenylketonuria (PKU), branched-chain ketonuria, galactosemia and hemocystinuria. Coverage would be limited to \$2,500 for an insured individual for any continuous period of 12 months.

Initial notification of request for information and documentation was published at 29 Pa.B. 6292 (December 11, 1999), with documentation due to the Council by February 11, 2000.

Following is a list of the documentation received. This information is available for public review and comment at the Council office during regular business hours (Monday through Friday, 8:30 a.m. to 5 p.m.) until March 27, 2000. Any additional comments on this information must be received by 5 p.m. on March 27, 2000. The Council office is located at 225 Market Street, Suite 400, Harrisburg, PA 17101. Send comments (six copies) to Flossie Wolf at this address.

Submissions for House Bill 854

1. Pennsylvania Dietetic Association (Linda G. Collins, RD, LD, President)
 - Letter supporting House Bill 854
 - Attachments addressing coverage for medical foods
2. Pennsylvania Manufacturers' Association (Jim Panyard, Executive Director)
 - Letter opposing House Bill 854
3. National Federation of Independent Business (James D. Welty, Pennsylvania State Director)
 - Letter opposing House Bill 854
4. Managed Care Association of Pennsylvania (Kimberly J. Kockler, Executive Director)
 - Statement addressing Section 9 requirements and opposing House Bill 854
5. The Insurance Federation of Pennsylvania, Inc. (John R. Doubman, Secretary and Counsel)
 - Statement addressing Section 9 requirements and opposing House Bill 854
 - Attachments addressing health insurance mandates and regulations addressing the "Specialty Formula Fund" in Delaware
6. Pennsylvania Chamber of Business and Industry (Floyd Warner, President)
 - Letter opposing House Bill 854
7. AFLAC—American Family Life Assurance Company of Columbus (Richard J. Gmerek of the Law Offices of Gmerek & Hayden, P.C.)

- Statement addressing House Bill 854 and requesting exemptions for certain supplemental policies

8. Highmark Blue Cross Blue Shield (Bruce R. Hironimus, Vice President, Government Affairs)

- Statement addressing Section 9 requirements and opposing House Bill 854
- Attachment addressing health insurance, health care costs, and medical foods

MARC P. VOLAVKA,
Executive Director

[Pa.B. Doc. No. 00-352. Filed for public inspection February 25, 2000, 9:00 a.m.]

Mandated Benefits

Section 9 of Act 34 of 1993 requires that the Health Care Cost Containment Council (Council) review existing or proposed mandated health benefits on request of the executive and legislative branches of government. The Council has been requested by Representative Nicholas A. Micozzie, Chairperson of the House Insurance Committee, to review House Bill 1832, Printers Number 2249 (Nailor). House Bill 1832 would require health insurance policies to provide coverage for treatment of temporomandibular joint dysfunction and surgery, if medically necessary, for deformities of the maxilla or mandible.

Initial notification of request for information and documentation was published at 29 Pa.B. 6291 (December 11, 1999), with documentation due to the Council by February 11, 2000.

Following is a list of the documentation received. This information is available for public review and comment at the Council office during regular business hours (Monday through Friday, 8:30 a.m. to 5 p.m.) until March 27, 2000. Any additional comments on this information must be received by 5 p.m. on March 27, 2000. The Council office is located at 225 Market Street, Suite 400, Harrisburg, PA 17101. Send comments (six copies) to Flossie Wolf at this address.

Submissions for House Bill 1832

1. Pennsylvania Manufacturers' Association (Jim Panyard, Executive Director)

- Letter opposing House Bill 1832
2. Ronald W. Niklaus, D.M.D., MAGD
- Letter supporting House Bill 1832
3. National Federation of Independent Business (James D. Welty, Pennsylvania State Director)
- Letter opposing House Bill 1832
4. Joint Ventures (Donna Sponaugle, President)
- Letter addressing Section 9 requirements and supporting House Bill 1832
5. Aziz A. Majid, D.M.D., M.S.D.
- Letter supporting House Bill 1832
6. American Academy of Otolaryngology—Head and Neck Surgery, Inc. (G. Richard Holt, MD, MPH, Executive Vice President)

- Letter supporting House Bill 1832

7. Pennsylvania Chamber of Business and Industry (Floyd Warner, President)

- Letter opposing House Bill 1832

8. Oral and Conestoga Maxillofacial Surgery, LTD. (Thomas Yingling, D.D.S. et al)

- Letter supporting House Bill 1832

9. AFLAC—American Family Life Assurance Company of Columbus (Richard J. Gmerek of the Law Offices of Gmerek & Hayden, P.C.)

- Statement addressing House Bill 1832 and requesting exemptions for certain supplemental policies

10. Highmark Blue Cross Blue Shield (Bruce R. Hironimus, Vice President, Government Affairs)

- Statement addressing Section 9 requirements and opposing House Bill 1832

- Attachment addressing health insurance, health care costs, and TMJ disorders

11. The Insurance Federation of Pennsylvania, Inc. (John R. Doubman, Secretary & Counsel)

- Statement addressing Section 9 requirements and opposing House Bill 1832

- Attachments addressing TMJ and health insurance mandates

12. Managed Care Association of Pennsylvania (Kimberly J. Kockler, Executive Director)

- Statement addressing Section 9 requirements and opposing House Bill 1832

MARC P. VOLAVKA,
Executive Director

[Pa.B. Doc. No. 00-353. Filed for public inspection February 25, 2000, 9:00 a.m.]

Meetings Scheduled

The following meetings of the Health Care Cost Containment Council have been scheduled: Wednesday, March 1, 2000, Education Committee—9:30 a.m.; Data Systems Committee—1:30 p.m. Thursday, March 2, 2000, Mandated Benefits Review Committee—8:30 a.m.; Council Meeting—10 a.m. The meetings will be held in the conference room at the Council Office, 225 Market Street, Suite 400, Harrisburg, PA 17101. The public is invited to attend. Persons who need accommodation due to a disability and want to attend the meetings, should contact Cherie Elias, Health Care Cost Containment Council, 225 Market Street, Harrisburg, PA 17101, or call (717) 232-6787 at least 24 hours in advance so that arrangements can be made.

MARC P. VOLAVKA,
Executive Director

[Pa.B. Doc. No. 00-354. Filed for public inspection February 25, 2000, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Comments Issued

Section 5(g) of the Regulatory Review Act (act) (71 P. S. § 745.5(g)) provides that the designated standing committees may issue comments within 20 days of the close of the public comment period, and the Independent Regulatory Review Commission (Commission) may issue comments within 10 days of the close of the committee comment period. The Commission comments are based upon the criteria contained in section 5a(h) and (i) of the act (75 P. S. § 745.5a(h)(i)).

The Commission has issued comments on the following proposed regulations. The agency must consider these comments in preparing the final-form regulation. The final-form regulations must be submitted by the dates indicated.

Reg. No.	Agency/Title	Issued	<i>Final-Form</i>
			<i>Submission</i> Deadline
57-209	Pennsylvania Public Utility Commission Updating and Revising Existing Filing Requirement	2/10/00	1/10/02

(29 Pa.B. 6257 (December 11, 1999))

Pennsylvania Public Utility Commission Regulation No. 57-209 Updating and Revising Existing Filing Requirement February 10, 2000

We have reviewed this proposed regulation from the Pennsylvania Public Utility Commission (PUC) and submit for consideration the following objections and recommendations. Subsections 5.1(h) and 5.1(i) of the Regulatory Review Act (71 P. S. § 745.5a(h) and (i)) specify the criteria the Commission must employ to determine whether a regulation is in the public interest. In applying these criteria, our Comments address issues that relate to statutory authority, reasonableness, need and clarity. We recommend that these Comments be carefully considered as you prepare the final regulation.

1. References to directives and guidelines.—Reasonableness; Clarity.

In Sections 53.57, (in the definition of "Lifeline Plan"), 53.59(e)(3), 53.60(a)(2), 53.60(b)(1) and (b)(2), and 53.60(c), the PUC has included general references to and is requiring compliance with, directives and guidelines. By definition, guidelines are nonbinding and compliance with guidelines should not be required in a regulation. The PUC should delete references to directives and guidelines in the above-mentioned sections. However, if there are specific statutory requirements that are applicable, the PUC should provide those citations within the final regulation.

2. Section 53.57. Definitions.—Clarity.

Cost support and documentary support

These terms are used in sections 53.59(d) and (e)(3), 53.60(a)(2), (b)(2) and (c) throughout the proposed regulation, but are not defined. To improve clarity, the PUC

should define these terms in the final regulation. If references to these terms have different meanings in different sections, the PUC should replace these terms with a specific explanation of what supporting information is required.

Joint or bundled service packages

Subsection (i) of this definition states "Service packages that may be composed by one or more . . ." (Emphasis added.) It should be amended to read "Service packages that may be composed of one or more . . ." (Emphasis added.)

Promotional service offerings

Subsection (ii) of this definition contains the following substantive requirement: ". . . may not have a duration of longer than 6 months in any rolling 12-month period which commences as of the effective date of the filed promotion." The rule for statutory drafting provides that substantive requirements shall not be included within definitions. Since this is a substantive requirement, it should be relocated to section 53.60 relating to "Supporting documentation for promotional offerings . . ."

3. Section 53.58. Offering of competitive services.—Statutory Authority; Clarity.

Subsections (a) and (c)

Under these subsections, when the PUC designates a service as competitive, that service is competitive for any competitive local exchange carrier (CLEC) and incumbent local exchange carrier (ILEC) in the relevant service territory. In the Preamble, the PUC explains that it is reinterpreting Chapter 30 requirements contrary to its previous holding in *In re Petition of TCG Pittsburgh for a Determination of Whether Certain Services are Competitive Under Chapter 30 of the Public Utility Code*, Docket No. P-00950998 (Order entered March 29, 1996). Consequently, CLECs will be relieved of the requirements for filing a petition requesting an alternative form of regulation and a network modernization plan for services that have been previously classified as competitive.

Subsections (a) and (c) appear to be inconsistent with sections 3003 through 3005 of Chapter 30 (66 Pa.C.S. §§ 3003—3005). We have not found any provision in Chapter 30 that exempts a local exchange carrier from: (1) petitioning for an alternate form of regulation; and (2) filing a network modernization and implementation plan. Therefore, we request that the PUC explain its statutory authority for these provisions.

Additionally, in subsections (a) and (c) the phrase ". . . subject to §§ 53.57, 53.59, 53.60 and this section." is confusing. This phrase implies the competitive services are still subject to all the provisions in this regulation. However, section 53.57 contains definitions, not substantive requirements. Section 53.59 and portions of Section 53.60 address noncompetitive services. How would competitive services be "subject to" these provisions? We request the PUC clarify this provision in the final regulation, or delete references to these sections.

Subsection (b)

This subsection establishes that a CLEC "is not prohibited from offering services classified. . . ." The negative phrasing makes this provision confusing. Subsection (b) would be more clearly written if the PUC simply stated

that a CLEC may offer noncompetitive services in an ILEC service territory when the CLEC has been certified to offer service.

Subsection (e)

This subsection provides that the PUC may initiate a proceeding to reclassify a service from competitive to noncompetitive. The PUC should clarify that the proceeding would be a complaint. The PUC should also clarify the process, procedure and parties that are permitted to participate in the proceeding in subsection 53.58(e). This could be done by including a reference to the PUC's existing regulations on Commission complaints.

Subsection (e)(1) states that the PUC "will decide which ILEC or CLEC has demonstrated that level of dominant market power to warrant reclassification of a competitive service to a noncompetitive status." The PUC should explain any factors and processes it may use to determine the "level of dominant market power."

Subsection (e)(4)(vii) provides that the PUC will consider "other factors deemed relevant by the Commission" when reviewing whether a service should be reclassified. This is too vague. The PUC should specify that it will consider other factors affecting the competitive nature of the market and identify them.

4. Section 53.59. Cost support requirements and effective filing dates for tariff filings of noncompetitive services.—Need; Clarity.

Subsection (a)

This subsection includes the phrase "is relieved from any obligation." This phrase is unclear. The PUC should consider replacing the phrase "is relieved from any obligation" with "is not required."

Subsections (c) and (d)

These subsections apply to CLEC tariff filings for rate changes to existing or new services, or new services, when their rates are higher than ILEC rates for the same service. The CLEC's tariff will become effective if the PUC takes no action within 30 days from the date the CLEC filed the tariff. Additionally, the PUC may ask for supporting documents to review the tariff filing. These requirements are more restrictive than the requirements in subsection (a), which allow rates to become effective on 1 day's notice, and do not require cost support data.

If the purpose of this rulemaking is to encourage competition, why would the PUC impede the CLEC's ability to adjust its rates? Further, if a CLEC wants to lower its rate for an existing service, to a rate that is still above the ILEC's rate, the CLEC should be allowed to do so in an expedited manner. We request the PUC modify this provision to mirror subsection (a), or explain the need for these provisions.

Subsection (e)

Subsection (e)(1) requires a 10-day waiting period for ILEC rate adjustments. New services are not addressed. Consistent with subsection (c), the PUC should revise this subsection to establish a 10-day waiting period for tariff filings for new services.

Also, subsection (e)(1) is lengthy and difficult to read. To improve clarity, we suggest that the PUC break the subsection into separate paragraphs.

Subsection (g)

The *Pennsylvania Bulletin* version of the proposed regulation refers to "Lifetime Plan Statement." "Lifeline Plan" is the defined term, and Subsection (g) should be corrected.

5. Section 53.60. Supporting documentation for promotional offerings, joint or bundling service packages, and toll services.—Reasonableness; Clarity.

Subsection (a)

This subsection states, "CLECs and ILECs do not have an automatic obligation to provide cost support for tariff filings . . ." The phrase "automatic obligation" is confusing. For clarity, the PUC should consider replacing the phrase "do not have an automatic obligation" with "are not required."

Subsection (a)(1)

This subsection requires ILECs and CLECs to give advance notice to resellers of a promotional service offering as outlined in subsection 53.60(a)(1). We understand the advance notice allows resellers to react to the ILEC and CLEC's promotional service offering. However, advance notice of a local exchange carrier's promotional offering to any competitor contradicts established practice in a competitive marketplace. The PUC should delete this provision or explain why any competitor should get preferential treatment.

Subsection (a)(3)

This subsection states, "No filing requirements exist for promotional offerings involving competitive services." However, the definition of "promotional service offerings" defines these services as noncompetitive. The PUC should resolve this discrepancy.

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 00-355. Filed for public inspection February 25, 2000, 9:00 a.m.]

INSURANCE DEPARTMENT

Application for Approval to Redomesticate

Provident American Life & Health Insurance Company, a domestic stock limited life insurance company, has filed for approval a Plan of Redomestication whereby the state of domicile would change from the Commonwealth of Pennsylvania to Ohio. The filing was made under the requirements set forth under the Business Corporation Law of 1988, 15 Pa.C.S. §§ 1101—1997. Persons wishing to comment on the redomestication are invited to submit a written statement to the Insurance Department within 30 days 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 Insurance Department of the exact basis of the statement. Written statements should be directed to Cressinda E. Bybee, Insurance

Company Licensing Specialist, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120; fax (717) 787-8557; e-mail cbybee@ins.state.pa.us.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 00-356. Filed for public inspection February 25, 2000, 9:00 a.m.]

risburg, PA 17120 (e-mail at cromberg@ins.state.pa.us) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Department

[Pa.B. Doc. No. 00-358. Filed for public inspection February 25, 2000, 9:00 a.m.]

Nationwide Mutual Fire Insurance Company; Homeowners Insurance Rate and Rule Revision

On February 11, 2000, the Insurance Department (Department) received from Nationwide Mutual Fire Insurance Company a filing for a proposed rate level and rule change for Homeowners insurance.

The company requests an overall 7.2% increase amounting to \$10,118,000 annually, to be effective upon approval by the Department.

Unless formal administrative action is taken prior to April 11, 2000, the subject filing may be deemed approved by operation of law.

Copies of the filing will be available for public inspection, by appointment, during normal working hours at the Department's offices in Harrisburg, Philadelphia, Pittsburgh and Erie.

Interested parties are invited to submit written comments, suggestions, or objections to Xiaofeng Lu, Insurance Department, Bureau of Regulation of Rates and Policies, Room 1311, Strawberry Square, Harrisburg, PA 17120, (E-mail: xlu@ins.state.pa.us) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 00-357. Filed for public inspection February 25, 2000, 9:00 a.m.]

PHICO Insurance Company; Physicians and Surgeons Professional Liability Rate Filing; Health Care Provider Liability Rate Filing

On February 11, 2000, the Insurance Department (Department) received from PHICO Insurance Company a revision to their February 1, 2000 filing for a rate level change for physicians and surgeons professional liability rates and health care providers liability rates.

PHICO Insurance Company's amended request is for an overall 24.0% increase, amounting to \$3,731,246 annually, to be effective April 1, 2000.

Unless formal administrative action is taken prior to March 27, 2000 the subject filing may be deemed approved by operation of law.

Copies of the filing will be available for public inspection, by appointment, during normal working hours at the Insurance Department's offices in Harrisburg, Philadelphia, Pittsburgh and Erie.

Interested parties are invited to submit written comments, suggestions or objections to Chuck Romberger, CPCU, Insurance Department, Bureau of Regulation of Rates and Policies, Room 1311, Strawberry Square, Har-

Review Procedure Hearings under the Unfair Insurance Practices Act

The following insureds have requested a hearing as authorized by section 8 of the Unfair Insurance Practice Act (40 P. S. § 1171.8) in connection with their company's termination of the insured's policies. All administrative hearings are held in the Insurance Department Offices in Harrisburg, PA. Failure by the appellant to appear at the scheduled hearing may result in dismissal with prejudice.

The hearing will be held at the Capitol Association Building, 901 North Seventh Street, Second Floor Hearing Room, Harrisburg, PA 17102.

Appeal of Donald and Charmagne Donello; file no. 00-181-00349; Erie Insurance Exchange; doc. no. P00-02-005; March 29, 2000, at 1 p.m.

Each party may appear with or without counsel and offer relevant testimony and/or other relevant evidence. Each party must bring documents, photographs, drawings, claims files, witnesses and the like necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

Following the hearing and receipt of the stenographic transcript, the Insurance Commissioner 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 participate in the hearing should contact Tracey Pontius, Agency Coordinator at (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 00-359. Filed for public inspection February 25, 2000, 9:00 a.m.]

OFFICE OF GENERAL COUNSEL

Notice of Extension to Submit Proposals and Clarification of Proposal Requirements for the Health Laws of Pennsylvania

The Office of General Counsel has prepared a manuscript, *The Health Laws of Pennsylvania* (Manuscript), which will serve as a desk reference for all lawyers who practice health law, health care providers and facilities,

and government officials. The Manuscript, which is the first of its kind, is intended to provide a starting point for lawyers with health law questions. The focus of the Manuscript is the statutes and regulations of the Commonwealth, with some references to Federal law and case law for the sake of clarity or completeness. Through this Invitation to Publish (ITP), the Office of General Counsel is seeking proposals from vendors interested in publishing the Manuscript. The Manuscript must be published in a format that permits periodic updates.

All aspects of the ITP and the previously answered questions remain the same, except as to the following clarifications.

1. The minimum of 150 complimentary copies which must be provided to the Office of General Counsel as well as other discounted copies may include access in electronic format.

2. The electronic format may include cd-rom, Internet access, or both.

3. The date of publication of *The Health Laws of Pennsylvania* in electronic format may be different from the date of publication of the printed version. Publishers should simply include projected timeliness for publication in each format.

4. The authors of the book will be available throughout the publication process to assist the publisher. The primary contact for the publisher will be Howard Burde, the editor and one of the contributing authors.

5. The New Deadline: Sealed proposals must be submitted to the Office of General Counsel attention: Howard Burde, Esq., Deputy General Counsel, at the address listed within this notice. Proposals must be received at the listed address no later than 1 p.m. on Thursday March 9, 2000. Vendors mailing proposals should allow sufficient mail delivery time to insure timely receipt of their proposals. Proposals sent by fax will not be accepted. Late proposals will not be considered regardless of the circumstances.

6. The Manuscript will be available for review at the Office of General Counsel on Monday February 28, 2000, Tuesday February 29, 2000 and Wednesday March 1, 2000 from 9 to 5. Please schedule a time to review the Manuscript by calling Jackey Allen at 787-9347.

7. A method of developing the list of subjects and key words for the index should be suggested by the publisher. The list itself does not need to be part of the proposal. The authors will be available to assist the publisher in this process. The publisher may propose referring to existing health law resources to assist in the development of the index.

8. Questions regarding the ITP or the Manuscript will be responded to in writing with copies to all those who either have requested or will request the ITP. Questions should be submitted to Howard Burde at the address or fax number listed. The deadline for submitting questions is Thursday March 2, 2000.

9. Interested parties may obtain a copy of the ITP and previously answered questions by sending a written re-

quest to Howard Burde, Esq., Deputy General Counsel, by mail at the Office of General Counsel, 333 Market Street, 17th Floor, Harrisburg, PA 17101 or by fax at (717) 772-9187. The Office of General Counsel has the right to reject any and all proposals received as a result of this ITP, or to negotiate separately with competing vendors.

HOWARD BURDE,
Deputy General Counsel

[Pa.B. Doc. No. 00-360. Filed for public inspection February 25, 2000, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Transfer by Sale Without Hearing

A-122050F0004. North Penn Gas Company. Application of North Penn Gas Company for approval of the Transfer by Sale to The First Baptist Church of Wellsboro of Facilities located in Wellsboro, Tioga County, PA.

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 March 13, 2000, under 52 Pa. Code (relating to public utilities).

Applicant: North Penn Gas Company.

Through and By Counsel: Paul E. Russell, Associate General Counsel, Two North Ninth Street, Allentown, PA 18101.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 00-361. Filed for public inspection February 25, 2000, 9:00 a.m.]

Transfer of Property Without Hearing

A-122250F0012. The Peoples Natural Gas Company. Application of The Peoples Natural Gas Company for the approval of the Transfer of Property used or useful in the public service to St. Francis College.

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 March 13, 2000, under 52 Pa. Code (relating to public utilities).

Applicant: The Peoples Natural Gas Company.

Through and By Counsel: Margaret H. Peters, Esquire, 625 Liberty Avenue, Pittsburgh, PA 15222-3197.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 00-362. Filed for public inspection February 25, 2000, 9:00 a.m.]

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Publication of this notice shall be considered as sufficient notice to all carriers holding authority from this Commission. Applications will be considered without hearing in the absence of protests to the application. Protests to the applications published herein are due on or before March 20, 2000, 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-00116101, F. 4. Airport Taxi, Limousine and Courier Service of Lehigh Valley, Inc. (319 Church Street, Dunmore, Lackawanna County, PA 18512), a corporation of the Commonwealth of Pennsylvania—persons in airport transfer service, (1) from the Lehigh Valley International Airport in the township of Hanover, Lehigh County, to points in Pennsylvania east of US Highway Route 15, right 1 subject to the following condition: That no person shall be transported from points in the said territory to the Lehigh Valley International Airport who are farther than 35 air miles from the said airport; and (2) persons, who are passengers from diverted flights or who are stranded passengers, from the Lehigh Valley International Airport, in the township of Hanover, Lehigh County, to any other airport located in Pennsylvania. An application for temporary authority has been filed seeking the rights cited. *Attorney:* W. Boyd Hughes, 1421 East Drinker Street, Dunmore, PA 18512-2614.

A-00116582. Stephen R. Heneghan (1051 Silver Spring, Drumore, Lancaster County, PA 17518)—persons in paratransit service between points in the county of Lancaster, and from points in the said county, to points in Pennsylvania, and return, subject to the following condition: That service is limited to the transportation of persons whose personal convictions prohibit them from owning or operating motor vehicles.

Application of the following for *amendment to the certificate of public convenience approving the operation of motor vehicles as common carriers for the transportation of household goods as described under each application.*

A-00101944, F. 1, AM-D. J.H. Bennett Moving & Storage, Inc. (1705 Raspberry Street, Erie, Erie County, PA 16502), a corporation of the Commonwealth of Pennsylvania—household goods in use between points in the city of Erie, Erie County, and within 25 miles by the usually traveled highways of the limits of said city: *so as to permit* the transportation of household goods in use between points in the county of Warren, and from points in the said county, to points in Pennsylvania, and vice versa. *Attorney:* William A. Gray, 2310 Grant Building, Pittsburgh, PA 15219-2383.

A-00113767, F. 1, AM-A. Town and Country Van Line, Inc. (4667 Somerton Road, Unit E, Trevoze, Bucks County, PA 19053), a corporation of the Commonwealth of Pennsylvania—household goods in use between points in the counties of Philadelphia, Delaware, Chester, Montgomery and Bucks, included within a line which connects the municipal boundaries of Chester, West Chester, Paoli, Norristown, Doylestown, and Morrisville, but not including said places: *so as to permit* the transportation of household goods in use between points in the county of Chester, and from points in the said county, to points in Pennsylvania, and vice versa.

Applications of the following for approval of the *right to begin to operate as a broker for the transportation of persons as described under each application.*

A-00116583. Around the World Travel, Inc. (326 R. Keystone Avenue, Peckville, Lackawanna County, PA 18452), a corporation of the Commonwealth of Pennsylvania—brokerage license—to arrange for the transportation of persons and their baggage between points in Pennsylvania.

Availability Notice

Motor Carrier Fine Schedules are now available upon written request to the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, Attention: Bureau of Transportation and Safety, MCS&E Division.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 00-363. Filed for public inspection February 25, 2000, 9:00 a.m.]

Telecommunications

A-310835. Bell Atlantic-Pennsylvania, Inc. and Qtel, Inc. Joint Petition of Bell Atlantic-Pennsylvania, Inc. and Qtel, Inc. for approval of a Resale Agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and Qtel, Inc., by its counsel, filed on February 11, 2000, at the Pennsylvania Public Utility Commission (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 Bell Atlantic-Pennsylvania, Inc. and Qtel, Inc. Joint Petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 00-364. Filed for public inspection February 25, 2000, 9:00 a.m.]

Telecommunications

A-310437F0002. Bell Atlantic-Pennsylvania, Inc. and US West Interprise America, Inc. d/b/a Interprise America, Inc. Joint Petition of Bell Atlantic-Pennsylvania, Inc. and US West Interprise America, Inc. d/b/a Interprise America, Inc. for approval of a Replacement Interconnection Agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and US West Interprise America, Inc. d/b/a Interprise America, Inc., by its counsel, filed on February 11, 2000, at the Pennsylvania Public Utility Commission (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 Bell Atlantic-Pennsylvania, Inc. and US West Interprise America, Inc. d/b/a Interprise America, Inc. Joint Petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 00-365. Filed for public inspection February 25, 2000, 9:00 a.m.]

STATE BOARD OF VEHICLE MANUFACTURERS, DEALERS AND SALESPERSONS

Commonwealth of Pennsylvania v. Clarence A. Brewer and The Auto Ranch; Doc. No. 0435-60-99; File No. 99-60-00349, 99-60-01393

On December 13, 1999, the State Board of Vehicle Manufacturers, Dealers and Salespersons revoked the vehicle salesperson license of Clarence A. Brewer of New Brighton, Beaver County, PA, license number MV-017168-L, and revoked the vehicle dealer license of The Auto Ranch, license number VD-006883-L, based upon Brewer's convictions for crimes involving moral turpitude, in violation of Section 19(4) of the Board of Vehicles Act, 63 P. S. § 818.19(4).

You may obtain a copy of the Adjudication and Order by writing to Thomas A. Blackburn, State Board of Vehicle Manufacturers, Dealers and Salespersons, 116 Pine Street, 3rd Floor, P. O. Box 2649, Harrisburg, PA 17105-2649.

ROBERT G. PICKERILL,
Chairperson

[Pa.B. Doc. No. 00-366. Filed for public inspection February 25, 2000, 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	REQUIRED DATA DESCRIPTIONS
<h3 style="text-align: center;">Legal Services & Consultation—26</h3> <p style="text-align: center;">① Service Code Identification Number</p> <p style="text-align: center;">② Commodity/Supply or Contract Identification No.</p> <p>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.</p> <p>Department: General Services Location: Harrisburg, Pa. Duration: 12/1/93-12/30/93 Contact: Procurement Division 787-0000</p> <p style="text-align: center;">③ Contract Information</p> <p style="text-align: center;">④ Department</p> <p style="text-align: center;">⑤ Location</p> <p style="text-align: center;">⑥ Duration</p> <p>⑦ (For Commodities: Contact:) Vendor Services Section 717-787-2199 or 717-787-4705</p>	<p>① Service Code Identification Number: There are currently 39 state service and contractual codes. See description of legend.</p> <p>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.</p> <p>③ Contract Information: Additional information for bid preparation may be obtained through the departmental contracting official.</p> <p>④ Department: State Department or Agency initiating request for advertisement.</p> <p>⑤ Location: Area where contract performance will be executed.</p> <p>⑥ Duration: Time estimate for performance and/or execution of contract.</p> <p>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</p>

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

460001 The department is soliciting bids to purchase an automated stand-alone CD-R duplication and color printing system. Requests for bid packets can be faxed to Shannon M. Opperman at (717) 705-5523.

Department: Transportation
Location: Bureau of Maintenance and Operations, 7th Floor, Forum Place, 555 Walnut Street, Harrisburg, PA 17101-1900
Duration: One-time purchase
Contact: Shannon M. Opperman, (717) 772-0881

BCI-17 1 ea., lens, for Canon X1-1 digital video camcorder, Electrophysics No. 9350XL-NV. 1 ea., lens for Canon EOS camera, Electrophysics No. 9350EOS-NV. 1 ea., central intensifying unit, Gen III, Omni-IV, Electrophysics No. 9350CIU3-IV.

Department: State Police
Location: Bureau of Criminal Investigation, 1800 Elmerton Avenue, Harrisburg, PA 17110
Duration: June 30, 2000
Contact: Robert D. Stare, (717) 705-5921

1392119 14 ft. Stake Body Truck. For a copy of the bid package fax request to (717) 787-0725.

Department: Corrections
Location: Harrisburg, PA
Duration: FY 99-00
Contact: Vendor Services, (717) 787-2199

70500-4409-011 Raincoats, lightweight reversible, blauer style No. 26990, color, black and orange. Sizes will vary.

Department: Corrections
Location: Correctional Industries Warehouse, SCI Houtzdale, State Route 2007, Houtzdale, PA 16698
Duration: 1 year
Contact: MaryAnn Ulrich, (717) 731-7134

1409119 Dough Trough and Sheeter/Molder. For a copy of the bid package fax request to (717) 787-0725.

Department: Corrections
Location: Camp Hill, PA
Duration: FY 99-00
Contact: Vendor Services, (717) 787-2199

8505200 Precast Concrete Box Culvert. For a copy of the bid package fax request to (717) 787-0725.

Department: Transportation
Location: York, PA
Duration: FY 99-00
Contact: Vendor Services, (717) 787-2199

8250730 Loader, skid steer various weights. For a copy of the bid package fax request to (717) 787-0725.

Department: Transportation
Location: Harrisburg, PA
Duration: FY 99-00
Contact: Vendor Services, (717) 787-2199

1363219 Automated Pharmaceutical dispensing system. For a copy of the bid package fax request to (717) 787-0725.

Department: Public Welfare
Location: Torrance, PA
Duration: FY 99-00
Contact: Vendor Services, (717) 787-2199

1375729 Purchase and complete installation of turnkey system. For a copy of the bid package fax request to (717) 787-0725.

Department: Public School Employees' Retirement System
Location: Harrisburg, PA
Duration: FY 99-00
Contact: Vendor Services, (717) 787-2199

1393119 Various piping materials. For a copy of the bid package fax request to (717) 787-0725.

Department: Corrections
Location: Somerset, PA
Duration: FY 99-00
Contact: Vendor Services, (717) 787-2199

1334119 DARE (Drug Abuse Resistance Education) license plates. For a copy of the bid package fax request to (717) 787-0725.

Department: Corrections
Location: Pittsburgh, PA
Duration: FY 99-00
Contact: Vendor Services, (717) 787-2199

1328219 Latest model converted van type wheelchair/passenger vehicle per bid specifications. For a copy of the bid package fax request to (717) 787-0725.

Department: General Services
Location: Harrisburg, PA
Duration: FY 99-00
Contact: Vendor Services, (717) 787-2199

1318119 Windows. For a copy of the bid package fax request to (717) 787-0725.

Department: Corrections
Location: Bellefonte, PA
Duration: FY 99-00
Contact: Vendor Services, (717) 787-2199

1301189 Furnish, put in place, and make operational Kodak imagesetter. For a copy of the bid package fax request to (717) 787-0725.

Department: Revenue
Location: Harrisburg, PA
Duration: FY 99-00
Contact: Vendor Services, (717) 787-2199

SERVICES

Advertising—01

Advertising, Public Relations, Promotional Mat. During the 2000 year the following services, to be provided to Clarion University will be bid and contracted for a 1 to 5 year agreement term. Prospective bidders are asked to submit a "request for inclusion" letter for any services they may wish to provide to the University. We encourage the use of E-mail for these submittals. The E-mail address is tperucci@clarion.edu. Services to be provided: Production and Design for Marketing, Printing and Advertising.

Department: State System of Higher Education
Location: Clarion University Campus—Clarion and Oil City, PA
Duration: One to five year contracts will be let
Contact: Terry Pierucci, (814) 393-2233

Audio/Video—04

119480008 Contractor shall provide repair service to the Two Way Radio System at the State Correctional Institution at Mahanoy for the period July 1, 2000 to June 30, 2003. Equipment currently manufactured by Motorola and General Electric. Vendors interested in bid specifications to request bid package in writing by US Mail or fax, (570) 621-3096, to the attention of the Purchasing Agent.

Department: Corrections
Location: State Correctional Institution at Mahanoy, 301 Morea Road, Schuylkill County, Frackville, PA 17932
Duration: July 1, 2000 to June 30, 2003
Contact: Ann M. Gavala, Purchasing Agent, (570) 773-2158

Audio/Video Services, Equipment Rental/Repair. During the 2000 year the following services, to be provided to Clarion University will be bid and contracted for a 1 to 5 year agreement term. Prospective bidders are asked to submit a "request for inclusion" letter for any services they may wish to provide to the University. We encourage the use of E-mail for these submittals. The E-mail address is tperucci@clarion.edu. Services to be provided: Maintenance of Minolta RP605Z Microfilm/Fiche Reader/Printers.

Department: State System of Higher Education
Location: Clarion University Campus, Clarion and Oil City, PA
Duration: One to five year contracts will be let
Contact: Terry Pierucci, (814) 393-2233

Computer Related Services—08

189 Hewlett Packard Telecommunications Equipment.

Department: General Services
Location: Penn State University Telecommunications Dept., University Park, PA
Duration: Indeterminate 1999—2000
Contact: Steven Blazer, (814) 865-5418

Computer Related Services. During the 2000 year the following services, to be provided to Clarion University will be bid and contracted for a 1 to 5 year agreement term. Prospective bidders are asked to submit a "request for inclusion" letter for any services they may wish to provide to the University. We encourage the use of E-mail for these submittals. The E-mail address is tperucci@clarion.edu. Services to be provided: Network Support and Systems Management Services.

Department: State System of Higher Education
Location: Clarion University Campus, Clarion and Oil City, PA
Duration: One to five year contracts will be let
Contact: Terry Pierucci, (814) 393-2233

Construction & Construction Maintenance—09

CL-496 Renovate Plumbing, Wilkinson Hall—Complete renovation of restroom and shower facilities in eight story dormitory. Work to be accomplished over two summers. Prebid Meeting: 10 a.m. Monday, February 28, 2000. Bids Due: 1:30 p.m., March 9, 2000. Bid packages available at 218 Carrier Hall, Clarion University, Clarion, PA 16214 from contact person with check made payable to Clarion University in the amount of \$20 (nonrefundable). Contracts to be awarded for general, plumbing and electrical construction and for asbestos removal.

Department: State System of Higher Education
Location: Clarion University, Clarion, Clarion County, PA
Duration: 455 days (over two summers)
Contact: Judy McAninch, Contract Specialist, (814) 393-2240

MI-757 Project Title: Breidenstine Hall Sealants and Masonry Repair. Scope of Work: Remove, clean and replace sealant joints at exterior windows, sills, doors, louvers, control joints, and expansion joints. Remove and replace cracked face brick. Install new flashings, anchors and weep holes. Plans Cost: \$25 nonrefundable.

Department: State System of Higher Education
Location: Breidenstine Hall, Millersville University, Millersville, Lancaster County, PA 17551
Duration: 120 calendar days from the date of the Notice to Proceed
Contact: Jill M. Coleman, (717) 872-3730

FDC-210-770 Approximately 20 miles of road rehabilitation and 14 acres of gravel parking lot resurfacing at Moraine State Park in Butler County. (Major items are 225,000 S. Y. of full depth reclamation; 45,000 tons 2A Aggregate; 32,000 tons of B.C.B.C.; 16,000 tons of ID-2; 10,000 L. F. of pavement drain; 2,000 L. F. of pipe replacement, and 64,000 S. Y. of Bituminous Seal Coat). Bid documents will be available on or after February 28, 2000.

Department: Conservation and Natural Resources
Location: Brady, Muddy Creek and Worth Townships
Duration: Complete all work by October 31, 2000
Contact: Construction Management Section, (717) 787-5055

99-40 Repointing of structural cracking over the complete chimney. Replacement and installation of steel tension bands, repair of chimney crown/cap, and lightning arrestor system. Replacement of clean-out door and breech bridge covering. All work to be performed by craftsman who is experienced in chimney repair and demolition. On site visit will be required. Copies of bid proposal can be obtained by contacting the Purchasing Department.

Department: Corrections
Location: State Correctional Institution, Route 6 East, P. O. Box 256, Waymart, PA 18472
Duration: February 15, 2000 to June 30, 2000
Contact: Andrew J. Booths, Purchasing Agent, (570) 488-2516

015DGS502-25PHASE2 Project Title: Boiler Renovation. Brief Description: Renovate the existing boiler plant and steam distribution system. Remove one coal boiler, furnish and install new oil fired 400 HP fire tube boiler, asbestos removal, associated electrical work, site improvements, room construction and roof. Estimated Range: \$2,000,000 to \$5,000,000. General, Mechanical and Electrical Construction. Plans Deposit: \$150 per set Payable to: The Hiller Group. 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 to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail a separate check or provide an express mail account number to the office listed. Mail requests to: The Hiller Group, 50 Glenmaura National Boulevard, Scranton, PA 18505, Tel: (570) 342-9800. Bid Date: Wednesday, March 15, 2000 at 1 p.m. A Prebid Conference has been scheduled for Wednesday, March 1, 2000, at 9 a.m. at Clarks Summit State Hospital, Clarks Summit, PA in the Maintenance Conference Room. Contact: Jerry Dreafter, Tel: (570) 587-7246. Contractors who have secured Contract Documents are invited and urged to attend this Prebid Conference.

Department: General Services
Location: Clarks Summit State Hospital, Clarks Summit, Lackawanna County, PA
Duration: 230 calendar days from date of initial job conference
Contact: Contract and Bidding Unit, (717) 787-6556

1024 Repair to concrete slab and sidewalks at OMS No. 13 in Pittsburgh.

Department: Military Affairs
Location: OMS No. 13, 324 Emerson St., Pittsburgh, PA 15206-4298
Duration: Date of Award to September 30, 2000
Contact: Aimmee/Brenda, (717) 861-8519/2118

015DGS989-2REVISEDREBID Project Title: Replace and Reconstruct Roof and Restore Interior Finishes. Brief Description: Work consists of addition and renovations to existing building, including demolition, concrete, masonry, steel framing, carpentry, insulation, roofing, sealing, doors, window walls, finish work, elevator, HVAC, plumbing, electrical and related work. Estimated Range: \$1,000,000 to \$2,000,000. General, HVAC, Plumbing and Electrical Construction. Plans Deposit: \$150 per set Payable to: Roger A. Weaver, Architect. 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 to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail a separate check made payable to Roger A. Weaver, Architect or provide an express mail account number. Mail requests to: Accu-Copy Reprographics, 111 Bonnieview Drive, P. O. Box 173, Wexford, PA 15090. Tel: (724) 935-7055. Bid Date: Wednesday, March 15, 2000, at 11 a.m. A Prebid Conference has been scheduled for Wednesday, March 1, 2000, at 10 a.m. at Fort Pitt Museum, in the Lobby, Pittsburgh, PA. Contact: Roger A. Weaver at (724) 452-5740. Contractors who have secured Contract Documents are invited and urged to attend this Prebid Conference.

Department: General Services
Location: Fort Pitt Museum, Pittsburgh, Allegheny County, PA
Duration: 280 calendar days from date of initial job conference
Contact: Contract and Bidding Unit, (717) 787-6556

KUCC-0018 Kutztown University is seeking qualified contractors for the work associated with the renovations to the Outdoor Tennis Court and Basketball Court Upgrades at Kutztown University. Bid packages are available for a nonrefundable fee of \$15 from: Barbara Barish, Contract Specialist, Office of Planning and Construction, Kutztown University, P. O. Box 730, Kutztown, PA 19530. Phone: (610) 683-4602. Bid packages are available February 21, 2000 through prebid. A prebid meeting has been scheduled for March 2, 2000, at 10 a.m. in Room OM-26, Old Main Building. Bids are to be received no later than 3 p.m. on March 16, 2000, in Room 236, Office of Planning and Construction. Bids will be opened on March 16, 2000 at 3 p.m. Nondiscrimination 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
Duration: 74 days after Notice to Proceed (work to be completed by or before August 28, 2000)
Contact: Barbara Barish, (610) 683-4602

MI-779 Project Title: Stayer Elevator Renovations. Scope of Work: Upgrade one hydraulic elevator. Plans Cost: \$25 nonrefundable.

Department: State System of Higher Education
Location: Stayer Hall, Millersville University, Millersville, Lancaster County, PA 17551
Duration: 30 calendar days from the Notice to Proceed
Contact: Jill M. Coleman, (717) 872-3730

015DGS948-36PHASE5 Project Title: West Plaza Sidewalk Paving. Brief Description: Remove concrete sidewalk and replace with granite pavers at West Plaza entrance to Main Capitol Building. Estimated Range: \$1,000,000 to \$2,000,000. General Construction. Plans Deposit: \$25 per set Payable to: Perfido/Weiskopf/Graves/Noble Joint Venture. 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 to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail a separate check for \$15 per set or provide an express mail account number to the office listed. Mail requests to: Perfido/Weiskopf/Graves/Noble Joint Venture, 408 Boulevard of the Allies, Pittsburgh, PA 15219-1301. Tel: (412) 391-2884. Bid Date: Wednesday, March 1, 2000, at 2 p.m. A Prebid Conference has been scheduled for Monday, February 16, 2000, at 10 a.m. in Room 14, East Wing, Main Capitol Building, Harrisburg, PA. Contact: Tim Werner with Reynolds Construction Management, Tel: (717) 230-8367. There will be a walk through immediately following the Prebid Conference. Contractors who have secured Contract Documents are invited and urged to attend this Prebid Conference.

Department: General Services
Location: West Plaza Sidewalk Paving, Main Capitol Building, Harrisburg, Dauphin County, PA
Duration: On or before August 31, 2000
Contact: Contract and Bidding Unit, (717) 787-6556

1033 Purchase and install a gas fired steam boiler with an AGA gross output of 550MBH. Work includes demolition and removal of existing boiler, replacement of boiler feed unit and installation of new boiler with hook-up of all appurtenant utilities to boiler and boiler feed unit (gas, water, elect.), concrete equip pad and all insulation. Replacement of zone valves, steam traps and thermostats.

Department: Military Affairs
Location: PA National Guard Armory, 16 West College St., Canonsburg, PA 15317-1344
Duration: Date of award to September 30, 2000
Contact: Aimmee/Brenda, (717) 861-8519/2118

015DGS570-27SC1 Project Title: Pre-Engineered Metal Buildings. Brief Description: All work necessary to furnish and erect two pre-engineered metal buildings. Estimated Range: \$1,000,000 to \$2,000,000. General Construction. Plans Deposit: \$250 per set Payable to: P. J. Dick Inc. Refundable upon return of plans and specifications in reusable condition (no marks allowed) as construction documents within 15 days after the bid opening date. Plans and specifications may be obtained by prospective bidders at the office of P. J. Dick Inc., 1020 Lebanon Road, West Mifflin, PA 15122-1036, Tel: (412) 462-9300, Attn: Marlene Martak. Bidder is responsible for the cost of delivery of the plans and specifications. Mail a separate check for \$40 or provide an express mail account number to the office mentioned. Bid Date: Wednesday, March 29, 2000, at 11 a.m. A Prebid Conference has been scheduled for Tuesday, March 14, 2000, at 10 a.m. at the 3rd Floor Meeting Room at the offices of P. J. Dick Inc., 1020 Lebanon Road, West Mifflin, PA 15122. Contractors who have secured Contract Documents are invited and urged to attend this Prebid Conference. Bidders and other interested parties that wish to visit the project work site shall schedule appointments to do so with the Construction Manager. Only those with appointments will be permitted access to the site.

Department: General Services
Location: State Route 4020, Luzerne Township, Fayette County, PA
Duration: 210 calendar days from date of initial job conference
Contact: Contract and Bidding Unit, (717) 787-6556

SP No. 00782004 The bituminous paving of designated roadways at the Hamburg Center, which includes the supplying of all labor, tools, equipment, materials and supervision. To receive detailed specifications, submit Fax to Beverly O. Epting, PA, Hamburg Center, Hamburg, PA 19526. Fax (610) 562-6025.

Department: Public Welfare
Location: Hamburg Center, Old Route 22, Hamburg, PA 19526
Duration: Anticipated Dates: September 1, 2000—June 30, 2001
Contact: Beverly O. Epting, PA, (610) 562-6031

015DGS416-7 Project Title: Replace Roof on the O'Donnell Building. Brief Description: Remove existing built up roofs, flashings and insulations. Install all new insulation, membrane flashing and roofing. Estimated Range: \$100,000 to \$500,000. General Construction. Plans Deposit: \$25 per set payable to Commonwealth of Pennsylvania. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. Bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail a separate check for \$5 per set or provide an express mail account number to the office listed. Department of General Services, Room 107, Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125. Tel: (717) 787-3923. Bid Date: Wednesday, March 22, 2000 at 1 p.m.

Department: General Services
Location: Scranton State School for the Deaf, Scranton, Lackawanna County, PA
Duration: 150 calendar days from date of initial job conference
Contact: Contract and Bidding Unit, (717) 787-6556

00702-000-99-AS-1 Cornwall Iron Furnace. Restroom Renovations in the Charcoal House. Complete renovation of existing restrooms including, relocating walls and fixtures. Project includes new wall, ceiling, and floor finishes, plumbing of relocated fixtures, and misc. electrical work. A prebid meeting will be held on March 14, 2000 at 10 a.m. at Cornwall Iron Furnace, Cornwall, PA for all firms interested in submitting bids for the project. For directions contact the Project Manager at (717) 772-4992. All interested bidders should submit a \$25 (nonrefundable) check and a request for a bid package in writing to: PA Historical and Museum Commission, Division of Architecture, Room 526, 3rd & North Streets, Harrisburg, PA 17120—Attention: Judi Yingling, (717) 772-2401. All proposals are due on Friday, March 24, 2000 at 11:45 a.m. Bid opening will be held in Room 526, 5th Floor of the State Museum Building, corner of 3rd and North Streets, Harrisburg, PA 17120.

Department: Historical and Museum Commission
Location: Cornwall Iron Furnace, P. O. Box 251, Cornwall, PA 17016
Duration: April 1, 2000 to June 30, 2001
Contact: Judi Yingling, (717) 772-2401

Environmental Maintenance—15

BOGM 99-05 Clean out and plug 12 abandoned and orphan oil and gas wells estimated to be between 1,800 and 3,000 feet in depth; prepare and restore well sites; and mobilize and demobilize plugging equipment. Issue date for this project is February 25, 2000; payment in the amount of \$10 must be received before bid documents are sent.

Department: Environmental Protection
Location: North and South Strabane, Peters and Cecil Townships, and McMurray, Washington County
Duration: 250 calendar days
Contact: Construction Contracts Section, (717) 783-7994

Extermination Services—16

Extermination Services. During the 2000 year the following services, to be provided to Clarion University will be bid and contracted for a 1 to 5 year agreement term. Prospective bidders are asked to submit a "request for inclusion" letter for any services they may wish to provide to the University. We encourage the use of E-mail for these submittals. The E-mail address is tpierucci@clarion.edu. Services to be provided: Pest Control.

Department: State System of Higher Education
Location: Clarion University Campus, Clarion and Oil City, PA
Duration: One to five year contracts will be let
Contact: Terry Pierucci, (814) 393-2233

Food—19

LH-F-857 Contractor to supply white bread, rye bread, wheat bread, Italian bread, hamburger rolls, frankfurter rolls, dinner rolls, cloverleaf, hoagie/sub rolls, cake and yeast type doughnuts and fruit filled rolls as required by the food service department at SCI Laurel Highlands. Telephone orders will be called in by the Food Service Manager when items are required. Items are to be delivered the day after the telephone order is placed. Bid on file at Institution.

Department: Corrections
Location: State Correctional Institution at Laurel Highlands, 5706 Glades Pike, P. O. Box 631, Somerset, PA 15501-0631
Duration: July 1, 2000 to June 30, 2001
Contact: Carole Kolesko, PA, (814) 445-6501, ext. 347

9029 Frozen juices, 4 ounce portion pack.

Department: Public Welfare
Location: Selinsgrove Center, Box 500, Route 522, Selinsgrove, PA 17870
Duration: April through June 2000
Contact: Arletta K. Ney, Purchasing Agent, (570) 372-5070

M-877 Meats and meat products; poultry and poultry products; fish; cheeses. To be delivered only at request of facility.

Department: Labor and Industry
Location: F.O.B. Shipping Platform, 727 Goucher Street, Johnstown, PA 15905
Duration: April, May and June 2000
Contact: Christine A. Sloan, Purchasing Agent, (814) 255-8228

LBLA 9030 Miscellaneous frozen foods.

Department: Public Welfare
Location: Selinsgrove Center, Box 500, Route 522, Selinsgrove, PA 17870
Duration: April through June 2000
Contact: Arletta K. Ney, Purchasing Agent, (570) 372-5070

LBLA 9031 Frozen fruits and vegetables.

Department: Public Welfare
Location: Selinsgrove Center, Box 500, Route 522, Selinsgrove, PA 17870
Duration: April through June 2000
Contact: Arletta K. Ney, Purchasing Agent, (570) 372-5070

LH-F-856 Contractor to provide soda product syrups, equipment and service. Soda product syrup shall be provided in 5 gallon bags, in box system for use with dispensing machines. Syrups to consist of cola, diet cola and three additional flavors as requested (also caffeine free product). Bid on file at Institution.

Department: Corrections
Location: State Correctional Institution at Laurel Highlands, 5706 Glades Pike, P. O. Box 631, Somerset, PA 15501-0631
Duration: July 1, 2000 to June 30, 2002
Contact: Carole Kolesko, PA, (814) 445-6501, ext. 347

HVAC Services—22

FM-0017 Installation of a new oil-fired heating system. To obtain a copy of this bid package please fax the following information to Roberta Cooper at (717) 783-7971: Contract No. FM-0017, Company Name, Company Contact Name, Address, Telephone Number, and Fax Number. Please reference FM-0017 on the Fax.

Department: Transportation
Location: PennDOT Maintenance Building, Strausstown Boro on T. R. 183, Strausstown, Berks County, PA
Duration: 90 Calendar Days
Contact: Roberta Cooper, (717) 787-4006

8113 Provide emergency and routine repair work for the following systems: Heating, Air Conditioning, Electrical and Plumbing. Contractor must respond within 4 hours of receiving call either directly or by a recording device. Replacement parts must be as originally installed or of equal quality and function. The contractor must agree to redeem manufacturer's warranty on parts where applicable, and further agree to guarantee workmanship and replacement parts, provided by the firm for 90 days.

Department: State Police
Location: Dublin Station, 3218 Rickert Road, Dublin, PA 18944
Duration: April 1, 2000—June 30, 2003
Contact: Stacey Logan-Kent, (717) 705-5952

8114 Provide emergency and routine repair work for the following systems: Heating, Air Conditioning, Electrical, and Plumbing. Contractor must respond within 4 hours of receiving call either directly or by a recording device. Replacement parts must be as originally installed or of equal quality and function. The contractor must agree to redeem manufacturer's warranty on parts where applicable, and further agree to guarantee workmanship and replacement parts, provided by the firm for 90 days.

Department: State Police
Location: Bethlehem Headquarters, Garage and Lab, 2930 Airport Road, Bethlehem, PA 18012
Duration: April 1, 2000 through June 30, 2003
Contact: Stacey Logan-Kent, (717) 705-5952

304-209 The Contractor must ensure that all of the environmental control equipment operates at optimum and efficient levels at all times. The Contract Officer shall be provided with a copy of the planned preventive maintenance schedule within 30 days of the contract commencement date. Except where stated, equipment maintenance intervals will be determined by equipment run time, application, location, maintenance experience, and manufacturer's specifications. A service report shall be provided to the Contractor Officer following all preventive maintenance, inspections and emergency service visits. Reports shall thoroughly describe the nature of work performed, identify problems and provide recommendations for corrective action.

Department: General Services
Location: Scranton State Office Building, 100 Lackawanna Avenue, Scranton, PA 18503
Duration: July 1, 2000—June 30, 2003
Contact: Joseph G. Barrett, (570) 963-4817

1381001227 Provide emergency and routine repair work for electrical system. The contractor must respond to the call within 2 hours of receiving a call either directly or by a recording device. Replacement parts must be as originally installed or of equal quality and function. The contractor must agree to redeem manufacturer's warranty on parts where applicable, and further agree to guarantee workmanship and replacement parts, provided by his firm for a 90 day period. Bid proposal forms used to submit bids are available from the State Armory Board.

Department: Military Affairs
Location: Mt. Pleasant Armory, R. D. 4, Box 1133, Mt. Pleasant, PA 15666
Duration: July 1, 2000—June 30, 2003
Contact: Emma Schroff, (717) 861-8518

SP00882010 Contractor to provide service and repair to emergency generators at various locations throughout South Mountain Restoration Center as requested. Calls for service will be made by the Facility Maintenance Engineer when one of the generators malfunctions and is beyond the expertise of in-house staff.

Department: Public Welfare
Location: South Mountain Restoration Center, 10058 South Mountain Road, South Mountain, PA 17261
Duration: July 1, 2000 through June 30, 2003
Contact: Joseph F. Merlina, (717) 749-4030

1381001226 Provide emergency and routine repair work for plumbing system. The contractor must respond to the call within 2 hours of receiving a call either directly or by a recording device. Replacement parts must be as originally installed or of equal quality and function. The contractor must agree to redeem manufacturer's warranty on parts where applicable, and further agree to guarantee workmanship and replacement parts, provided by his firm for a 90 day period. Bid proposal forms used to submit bids are available from the State Armory Board.

Department: Military Affairs
Location: Mt. Pleasant Armory, R. D. 4, Box 1133, Mt. Pleasant, PA 15666
Duration: July 1, 2000—June 30, 2003
Contact: Emma Schroff, (717) 861-8518

99-37 Contractor will furnish and install refrigeration inserts in walk-in coolers located in the Institution's Dietary area. Onsite visit will be required. Copies of bid proposal can be obtained by contacting the Purchasing Department.

Department: Corrections
Location: State Correctional Institution, Route 6, P. O. Box 256, Waymart, PA 18472
Duration: February 15, 2000 to June 30, 2000
Contact: Andrew J. Booths, PA, (570) 488-2516

003 Approximately 400 linear feet of 2" PVC for new water line at Lewistown Armory.

Department: Military Affairs
Location: PA National Guard Armory, 1101 Rt. 522 North, Lewistown, PA 17044
Duration: July 1, 2000—June 30, 2001
Contact: Aimmee/Brenda, (717) 861-8519/2118

99-39 Contractor will furnish and install exhaust hood in the kitchen area of the Institution. Onsite visit will be required. Copies of bid proposal can be obtained by contacting the Purchasing Department.

Department: Corrections
Location: State Correctional Institution, Route 6 East, P. O. Box 256, Waymart, PA 18472
Duration: February 15, 2000 to June 30, 2000
Contact: Andrew J. Booths, Purchasing Agent, (570) 488-2516

99-38 Contractor will furnish and install dust removal system in the carpentry trades shop located at the Institution. Onsite visit will be required. Copies of bid proposal can be obtained by contacting the Purchasing Department.

Department: Corrections
Location: State Correctional Institution, Route 6 East, P. O. Box 256, Waymart, PA 18472
Duration: February 15, 2000 to June 30, 2000
Contact: Andrew J. Booths, Purchasing Agent, (570) 488-2516

R0005530 Millersville University is seeking qualified bidders who can provide replacement switches for three residence halls. The switches shall consist of manually operated fault interrupting, SF6 insulated vacuum interrupters, electronically controlled. The switch manufacturer shall ISO 9001 certified. Interested bidders should fax their requests to be placed on a bidders list to Anna Stauffer, (717) 871-2000, no later than 2 p.m., Friday, March 3, 2000.

Department: State System of Higher Education
Location: Millersville University, Millersville, PA 17551
Duration: April 2000—June 2000
Contact: Anna Stauffer, (717) 872-3041

SP 00777005 Refrigeration and Air Conditioning Services. Proof of Visit is required to accompany bid. Send a fax to (570) 587-7108 to request a bid package.

Department: Public Welfare
Location: Clarks Summit State Hospital, 1451 Hillside Drive, Clarks Summit, PA 18411-9505
Duration: 1, 3 or 5 years beginning approximately July 1, 2000
Contact: Stanley Rygelski, P.A., (570) 587-7291

Lodging/Meeting Facilities—27

084S14 Provide meeting rooms (Ballroom size and Breakout) and food service for PennDOT—York County, SAGA Meeting. Tentative meeting dates: August 3, 22, 23, 24 from 8 a.m.—4 p.m. Contact Vicki Mays for bid package requests at (717) 848-6230, ext. 312. Tentative bid opening date is March 13, 2000, York County PennDOT Maintenance Office.

Department: Transportation
Location: At vendor site within York County
Duration: 30 days (August 1, 2000—August 31, 2000)
Contact: Vicki Mays, (717) 848-6230, ext. 312

Mailing Services—28

Mailing Services During the 2000 year the following services, to be provided to Clarion University will be bid and contracted for a 1 to 5 year agreement term. Prospective bidders are asked to submit a "request for inclusion" letter for any services they may wish to provide to the University. We encourage the use of E-mail for these submittals. The E-mail address is tpierucci@clarion.edu. Services to be provided: Bulk Mailing Services.

Department: State System of Higher Education
Location: Clarion University Campus, Clarion and Oil City, PA
Duration: One to five year contracts will be let
Contact: Terry Pierucci, (814) 393-2233

Medical Services—29

SP-134300008 To provide outpatient medical ophthalmology service for residents of the Hollidaysburg Veterans Home. Must be within a 10-mile radius of the facility. Must be Board Certified. Fax bid request to Becky Clapper at (814) 696-5395.

Department: Military Affairs
Location: Hollidaysburg Veterans Home, Rt. 220 at Meadows Intr., P. O. Box 319, Hollidaysburg, PA 16648
Duration: July 1, 2000—June 30, 2001 with renewal options
Contact: Becky J. Clapper, (814) 696-5210/Fax (814) 696-5395

Moving Services—30

0700-01 The State Museum of Pennsylvania will be moving approximately 1,911,000 museum artifacts and specimens from its present building at the corner of Third and North Streets to the neighboring Keystone Building. This move will entail carefully packing, moving, unpacking and reshelving a wide variety of valuable, often fragile museum artifacts and specimens. It will also include creating computerized location indexes once most objects are reshelved. Highly specialized handling and packing procedures are required.

Department: Historical and Museum Commission
Location: Pennsylvania Historical and Museum Commission, State Museum of Pennsylvania, 3rd and North Streets, Box 1026, Harrisburg, PA 17120
Duration: Tentative Dates: September 2000 through January 2002
Contact: William Sisson, (717) 783-2641

Photography Services—32

Photography Services. During the 2000 year the following services, to be provided to Clarion University will be bid and contracted for a 1 to 5 year agreement term. Prospective bidders are asked to submit a "request for inclusion" letter for any services they may wish to provide to the University. We encourage the use of E-mail for these submittals. The E-mail address is tperucci@clarion.edu. Services to be provided: Photography and Darkroom Services.

Department: State System of Higher Education
Location: Clarion University Campus, Clarion and Oil City, PA
Duration: One to five year contracts will be let
Contact: Terry Pierucci, (814) 393-2233

Property Maintenance—33

FM-0204 Application of silicone/polyurethane roof coating. To obtain a copy of this bid package please fax the following information to Vikki Mahoney at (717) 783-7971: Contract No. FM-0204, Company Name, Company Contact, Name, Address, Telephone Number, and Fax Number. Please reference FM-0204 on the fax.

Department: Transportation
Location: PennDOT Sign Shop, 21st and Herr Streets, Harrisburg, Dauphin County, PA
Duration: 90 Calendar Days
Contact: Vikki Mahoney, (717) 787-7001

063328 For the spraying of herbicides and brush control along the sides of primary and secondary roads. Estimated range of contract to be between \$100,000 and \$500,000.

Department: Transportation
Location: Various State routes within the County
Duration: From April 17, 2000 to December 31, 2003
Contact: Louis J. Porrini, (610) 205-6703

061302 For limited access highway mowing. Estimated range of contract to be between \$100,000 and \$500,000.

Department: Transportation
Location: Various State routes within the County
Duration: From May 8, 2000 to February 28, 2003
Contact: Louis J. Porrini, (610) 205-6703

061303 For the removal and trimming of roadside vegetation from State routes to include cutting away of shrubs, brush, weeds and trees. Estimated range of contract to be over \$500,000.

Department: Transportation
Location: Various State routes within Bucks County
Duration: From May 1, 2000 to February 28, 2003
Contact: Lou Porrini, (612) 205-6703

1196000-011 Vendor will provide a survey and general inspection of roofing systems at the State Correctional Institution at Pittsburgh. Vendors will provide a survey and general inspection of the roofing systems at the State Correctional Institution at Pittsburgh.

Department: Corrections
Location: State Correctional Institution at Pittsburgh, 3001 Beaver Avenue, P. O. Box 99901, Pittsburgh, PA 15233
Duration: May 1, 2000 to June 30, 2000
Contact: Carol Schaeffer, Purchasing Agent, (412) 761-1955

062313 For the removal of trimming of roadside vegetation to include cutting away of shrubs, brush, weeds and trees. Estimated range of contract to be between \$100,000 to \$500,000.

Department: Transportation
Location: Various State routes within Chester County
Duration: From May 1, 2000 to February 28, 2003
Contact: Louis J. Porrini, (610) 205-6703

064322 For the removal or trimming of roadside vegetation to include cutting away of shrubs, brush, weeds and trees. Estimated range of contract to be between \$100,000 to \$500,000.

Department: Transportation
Location: Various State routes within Montgomery County
Duration: From May 1, 2000 to February 28, 2003
Contact: Louis J. Porrini, (610) 205-6703

065343 For the removal or trimming of roadside vegetation to include cutting away of shrubs, brush, weeds and trees. Estimated range of contract to be over \$500,000.

Department: Transportation
Location: Various State routes within the County
Duration: From May 1, 2000 to February 28, 2003
Contact: Louis J. Porrini, (610) 205-6703

062314 For the spraying of herbicides and brush control along the sides of primary and secondary roads. Estimated range of contract to be between \$100,000 and \$500,000.

Department: Transportation
Location: Various State routes within the County
Duration: From April 17, 2000 to December 31, 2003
Contact: Louis J. Porrini, (610) 205-6703

064323 For the spraying of herbicides and brush control along the sides of primary and secondary roads. Estimated range of contract to be between \$100,000 and \$500,000.

Department: Transportation
Location: Various State routes within the County
Duration: From April 17, 2000 to December 31, 2003
Contact: Louis J. Porrini, (610) 205-6703

065344 For the spraying of herbicides and brush control along the sides of primary and secondary roads. Estimated range of contract to be between \$100,000 and \$500,000.

Department: Transportation
Location: Various State routes within the County
Duration: From April 17, 2000 to December 31, 2002
Contact: Louis J. Porrini, (610) 205-6703

8115 Furnish all labor, materials and equipment required to cut, trim, fertilize, mulching, weeding and maintain grass area at the Troop H Headquarters.

Department: State Police
Location: Troop H Headquarters, 8000 Bretz Drive, West Hanover Twp., Harrisburg, PA 17112
Duration: July 1, 2000 to June 30, 2003
Contact: Donna Enders, (717) 783-5484

063327 For the removal or trimming of roadside vegetation to include cutting away of shrubs, brush, weeds and trees. Estimated range of contract to be between \$100,000 and \$500,000.

Department: Transportation
Location: Various State routes within Delaware County
Duration: From May 1, 2000 to February 28, 2003
Contact: Louis J. Porrini, (610) 205-6703

8121 Furnish all labor, materials and equipment to cut, trim and maintain grass area at the Trevoise Station, three cuttings per month, or as required by the Station Commander. Trim hedges once a year to include edging along sidewalks and driveways. Fertilize once a year. Detailed Work Schedule and Bid must be obtained from Facility Management Division at (717) 783-5484.

Department: State Police
Location: Trevoise Station, 3970 New Street, Bensalem, PA 19020
Duration: July 1, 2000 to June 30, 2002
Contact: Donna Enders, (717) 783-5484

8124 Furnish all labor, materials and equipment to cut, trim and maintain grass area at the Beaver Station, three cuttings per month, or as required by the Station Commander. Trim shrubs once a year to include edging along sidewalks and driveways. Vegetation/Fertilize once a year. Detailed Work Schedule and Bid must be obtained from Facility Management Division at (717) 783-5484.

Department: State Police
Location: Beaver Station, 1400 Brighton Road, Beaver, PA 15009
Duration: July 1, 2000 to June 30, 2003
Contact: Donna Enders, (717) 783-5484

8125 Furnish all labor, materials and equipment to cut, trim and maintain grass area at the Kittanning Station, three cuttings per month, or as required by the Station Commander. Trim shrubs, hedges, bushes once a year to include edging along sidewalks and driveways. Vegetation/Fertilize once a year. Detailed Work Schedule and Bid must be obtained from Facility Management Division at (717) 783-5484.

Department: State Police
Location: Kittanning Station, R. D. 8, Box 49, Kittanning, PA 16201-8880
Duration: July 1, 2000 to June 30, 2003
Contact: Donna Enders, (717) 783-5484

SBC 1196000-013 Vendor will apply an application of reflective, white acrylic to a Firestone EPDM roofing system, approximately 61,000 square feet, on Housing Units C, D, E & F and the Operations Building Complex at the State Correctional Institution at Pittsburgh.

Department: Corrections
Location: State Correctional Institution at Pittsburgh, 3001 Beaver Avenue, P. O. Box 99901, Pittsburgh, PA 15233
Duration: May 1, 2000 to June 30, 2000
Contact: Carol Schaeffer, Purchasing Agent, (412) 761-1955

8126 Furnish all labor, materials and equipment to cut, trim and maintain grass area at the Selinsgrove Station, three cuttings per month, or as required by the Station Commander. Trim shrubs once a year to include edging along sidewalks and driveways. Vegetation/fertilize once a year. Detailed Work Schedule and Bid must be obtained from Facility Management Division at (717) 783-5484.

Department: State Police
Location: Selinsgrove Station, R. D. 1, Box 131, Selinsgrove, PA 17870
Duration: July 1, 2000 to June 30, 2002
Contact: Donna Enders, (717) 783-5484

8127 Furnish all labor, materials and equipment to cut, trim and maintain grass area at the Lancaster Headquarters, three cuttings per month, or as required by the Troop Commander. Trim shrubs, two times a year, to include edging along sidewalks and driveways. Detailed Work Schedule and Bid must be obtained from Facility Management Division at (717) 783-5484.

Department: State Police
Location: Lancaster Headquarters, 2099 Lincoln Highway, East Lancaster, PA 17602-3384
Duration: July 1, 2000 to June 30, 2002
Contact: Donna Enders, (717) 783-5484

8128 Furnish all labor, materials and equipment to cut, trim and maintain grass area at the York Station, three cuttings per month, or as required by the Troop Commander. Vegetation two times a year. Fertilization one time a year. Detailed Work Schedule and Bid must be obtained from Facility Management Division at (717) 783-5484.

Department: State Police
Location: York Station, Rural Route 2, 110 North Street, York, PA 17403
Duration: July 1, 2000 to June 30, 2003
Contact: Donna Enders, (717) 783-5484

8118 Furnish all labor, materials and equipment to cut, trim and maintain grass area at the Lehigh Station, three cuttings per month, or as required by the Station Commander. Trim shrubs once a year to include edging along sidewalks and driveways. Vegetation (Fertilize) once a year. Detailed Work Schedule and Bid must be obtained from Facility Management Division at (717) 783-5484.

Department: State Police
Location: Lehigh Station, 5730 Interchange Road, Lehigh, PA 18235
Duration: July 1, 2000 to June 30, 2003
Contact: Donna Enders, (717) 783-5484

8122 Furnish all labor, materials and equipment to cut, trim and maintain grass area at the Kiski Valley Station, three cuttings per month, or as required by the Station Commander. Trim hedges once a year to include edging along sidewalks and driveways. Vegetation/Fertilize once a year. Detailed Work Schedule and Bid must be obtained from Facility Management Division at (717) 783-5484.

Department: State Police
Location: Kiski Valley, Station 471, Route 66, Apollo, PA 15613
Duration: July 1, 2000 to June 30, 2003
Contact: Donna Enders, (717) 783-5484

00689-000-99-AS-1 Repairs and Painting of Plaster. Removal of wallpaper, repairs to plaster walls and ceilings, painting of walls, ceiling, and trim elements. A prebid meeting will be held on March 9, 2000 at 9 a.m. at the Judson House, Waterford, PA for all firms interested in submitting bids for the project. For directions contact the Project Manager at (717) 772-4992. Interested bidders should submit a \$25 (nonrefundable) check and a request for a bid package in writing to: PA Historical and Museum Commission, Division of Architecture, Room 526, 3rd and North Streets, Harrisburg, PA 17120—Attention: Judi Yingling, (717) 772-2401. Proposals are due on Friday, March 24, 2000, at 11:45 a.m. Bid opening will be held in Room 526, 5th Floor of the State Museum Building, corner of 3rd and North Streets, Harrisburg, PA 17120.

Department: Historical and Museum Commission
Location: Judson House, Box 622, Waterford, PA 16441
Duration: April 1, 2000 to June 30, 2001
Contact: Judi Yingling, (717) 772-2401

064324 For the mowing of grass along the right-of-way on various State Routes within the county. Estimated range of contract to be between \$25,001 and \$100,000.

Department: Transportation
Location: Various State routes within the county
Duration: From May 8, 2000 to November 1, 2002
Contact: Louis J. Porrini, (610) 205-6703

8123 Furnish all labor, materials and equipment to cut, trim and maintain grass area at the Kane Station, three cuttings per month, or as required by the Station Commander. Trim shrubs once a year to include edging along sidewalks and driveways. Vegetation/Fertilize once a year. Detailed Work Schedule and Bid must be obtained from Facility Management Division at (717) 783-5484.

Department: State Police
Location: Kane Station, R. D. 1, Box 189-A, Kane, PA 16735
Duration: July 1, 2000 to June 30, 2002
Contact: Donna Enders, (717) 783-5484

061309 For mowing grass on traffic island dividers for highways in Bucks and Montgomery Counties. There are approximately 46 islands. Estimated range of contract to be \$25,001 to \$100,000.

Department: Transportation
Location: Various State routes within Bucks and Montgomery Counties
Duration: From May 8, 2000 to December 31, 2002
Contact: Louis J. Porrini, (610) 205-6703

060042 For the mowing of grass and trash pick up at various residential areas owned by the Commonwealth of Pennsylvania in Bucks, Chester, Delaware, Montgomery and Philadelphia Counties. Estimated range of contract to be between \$100,000 and \$500,000.

Department: Transportation
Location: Various State routes within Bucks, Chester, Delaware, Montgomery and Philadelphia Counties
Duration: From May 8, 2000 to March 1, 2002
Contact: Louis J. Porrini, (610) 205-6703

065342 For trash and debris removal, mowing, tree, stump, and limb removal and pruning. Estimated range of contract to be over \$500,000.

Department: Transportation
Location: Various State routes within the County
Duration: From May 8, 2000 to January 31, 2003
Contact: Louis J. Porrini, (610) 205-6703

8120 Furnish all labor, materials and equipment to cut, trim and maintain grass area at the Williamsport Liquor Control Enforcement facility, three cuttings per month, or as required by the Station Commander. Trim shrubs once a year to include edging along sidewalks and driveways. Vegetation (Fertilize) once a year. Detailed Work Schedule and Bid must be obtained from Facility Management Division at (717) 783-5484.

Department: State Police
Location: Williamsport Liquor Control Enforcement, 150 Choate Circle, Montoursville, PA 17754
Duration: July 1, 2000 to June 30, 2002
Contact: Donna Enders, (717) 783-5484

064321 For limited access highway mowing. Estimated range of contract to be between \$100,000 and \$500,000.

Department: Transportation
Location: Various State routes within the County
Duration: From May 8, 2000 to February 28, 2003
Contact: Louis J. Porrini, (610) 205-6703

063326 For limited access highway mowing. Estimated range of contract to be between \$25,001 and \$100,000.

Department: Transportation
Location: Various State routes within the County
Duration: From May 8, 2000 to February 28, 2003
Contact: Louis J. Porrini, (610) 205-6703

8119 Furnish all labor, materials and equipment to cut, trim and maintain grass area at the Bloomsburg Station, three cuttings per month, or as required by the Station Commander. Trim shrubs once a year to include edging along sidewalks and driveways. Vegetation (Fertilize) once a year. Detailed Work Schedule and Bid must be obtained from Facility Management Division at (717) 783-5484.

Department: State Police
Location: Bloomsburg Station, 6850 Hilday Church Road, Bloomsburg, PA 17815
Duration: July 1, 2000 to June 30, 2002
Contact: Donna Enders, (717) 783-5484

061304 For the spraying of herbicides and brush control along the sides of primary and secondary roads. Estimated range of contract to be between \$100,000 and \$500,000.

Department: Transportation
Location: Various State routes within the County
Duration: From April 17, 2000 to December 31, 2003
Contact: Louis J. Porrini, (610) 205-6703

062312 For limited access highway mowing. Estimated range of contract to be between \$100,000 and \$500,000.

Department: Transportation
Location: Various State routes within the County
Duration: From May 8, 2000 to February 28, 2003
Contact: Louis J. Porrini, (610) 205-6703

062316 For the mowing of grass along the right-of-way on various State Routes within the county.

Department: Transportation
Location: Various State routes within the county
Duration: From May 8, 2000 to November 1, 2002
Contact: Louis J. Porrini, (610) 205-6703

Sanitation—36

FLYREM The Contractor shall remove and haul "fly ash" from SCI Houtzdale as generated by the coal boiler. The Contractor shall possess all necessary licenses and permits to provide such service.

Department: Corrections
Location: State Correctional Institution at Houtzdale, State Route 2007, P. O. Box 1000, Houtzdale, PA 16698-1000
Duration: July 1, 2000 to June 30, 2002
Contact: Diane K. Davis, Purchasing Agent II, (814) 378-1006

8105 Trash and rubbish removal services at the PA State Police, Kiski Valley Station, for the period July 1, 2000 to June 30, 2002. Service to be rendered twice a week. Recycling, if applicable. Detailed Work Schedule and Bid must be obtained from Facility Management Division, (717) 783-5484.

Department: State Police
Location: Kiski Valley Station 471, Route 66, Apollo, PA 15613
Duration: July 1, 2000 to June 30, 2002
Contact: Donna Enders, (717) 783-5484

8104 Trash and rubbish removal services at the PA State Police, Somerset Station, for the period July 1, 2000 to June 30, 2002. Service to be rendered once a week. Recycling, if applicable. Detailed Work Schedule and Bid must be obtained from Facility Management Division, (717) 783-5484.

Department: State Police
Location: Somerset Station, 142 Sagamore Street, Somerset, PA 15501-8356
Duration: July 1, 2000 to June 30, 2002
Contact: Donna Enders, (717) 783-5484

1038 Removal of kitchen waste (including liquids) from the State Correctional Institution—Frackville, 1111 Altamont Boulevard, Frackville, PA 17931 with vendor supplying a 25 cu. yd. sludge container on site.

Department: Corrections
Location: State Correctional Institution—Frackville, 1111 Altamont Boulevard, Frackville, PA 17931
Duration: July 1, 2000 to June 30, 2003
Contact: Mary Lou Neverosky, Purchasing Agent, (570) 874-4516

8111 Trash and rubbish removal services at the PA State Police, Rockview Station, for the period July 1, 2000 to June 30, 2002. Service to be rendered once a week. Recycling, if applicable. Detailed Work Schedule and Bid must be obtained from Facility Management Division, (717) 783-5484.

Department: State Police
Location: Rockview Station, 745 South Eagle Valley Road, Bellefonte, PA 16823
Duration: July 1, 2000 to June 30, 2002
Contact: Donna Enders, (717) 783-5484

8110 Trash and rubbish removal services at the PA State Police, Coudersport Station, for the period July 1, 2000 to June 30, 2002. Service to be rendered once a week. Recycling, if applicable. Detailed Work Schedule and Bid must be obtained from Facility Management Division, (717) 783-5484.

Department: State Police
Location: Coudersport Station, 3140 East Second Street, Coudersport, PA 16915
Duration: July 1, 2000 to June 30, 2002
Contact: Donna Enders, (717) 783-5484

8109 Trash and rubbish removal services at the PA State Police, Carlisle Station, for the period July 1, 2000 to June 30, 2002. Service to be rendered once a week. Recycling, if applicable. Detailed Work Schedule and Bid must be obtained from Facility Management Division, (717) 783-5484.

Department: State Police
Location: Carlisle Station, 1538 Commerce Avenue, Carlisle, PA 17013
Duration: July 1, 2000 to June 30, 2002
Contact: Donna Enders, (717) 783-5484

8108 Trash and rubbish removal services at the PA State Police, Mercer Station, for the period July 1, 2000 to June 30, 2002. Service to be rendered once a week, including all trash from the receptacles located behind the building. Recycling, if applicable. Detailed Work Schedule and Bid must be obtained from Facility Management Division, (717) 783-5484.

Department: State Police
Location: Mercer Station, 826 Franklin Road, Mercer, PA 16137
Duration: July 1, 2000 to June 30, 2002
Contact: Donna Enders, (717) 783-5484

8107 Trash and rubbish removal services at the PA State Police, Selinsgrove Station, for the period July 1, 2000 to June 30, 2002. Service to be rendered once a week. Recycling, if applicable. Detailed Work Schedule and Bid must be obtained from Facility Management Division, (717) 783-5484.

Department: State Police
Location: Selinsgrove Station, R. D. 1, Box 131, Selinsgrove, PA 17870
Duration: July 1, 2000 to June 30, 2002
Contact: Donna Enders, (717) 783-5484

8106 Trash and rubbish removal services at the PA State Police, Franklin Station, for the period July 1, 2000 to June 30, 2002. Service to be rendered once a week. Recycling, if applicable. Detailed Work Schedule and Bid must be obtained from Facility Management Division, (717) 783-5484.

Department: State Police
Location: Franklin Station, R. D. 2, Box 312 SP, Franklin, PA 16323
Duration: July 1, 2000 to June 30, 2002
Contact: Donna Enders, (717) 783-5484

1039 Removal of trash and garbage for the State Correctional Institution—Frackville, 1111 Altamont Boulevard, Frackville, PA 17931, consisting of 30 cu. yd. institution owned container and a 6 cu. yd. container provided by vendor.

Department: Corrections
Location: State Correctional Institution—Frackville, 1111 Altamont Boulevard, Frackville, PA 17931
Duration: July 1, 2000 to June 30, 2003
Contact: Mary Lou Neverosky, Purchasing Agent, (570) 874-4516

Security Services—37

1891810053 The Commonwealth of Pennsylvania, Department of Revenue, Bureau of Imaging and Document Management is seeking bids to acquire security guard service for the bureau's facility located at 1854 Brookwood Street, Harrisburg, PA 17104. The effective date of the contract is July 1, 2000, the termination date will be June 31, 2001. This will be a multiyear, renewable contract. Renewals will be in 1 year increments with mutual agreement by both parties.

Department: Revenue
Location: Bureau of Imaging and Document Management, 1854 Brookwood Street, Harrisburg, PA 17104
Duration: July 1, 2000 through June 31, 2001
Contact: William A. Lupp, (717) 705-6745

Vehicle, Heavy Equipment—38

461013 Department is soliciting bids to rebuild Mack engine EM6 237 Engine Job No. 00-013. Request for bids can be faxed to (717) 783-8528, Attention: Patti Miller. General bidding questions can be referred to Patti Miller at (717) 787-3959. Inquiries about part numbers can be directed to Tom Douville at (717) 787-6565.

Department: Transportation
Location: Department of Transportation, Equipment Division, 17th Street and Arsenal Blvd., Harrisburg, PA 17120
Duration: One time purchase requisition
Contact: Patti Miller, (717) 787-3959

ADV No. 66 Indiana University of Pennsylvania is seeking qualified vendors to respond to a Request for Quotation to provide cast iron welding repairs on LSVB power cylinder heads. Vendor employees must have 5 years experience with weld repairs of LSVB cylinder heads. Requests for copies of the bid package should be made in writing referencing ADV No. 66 and directed to the attention of Barbara Cerovich, Contracts Administrator, IUP, Robertshaw Building, 650 South 13th Street, Indiana, PA 15705; Fax (724) 357-2670; E-Mail cerovich@grove.iup.edu. Requests for bid packages will be accepted until March 8, 2000. The University encourages responses from small and disadvantaged, minority and woman-owned firms.

Department: State System of Higher Education
Location: Indiana University of Pennsylvania, Indiana, PA 15705
Duration: Five years
Contact: Barbara Cerovich, (724) 357-2301

4420-2 Vendor to provide maintenance for A. B. Dick equipment (seven machines) located at 110 S. 17th Street, Harrisburg, PA

Department: General Services
Location: 110 S. 17th Street, Harrisburg, PA 17104
Duration: Contract is being requested for 1 year beginning July 1, 2000 and ending June 30, 2001
Contact: Dan Gilham, (717) 787-8884

120005 Tire repair service. Repair of existing tires and installation of new tires. Service will include mounts, dismounts, wheel changes, flat repairs and other services performed to repair a tire. Specifications will be included in the bid package. Work/repairs to be done at the county maintenance shed as well as in the field at various sites throughout the county.

Department: Transportation
Location: All sites/routes within Washington County
Duration: One year contract with option for three one-year renewals. Tentative contract period is: July 1, 2000 to June 30, 2001
Contact: Terri M. Schubenski, (724) 223-4480/4481

Miscellaneous—39

060215 For purchase of interior signage at PennDOT's new office location. Directory type signage with braille graphics, according to ADA requirements. Interested bidders should mail their requests to be placed on a bidders list to Pat Leach, 7000 Geerdes Blvd., King of Prussia, PA 19406 or fax (610) 205-6668. Include your Federal identification number. Locations in Bucks, Chester, Delaware, Montgomery and Philadelphia Counties.

Department: Transportation
Location: 7000 Geerdes Blvd., King of Prussia, PA 19406
Duration: February 8, 2000, expected delivery date April 15, 2000
Contact: Pat Leach, (610) 205-6501

LBLA 1261A Wheelchairs, Invacare HTR Tilt/Recline and Invacare Action Solo.
Department: Public Welfare
Location: Selingsgrove Center, Box 500, Route 522, Selingsgrove, PA 17870
Duration: Indeterminate 1999—2000
Contact: Arletta K. Ney, Purchasing Agent, (570) 372-5070

SP-1192000006 The Contractor shall provide Repair Services, as needed and requested, of all equipment and materials comprising the telephone system at the State Correctional Institution at Cresson. System includes D-Term II singleline, D-Term III, D-Term V, and Trendline telephones, security conference unit, consoles, administrative terminal and battery back-up. Contractor shall also provide moves, changes, adds and deletes to the existing system. Contractor shall provide all labor, equipment, materials, repair parts/replacement components as required as part of the move, change, add or delete. Contract must be a certified NEC service center.

Department: Corrections
Location: State Correctional Institution at Cresson, P. O. Box A, Old Route 22, Cresson, PA 16630
Duration: July 1, 2000—June 30, 2002 (two fiscal years)
Contact: Barbara A. Lloyd, Purchasing Agent, (814) 886-8181, ext. 166

1891810052 The Commonwealth of Pennsylvania, Department of Revenue, Bureau of Collections and Taxpayer Services, is seeking bids for telephone lookup and skip tracing services. The service is to provide business and consumer telephone numbers to the bureau at its facility located on the 6th Floor of Strawberry Square, Harrisburg, PA 17128. This will be a possible renewable contract if the initial year of service proves successful. The renewals will be in 1-year increments with mutual agreement by both parties.

Department: Revenue
Location: Department of Revenue, Bureau of Collections and Taxpayer Services, 6th Floor, Strawberry Square, Harrisburg, PA 17128
Duration: July 1, 2000 through June 30, 2001
Contact: George Byerly, (717) 772-6991

039 To provide maintenance service for all equipment and material comprising the telephone system at the State Correctional Institution—Frackville, 1111 Altamont Boulevard, Frackville, PA 17931.

Department: Corrections
Location: State Correctional Institution—Frackville, 1111 Altamont Boulevard, Frackville, PA 17931
Duration: July 1, 2000 to June 30, 2003
Contact: Mary Lou Neverosky, Purchasing Agent, (570) 874-4516

LH-C-060 Request for Proposal to provide chaplaincy services to inmates of the Protestant Faith located at the State Correctional Institution at Laurel Highlands. Institution is requesting approximately 35 hours per week. Contact Institution for bid packet information.

Department: Corrections
Location: State Correctional Institution at Laurel Highlands, 5706 Glades Pike, P. O. Box 631, Somerset, PA 15501-0631
Duration: July 1, 2000 to June 30, 2003
Contact: Carole S. Kolesko, (814) 445-6501, ext. 347

2010990052 Provide a study guide and entry-level written examination for the position of Pennsylvania State Police Cadet. Other related services such as scoring and notifying candidates of test results, analyzing test results, and providing testimony to challenges shall also be part of the resulting contract.

Department: State Police
Location: Bureau of Personnel, Personnel Development Division, 1800 Elmerton Avenue, Harrisburg, PA
Duration: May 15, 2000—June 30, 2001
Contact: Brenda Estep, Bureau of Personnel, (717) 783-5547

8112 Window Cleaning twice a year at the PA State Police, Troop "H" Headquarters. Detailed Work Schedule and Bid must be obtained from Facility Management Division, (717) 783-5484.

Department: State Police
Location: Troop "H" Headquarters, 8000 Bretz Drive, West Hanover Twp., Harrisburg, PA 17112
Duration: July 1, 2000 to June 30, 2002
Contact: Donna Enders, (717) 783-5484

SP-1192000007 The Contractor shall provide all labor, equipment, materials, repair parts and replacement components necessary to repair our Institutional Del-Norte Perimeter Fence Security System, to include but limited to, PSP 1000 Mother Board, Fence Processing Board, PSP Control Regulation Board, and Mobile Map Transmitter and Display, as needed and requested by the State Correctional Institution at Cresson. Contractor shall supply Security PID Spare Parts List with Bid Proposal.

Department: Corrections
Location: State Correctional Institution at Cresson, P. O. Box A, Old Route 22, Cresson, PA 16630
Duration: July 1, 2000—June 30, 2002 (Two fiscal years)
Contact: Barbara A. Lloyd, Purchasing Agent, (814) 886-8181, ext. 166

095902 Removal of trash, garbage and refuse 2 days a week from the Huntingdon County Maintenance Building located on Traffic Route 22 West in Huntingdon. (Contractor to provide one 6-cubic yard container). This contract will be effective from July 1, 2000—June 30, 2002.

Department: Transportation
Location: Traffic Route 22 West, Huntingdon, PA
Duration: Two year contract with possible renewals starting July 1, 2000
Contact: Warren Rourke, Maintenance Manager, (814) 643-0150

SP 260047 Provide all labor, material, parts, supervision, tools, equipment and transportation necessary to perform preventive maintenance, repairs, and service on the conveyor equipment located in the "bottle pick" area of the Liquor Control Board Southerwestern Distribution Center, Pittsburgh, PA.

Department: Liquor Control Board
Location: Pittsburgh, PA
Duration: Five years
Contact: Leland E. Scott, Jr., (717) 787-9854

X7893 Provide 3000 Vapor-Control Spill-Preventive Gasoline Can Nozzles.

Department: Environmental Protection
Location: Harrisburg, PA
Duration: ASAP
Contact: Dawn M. Levarto, (717) 787-9645

SP-1192000005 The Contractor shall provide all labor, equipment, materials, repair and replacement components necessary to repair/maintain the Insinger Tray Machine located in the Culinary Department at the State Correctional Institution at Cresson. The Tray Machine is an Insinger, Master RC20, RPW-W.

Department: Corrections
Location: State Correctional Institution at Cresson, P. O. Box A, Old Route 22, Cresson, PA 16630
Duration: July 1, 2000—June 30, 2002 (2 fiscal years)
Contact: Barbara A. Lloyd, Purchasing Agent, (814) 886-8181, ext. 166

0320 Commercial Laundry Equipment. (Top load washers and single load dryers). Reference: Maytag Models. 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: March 1, 2000—April 30, 2000
Contact: Stanley Rygelski, PA, (570) 587-7291

00-100 The contractor shall provide three compartment trays, styrofoam, hinged lid, all plastic china foam, white, size 10 x 9 1/2 x 3". 100/case.

Department: Corrections
Location: State Correctional Institution at Camp Hill, P. O. Box 8837, 2500 Lisburn Road, Camp Hill, PA 17001-8837
Duration: March 1, 2000 to June 1, 2000
Contact: Michelle Ryan, (717) 975-5267

00025002 Provide language interpreter services for initial medical screening for the Erie County Assistance Office. Complete details and specifications may be obtained by contacting the Procurement Office.

Department: Public Welfare
Location: Department of Public Welfare, Erie County Assistance Office, 1316 Holland Street, P. O. Box 958, Erie, PA 16501
Duration: November 1, 2000 to October 31, 2003
Contact: Rose Wadlinger, (717) 783-3767

519905 PennDOT seeks bidders to take, process and deliver volume traffic counts at various locations within the Commonwealth of Pennsylvania, and to provide required maintenance and protection for these counts.

Department: Transportation
Location: Various locations within the Commonwealth of Pennsylvania
Duration: One year
Contact: Dave Ori, (717) 772-2736

ADV No. 66 Indiana University of Pennsylvania is seeking qualified vendors to respond to a Request to Quotation for bus services to transport persons from IUP to various intrastate and interstate locations on an "as needed" basis. Requests for copies of the bid package should be made in writing referencing ADV No. 66 and directed to the attention of Barbara Cerovich, Contracts Administrator, IUP, Robertshaw Building, 650 South 13th Street, Indiana, PA 15705; E-Mail cerovich@grove.iup.edu; Fax (724) 357-2670. Requests for bid package will be accepted until March 8, 2000. The University encourages responses from small and disadvantaged, minority and woman-owned firms.

Department: State System of Higher Education
Location: Indiana University of Pennsylvania, Indiana, PA 15705
Duration: Five years
Contact: Barbara Cerovich, (724) 357-2301

Miscellaneous. During the 2000 year the following services, to be provided to Clarion University will be bid and contracted for a 1 to 5 year agreement term. Prospective bidders are asked to submit a "request for inclusion" letter for any services they may wish to provide to the University. We encourage the use of E-mail for these submittals. The E-mail address is tpierucci@clarion.edu. Services to be provided: Lavatory paper products; duct cleaning kitchen; general glass replacement; athletic team bus transportation; park and pay station system.

Department: State System of Higher Education
Location: Clarion University Campus, Clarion and Oil City, PA
Duration: One to five year contracts will be let
Contact: Terry Pierucci, (814) 393-2233

[Pa.B. Doc. No. 00-367. Filed for public inspection February 25, 2000, 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

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
5680-02	02/16/00	Andrews Metal Products	79,340.00
5680-02	02/16/00	Bill McCarroll	36,067.75
5680-02	02/16/00	Concrete Concepts, Inc.	75,925.00
5680-02	02/16/00	E. A. Quirin Machine Shop, Inc.	11,165.00
5680-02	02/16/00	Mile Foundry	46,785.00
5680-02	02/16/00	Terre Hill Concrete Products	55,996.00
7370-01	02/15/00	Calico Industries, Inc.	11,378.80
7370-01	02/15/00	Interboro Packaging Corp.	66,860.00
7370-01	02/15/00	XPEDX	62,965.75
8540-01	02/17/00	Graham Distributing Co., Inc.	30,375.00
8540-01	02/17/00	XPEDX—Harrisburg Division	1,263,682.50
9905-06	02/15/00	Minnesota Mining & Manufacturing Co.	2,500,000.00

Requisition or Contract No.	PR Award Date or Contract Effective Date	To	In the Amount Of
9905-06	02/15/00	Stimsonite Corp.	2,500,000.00
9905-06	02/15/00	Nippon Carbide Industries (USA), Inc.	2,500,000.00
1185119-01	02/15/00	J. M. Young & Son, Inc.	29,194.00
1204219-01	02/15/00	Rohrer Bus Sales	36,680.00
1232159-01	02/15/00	Peirce Phelps, Inc.	36,456.00
1243119-01	02/15/00	Bunzl York	30,792.00
1253219-01	02/15/00	Cummins Interstate Power, Inc.	29,200.00
1253219-02	02/15/00	The Ultimate Application of Computers Inc.—DBA Products and Services	33,143.00
1287119-01	02/15/00	Import/Impex, Inc.	330,000.00
8177330-01	02/15/00	Trafcon Industries, Inc.	36,209.88
8505080-01	02/15/00	Wharton Hardware & Supply	19,620.00

GARY E. CROWELL,
Secretary

[Pa.B. Doc. No. 00-368. Filed for public inspection February 25, 2000, 9:00 a.m.]

