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# PENNSYLVANIA BULLETIN

Volume 41  
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See Part II page 4285  
for the Governor's Office  
Catalog of Nonregulatory Documents

## Part I

### Agencies in this issue

The Courts  
Commonwealth Financing Authority  
Department of Banking  
Department of Conservation and Natural  
Resources  
Department of Environmental Protection  
Department of General Services  
Department of Public Welfare  
Department of Revenue  
Environmental Quality Board  
Fish and Boat Commission  
Game Commission  
Governor's Office  
Independent Regulatory Review Commission  
Insurance Department  
Milk Marketing Board  
Pennsylvania Public Utility Commission  
State Board of Barber Examiners  
State Board of Education  
State Board of Nursing  
State Board of Vehicle Manufacturers, Dealers  
and Salespersons  
State Conservation Commission  
State Real Estate Commission  
State Tax Equalization Board

Detailed list of contents appears inside.



**Latest Pennsylvania Code Reporters  
(Master Transmittal Sheets):**

**No. 441, August 2011**

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# CONTENTS

## THE COURTS

**JUDICIAL SYSTEM GENERAL PROVISIONS**  
 Amendments to rules of organization and procedure of the disciplinary board of the Supreme Court of Pennsylvania; order no. 72 ..... 4202  
 Proposed amendments to the Pennsylvania rules of disciplinary enforcement to provide for public reprimand with or without probation and conditions ..... 4200

**LOCAL COURT RULES**  
**Washington County**  
 Local rules 1901.1-1 through 1901.1-10 actions pursuant to the Protection from Abuse Act; 1901.2 through 1901.2-4 actions pursuant to the Older Adults Protective Services Act; no. 2011-1 ..... 4208

**DISCIPLINARY BOARD OF THE SUPREME COURT**  
 Notice of suspension (2 documents) ..... 4211

## EXECUTIVE AGENCIES

**COMMONWEALTH FINANCING AUTHORITY**  
**Notices**  
 Business in Our Sites and PennWorks Programs; Solar Energy Program; applications for funds ... 4212

**DEPARTMENT OF BANKING**  
**Notices**  
 Actions on applications ..... 4212

**DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES**  
**Notices**  
 Wild Resource Conservation Program hearing on applications for funding ..... 4213

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**  
**Notices**  
 Applications, actions and special notices ..... 4213  
 Availability of modified chapter 105 water obstruction and encroachment permit application and supporting documents for consistency with the Pennsylvania State Programmatic General Permit 4 (PASPGP-4) ..... 4255  
 Modifications and consolidations of residual waste general permits WMGR119, WMGR121 and WMGR123 ..... 4256  
 Nutrient Credit Trading Program; notice of certification requests ..... 4256  
 Oil and Gas Technical Advisory Board meeting change ..... 4257  
 Proposed modification to general permit BWQP-GP-15: private residential construction in wetlands and 401 water quality certification for consistency with the Pennsylvania State Programmatic General Permit 4 (PASPGP-4) ..... 4257  
 Renewal of Department of Transportation's State-wide NPDES MS4 Individual Permit ..... 4258

**DEPARTMENT OF GENERAL SERVICES**  
**Notices**  
 Real estate for sale ..... 4259

**DEPARTMENT OF PUBLIC WELFARE**  
**Notices**  
 Medical Assistance Program fee schedule revisions; 2011 HCPCS updates; prior authorization requirements ..... 4259

**DEPARTMENT OF REVENUE**  
**Notices**  
 Realty transfer tax; 2010 common level ratio; real estate valuation factors ..... 4262

**ENVIRONMENTAL QUALITY BOARD**  
**Notices**  
 Meeting cancellation ..... 4263

**FISH AND BOAT COMMISSION**  
**Notices**  
 Addition to list of Class A wild trout waters; Big Spring Creek, section 02, Cumberland County .. 4263  
 Designations and redesignations of waters subject to special fishing regulations ..... 4263  
 Exhibition area designation; Spring Creek, Centre County ..... 4264

**GAME COMMISSION**  
**Notices**  
 Cervid parts importation ban no. 4 ..... 4264

**GOVERNOR'S OFFICE**  
**Notices**  
 Catalog of nonregulatory documents ..... 4285

**INDEPENDENT REGULATORY REVIEW COMMISSION**  
**Notices**  
 Action taken by the commission ..... 4265  
 Notice of filing of final rulemakings ..... 4267

**INSURANCE DEPARTMENT**  
**Notices**  
 Alleged violation of insurance laws; Janet Gutman; doc. no. SC11-06-018 ..... 4267  
 Application for approval to acquire control of Commerce Protective Insurance Company (2 documents) ..... 4267, 4268  
 Application and request for a certificate of authority to provide a continuing care retirement community by Pennwood Operator, LP ..... 4268  
 Brian Reid Johnson; prehearing ..... 4268  
 Highmark Blue Cross Blue Shield; Direct Pay ClassicBlue Hospital Plan (western region); rate filing ..... 4268  
 Highmark Blue Cross Blue Shield; Direct Pay ClassicBlue Major Medical Plan (western region); rate filing ..... 4269

---

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Highmark Inc. filing no. 1A-SSC-11-HBS; requesting approval to increase rates for the Direct Pay Special Care Hospital Plans (central region); rate filing ..... 4269

Highmark, Inc. filing No. 1A-SSC-11-HBCBS; requesting approval to increase rates for the Direct Pay Special Care Hospital Plans (western region); rate filing ..... 4269

Request to surrender a certificate of authority to provide a continuing care retirement community by Green Ridge Health Care Center, LLC ..... 4269

**MILK MARKETING BOARD**

**Notices**

Hearing and presubmission schedule; milk marketing area no. 1 ..... 4270

Hearing and presubmission schedule; milk marketing area no. 2 ..... 4270

Hearing and presubmission schedule; milk marketing area no. 3 ..... 4271

Hearing and presubmission schedule; milk marketing area no. 4 ..... 4272

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**Notices**

Default service implementation Plan ..... 4272

Service of notice of motor carrier applications ..... 4273

Telecommunications (3 documents) ..... 4276

Universal service low income support; notice to telecommunications providers and interested parties ..... 4276

**STATE BOARD OF BARBER EXAMINERS**

**Notices**

Bureau of Professional and Occupational Affairs v. Miguel Rivera; doc. no. 0928-42-2011 ..... 4277

**STATE BOARD OF EDUCATION**

**Notices**

Approval of Keystone exam performance level descriptors and performance level cut scores .... 4277

**STATE BOARD OF NURSING**

**Notices**

Bureau of Professional and Occupational Affairs v. Angelene M. Baker, LPN; doc. no. 2007-51-2009 ..... 4278

Bureau of Professional and Occupational Affairs v. Elizabeth H. McLaughlin, RN; doc. no. 0214-51-2011 ..... 4278

Bureau of Professional and Occupational Affairs v. John D. Meyers, LPN; doc. no. 0088-51-2011 .... 4278

Bureau of Professional and Occupational Affairs v. Sara J. Whitlach, RN; doc. no. 1958-51-2010 .... 4278

**STATE BOARD OF VEHICLE MANUFACTURERS, DEALERS AND SALESPERSONS**

**Notices**

Bureau of Professional and Occupational Affairs v. Chase Auto Center, Inc.; doc. no. 1583-60-2010 . 4279

**STATE CONSERVATION COMMISSION**

**Notices**

Dirt and Gravel Roads Pollution Prevention Maintenance Program ..... 4279

**STATE REAL ESTATE COMMISSION**

**Notices**

Bureau of Professional and Occupational Affairs v. Jorge Figueroa; doc. no. 0809-56-2011 ..... 4280

Bureau of Professional and Occupational Affairs v. Jeffrey L. Tonelis; doc. no. 0660-56-2011 ..... 4280

**STATE TAX EQUALIZATION BOARD**

**Notices**

2010 common level ratios ..... 4280

# READER'S GUIDE TO THE PENNSYLVANIA BULLETIN AND PENNSYLVANIA CODE

## *Pennsylvania Bulletin*

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

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

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

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

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

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

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

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

*Bulletin* before it can take effect. If the agency wishes to adopt changes to the Notice of Proposed Rulemaking to enlarge the scope, they must re-propose.

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

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

### ***Pennsylvania Code***

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

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

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

### **How to Find Documents**

Search for your area of interest in the *Pennsylvania Code*.

The *Pennsylvania Code* contains, as Finding Aids, subject indexes for the complete *Code* and for each individual title, a list of Statutes Used As Authority for Adopting Rules and a list of annotated cases. Source Notes give you the history of the documents. To see if there have been recent changes, not yet codified, check the List of *Pennsylvania Code* Chapters Affected in the most recent issue of the *Pennsylvania Bulletin*.

The *Pennsylvania Bulletin* also publishes a quarterly List of Pennsylvania Code Sections Affected which lists the regulations in numerical order, followed by the citation to the *Pennsylvania Bulletin* in which the change occurred.

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#### **Printing Format**

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

#### **Fiscal Notes**

Section 612 of The Administrative Code of 1929 (71 P. S. § 232) requires that the Office of Budget prepare a fiscal note for regulatory actions and administrative procedures of the administrative departments, boards, commissions or authorities receiving money from the State Treasury stating whether the proposed action or procedure causes a loss of revenue or an increase in the cost of programs for the Commonwealth or its political subdivisions; that the fiscal note be published in the *Pennsylvania Bulletin* at the same time as the proposed change is advertised; and that the fiscal note shall provide the following information: (1) the designation of the fund out of which the appropriation providing for expenditures under the action or procedure shall be made; (2) the probable cost for the fiscal year the program is implemented; (3) projected cost estimate of the program for each of the five succeeding fiscal years; (4) fiscal history of the program for which expenditures are to be made; (5) probable loss of revenue for the fiscal year of its implementation; (6) projected loss of revenue from the program for each of the five succeeding fiscal years; (7) line item, if any, of the General Appropriation Act or other appropriation act out of which expenditures or losses of Commonwealth funds shall occur as a result of the action or procedures; (8) recommendation, if any, of the Secretary of the Budget and the reasons therefor.

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

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# List of Pa. Code Chapters Affected

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 2011.

<b>1 Pa. Code (General Provisions)</b>			
<b>Adopted Rules</b>			
1 .....	2686	37 .....	2847
		43b .....	2853, 2856
<b>4 Pa. Code (Administration)</b>		<b>Proposed Rules</b>	
<b>Adopted Rules</b>		27 .....	1337
6 .....	1754	42 .....	1909
<b>Statements of Policy</b>		<b>52 Pa. Code (Public Utilities)</b>	
9 .....	522, 614, 1784, 3100, 3733	<b>Adopted Rules</b>	
		23 .....	4100
<b>7 Pa. Code (Agriculture)</b>		62 .....	30
<b>Adopted Rules</b>		<b>Proposed Rules</b>	
59 .....	2540	59 .....	1020
59a .....	2540	1001 .....	435
<b>Proposed Rules</b>		1003 .....	435
144 .....	2123	1005 .....	435
<b>Statements of Policy</b>		1011 .....	435
28c .....	351	1013 .....	435
		1015 .....	435
<b>25 Pa. Code (Environmental Protection)</b>		1017 .....	435
<b>Adopted Rules</b>		1019 .....	435
78 .....	805	1021 .....	435
86 .....	3084	1023 .....	435
87 .....	3084	1025 .....	435
88 .....	3084	1027 .....	435
89 .....	3084	1029 .....	435
90 .....	3084	1051 .....	435
93 .....	1335	1053 .....	435
105 .....	219	1055 .....	435
129 .....	229	1057 .....	435
250 .....	230, 840, 1458	1059 .....	435
901 .....	3187	1061 .....	435
		1063 .....	435
<b>Proposed Rules</b>		1065 .....	435
806 .....	3987	<b>Statements of Policy</b>	
901 .....	1173	41 .....	3009, 3863
<b>31 Pa. Code (Insurance)</b>		<b>55 Pa. Code (Public Welfare)</b>	
<b>Adopted Rules</b>		<b>Statements of Policy</b>	
39 .....	592	6000 .....	352
39a .....	592	<b>58 Pa. Code (Recreation)</b>	
84b .....	599	<b>Adopted Rules</b>	
84c .....	600	51 .....	2437
84d .....	601	53 .....	2438
118a .....	602	63 .....	2950
		65 .....	2950
<b>34 Pa. Code (Labor and Industry)</b>		95 .....	2438
<b>Adopted Rules</b>		111 .....	2438
61 .....	844	131 .....	2687
63 .....	3094	135 .....	1621, 1764
65 .....	848	139 .....	2688
		141 .....	1622, 1623, 1765, 2694, 2695, 2696, 2697, 2698, 2699
<b>40 Pa. Code (Liquor)</b>		143 .....	2700
<b>Proposed Rules</b>		147 .....	1624, 1764, 1766, 1767
3 .....	4104	401a .....	2439
5 .....	4104	421a .....	2439
		439a .....	2439
<b>49 Pa. Code (Professional and Vocational Standards)</b>		440a .....	2439
<b>Adopted Rules</b>		441a .....	2439
5 .....	2845	451a .....	2439
20 .....	16		



465a ..... 2439  
 481a ..... 2439  
 501a ..... 2439  
 503a ..... 2439  
 521 ..... 234  
 523 ..... 2952, 3825  
 525 ..... 234, 1897, 2329, 2952  
 526 ..... 3825  
 531 ..... 1897  
 535 ..... 234, 1897, 2329  
 537 ..... 234, 2952  
 539 ..... 1897  
 541 ..... 234, 2952, 2962  
 543 ..... 234, 2329, 2962  
 545 ..... 234, 2952  
 549 ..... 234, 1897, 2329  
 553 ..... 2329  
 555 ..... 3825  
 557 ..... 2962  
 559 ..... 2962  
 561 ..... 1897  
 563 ..... 1897, 3825  
 565 ..... 234, 2329  
 569 ..... 234, 2962, 3825  
 571 ..... 2952, 2962  
 573 ..... 3825

**Proposed Rules**

51 ..... 2971  
 53 ..... 2978  
 61 ..... 2444  
 63 ..... 2444, 2976  
 65 ..... 2447, 2976  
 97 ..... 2975, 2978  
 111 ..... 2978  
 131 ..... 1633  
 139 ..... 1634  
 141 ..... 1625, 1626, 1627, 1629, 1631  
 143 ..... 1625  
 147 ..... 2701  
 401a ..... 1018, 2581  
 405a ..... 1018  
 423a ..... 1903  
 433a ..... 1903  
 435a ..... 1903  
 436a ..... 1903  
 461a ..... 2581  
 465a ..... 2581  
 467a ..... 2581  
 513a ..... 1903  
 521 ..... 1769, 2581  
 523 ..... 238  
 524 ..... 605  
 525 ..... 2581  
 526 ..... 1769  
 527 ..... 1769  
 528 ..... 605  
 529 ..... 605  
 531 ..... 3000  
 533 ..... 3000  
 535 ..... 2981  
 537 ..... 2981  
 539 ..... 2981  
 541 ..... 3196, 3732  
 543 ..... 3196, 3732  
 545 ..... 3196, 3732  
 555 ..... 3975  
 557 ..... 3836  
 559 ..... 3836  
 563 ..... 3975

565 ..... 3836  
 567 ..... 3000  
 569 ..... 3836  
 601a ..... 1769  
 603a ..... 238  
 605a ..... 605  
 609a ..... 1769  
 611a ..... 1769  
 613a ..... 605  
 615a ..... 605  
 617a ..... 3000  
 619a ..... 3000  
 621a ..... 2981  
 623a ..... 2981  
 625a ..... 2981  
 627a ..... 3196, 3732  
 629a ..... 3196, 3732  
 631a ..... 3196, 3732  
 639a ..... 3975  
 641a ..... 3836  
 643a ..... 3836  
 647a ..... 3975  
 649a ..... 3836  
 651a ..... 3000  
 653a ..... 3836

**61 Pa. Code (Revenue)**

**Adopted Rules**

1001 ..... 41

**Statements of Policy**

60 ..... 3543

**67 Pa. Code (Transportation)**

**Adopted Rules**

83 ..... 46

**201 Pa. Code (Rules of Judicial Administration)**

**Adopted Rules**

19 ..... 3719

**204 Pa. Code (Judicial System General Provisions)**

**Adopted Rules**

29 ..... 1894  
 71 ..... 1895  
 83 ..... 331, 2119, 2932, 3526  
 85 ..... 1757, 4202  
 87 ..... 4202  
 89 ..... 4202  
 91 ..... 4202  
 93 ..... 4202  
 211 ..... 1894

**Proposed Rules**

29 ..... 4084  
 83 ..... 2517, 4200

**207 Pa. Code (Judicial Conduct)**

**Adopted Rules**

51 ..... 332

**Proposed Rules**

115 ..... 1332

**210 Pa. Code (Appellate Procedure)**

**Adopted Rules**

11 ..... 923  
 15 ..... 1999  
 63 ..... 923, 2837  
 67 ..... 1456, 2413

**Proposed Rules**

1 ..... 2212  
 9 ..... 2212, 3968  
 15 ..... 3968  
 17 ..... 3968  
 19 ..... 2212  
 27 ..... 2212

**225 Pa. Code (Rules of Evidence)**

**Proposed Rules**

I ..... 2795  
 II ..... 2795  
 III ..... 2795  
 IV ..... 2795  
 V ..... 2795  
 VI ..... 2795  
 VII ..... 2795  
 VIII ..... 2795  
 IX ..... 2795  
 X ..... 2795

**231 Pa. Code (Rules of Civil Procedure)**

**Adopted Rules**

200 ..... 7, 214, 215, 333  
 1000 ..... 3526  
 1920 ..... 1758  
 3000 ..... 333  
 4000 ..... 334  
 Part II ..... 336

**Proposed Rules**

200 ..... 2314  
 1000 ..... 2315  
 1300 ..... 2316  
 1910 ..... 1617, 1618, 1619, 3527  
 1915 ..... 3719  
 Part II ..... 2932

**234 Pa. Code (Rules of Criminal Procedure)**

**Adopted Rules**

1 ..... 1999  
 3 ..... 1759  
 4 ..... 1167  
 5 ..... 834  
 9 ..... 1999  
 10 ..... 216, 834, 3970

**Proposed Rules**

1 ..... 1008, 2214, 3810  
 4 ..... 3812  
 5 ..... 3810  
 6 ..... 2318  
 7 ..... 1011  
 9 ..... 2214

**237 Pa. Code (Juvenile Rules)**

**Adopted Rules**

1 ..... 2319, 2413, 2429, 2684, 2839  
 2 ..... 2319, 2413, 3180  
 3 ..... 2319, 2684, 3180  
 4 ..... 2319, 2413, 3180  
 5 ..... 2319, 2413, 2684, 3180  
 6 ..... 2319, 2413, 3180  
 8 ..... 2319  
 11 ..... 2319, 2413, 2430, 2839  
 12 ..... 2319, 2413, 2839  
 14 ..... 2319, 2413  
 15 ..... 2319, 2413  
 16 ..... 2319, 2413, 2430, 2434  
 18 ..... 2413, 2430, 2434, 2839

**Proposed Rules**

1 ..... 8, 1013  
 4 ..... 2522  
 5 ..... 3528  
 6 ..... 3528  
 8 ..... 8  
 11 ..... 8  
 12 ..... 8  
 18 ..... 8

**249 Pa. Code (Philadelphia Rules)**

Unclassified ..... 1760, 3534, 3730

**255 Pa. Code (Local Court Rules)**

Unclassified .. 14, 218, 344, 346, 521, 588, 589, 590, 724,  
 837, 838, 839, 924, 1016, 1017, 1168, 1169, 1332,  
 1456, 1620, 1763, 1896, 2001, 2002, 2221, 2224,  
 2225, 2525, 2532, 2537, 2843, 3083, 3184, 3541,  
 3821, 3822, 3823, 3972, 3973, 3974,  
 4085, 4086, 4089, 4097, 4098, 4208

# THE COURTS

## Title 204—JUDICIAL SYSTEM GENERAL PROVISIONS

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

#### Proposed Amendments to the Rules of Disciplinary Enforcement to Provide for Public Reprimand With or Without Probation and Conditions

Notice is hereby given that The Disciplinary Board of the Supreme Court of Pennsylvania is considering recommending to the Pennsylvania Supreme Court that the Court amend Pennsylvania Rules of Disciplinary Enforcement 203, 204, 205, 207, 208 and 215 as set forth in Annex A.

Under the current Enforcement Rules, only the Supreme Court can approve and impose public discipline. Proposed subdivision (a)(5) of Enforcement Rule 204 would create a new type of public discipline, namely "public reprimand," which the Disciplinary Board could approve and administer without review or approval by the Supreme Court. The Board would have the discretion to impose probation and conditions with the public reprimand.

Amendments to Enforcement Rules 205, 207, 208 and 215 would make public reprimand available as a disciplinary sanction after summary or formal disciplinary proceedings, or pursuant to a joint petition for discipline on consent. A summary determination for public reprimand would follow the same procedural path as a summary determination for informal admonition or private reprimand, commencing with a written recommendation by Disciplinary Counsel, followed by review by a reviewing member of a hearing committee, and ending with review by a three-Member Panel of the Disciplinary Board. Subdivision (a)(6) of Enforcement Rule 208 would be amended to provide that in those instances in which the respondent-attorney is unwilling to have the matter concluded by a summary determination for public reprimand, the respondent-attorney may demand as of right that Disciplinary Counsel institute a formal proceeding.

As a general proposition, a public reprimand would be appropriate where a sanction more stringent than private discipline is warranted and the primary purposes of discipline (protection of the public, maintenance of the integrity of the courts and the profession, and deterrence) do not require a suspension from practice or an appearance before the Supreme Court for public censure. Because the scope of misconduct that will be dealt with by public reprimand will be decided over time through decisional law, and discipline is always tempered by consideration of mitigating and aggravating factors, no attempt is made to provide any type of sanction-assessment guideline. Nonetheless, identifying some general categories of disciplinary matters could be beneficial in evaluating the efficacy of public reprimand as a disciplinary option. With those caveats in mind, the Board proffers that a public reprimand might be fitting where: the respondent-attorney's misconduct does not harm a client or prejudice a client's case but does cause significant prejudice to a court or the administration of

justice; the respondent-attorney is the recipient of public discipline short of suspension or disbarment in another jurisdiction; the respondent-attorney is criminally convicted of a relatively minor offense that receives public notoriety and demeans the legal profession; or an administrative body has found that the respondent-attorney violated a provision of an ethics act or code of conduct applicable to public officials and employees. The misconduct in any of these categories may have already been exposed to public scrutiny prior to the Board's exercise of disciplinary jurisdiction, and adding another type of discipline to the existing range of public sanctions would give more flexibility to the process of choosing a public sanction that will satisfy the primary purposes of professional discipline and allow the respondent-attorney to maintain his or her license to practice law.

The Board does not anticipate that public reprimand will be limited to situations where the misconduct has already taken on a public aura. Given that the disciplinary system is mindful of progressive discipline to deter repeated acts of misconduct, public reprimand could address the need for specific deterrence where the rule violation is relatively minor but the respondent-attorney has already received private discipline on one or more occasions for a violation of the same or similar rule.

Interested persons are invited to submit written comments by mail or facsimile regarding the proposed amendments to the Office of the Secretary, The Disciplinary Board of the Supreme Court of Pennsylvania, 601 Commonwealth Avenue, Suite 5600, P. O. Box 62625, Harrisburg, PA 17106-2625, Facsimile number (717-231-3382) on or before September 30, 2011.

*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 203. Grounds for discipline.

\* \* \* \* \*

(b) The following shall also be grounds for discipline:

(1) Conviction of a crime.

(2) Wilful failure to appear before the Supreme Court, the Board or Disciplinary Counsel for censure, **public or private reprimand**, or informal admonition.

\* \* \* \* \*

#### Rule 204. Types of discipline.

(a) Misconduct shall be grounds for:

\* \* \* \* \*

(5) **Public reprimand by the Board with or without probation.**

(6) Private reprimand by the Board with or without probation.

[ (6) ] (7) Private informal admonition by Disciplinary Counsel.

(8) **Revocation of an attorney's admission or license to practice law in the circumstances provided in Rule 203(b)(6) (relating to grounds for discipline).**

(b) Conditions may be attached to an informal admonition [ or ], private reprimand, or public reprimand. Failure to comply with such conditions shall be grounds for reconsideration of the matter and prosecution of formal charges against the respondent-attorney.

\* \* \* \* \*

**Rule 205. The Disciplinary Board of the Supreme Court of Pennsylvania.**

\* \* \* \* \*

(c) The Board shall have the power and duty:

\* \* \* \* \*

(8) To review, through a designated panel of three members, and approve or modify a determination by a reviewing hearing committee member that a matter should be concluded by dismissal, private informal admonition, private reprimand, **public reprimand** or the institution of formal charges before a hearing committee.

\* \* \* \* \*

(11) To administer, by the Board or through a designated panel of three members selected by the Board Chair, private reprimands or **public reprimands** to attorneys for misconduct.

\* \* \* \* \*

**Rule 207. Disciplinary counsel.**

\* \* \* \* \*

(b) Disciplinary Counsel shall have the power and duty:

(1) To investigate all matters involving alleged misconduct called to their attention whether by complaint or otherwise.

(2) To dispose of [ **all matters (subject to review by a member of a hearing committee) any matter that is governed by Enforcement Rules 214 (Attorneys convicted of crimes), 215 (Discipline on Consent), and 216 (Reciprocal discipline) in accordance with the substantive and procedural provisions of those rules, and to dispose of all other matters involving alleged misconduct by dismissal [ , ] or (subject to review by a member of a hearing committee) by recommendation for** informal admonition, [ **recommendation for** ] private or public reprimand, or the prosecution of formal charges before a hearing committee or special master. Except in matters requiring dismissal because the complaint is frivolous or falls outside the jurisdiction of the Board, no disposition shall be recommended or undertaken by Disciplinary Counsel until the [ **accused attorney** ] respondent-attorney has been notified of the allegations and the time for response under Enforcement Rule 208(b) (relating to formal hearing), if applicable, has expired.

\* \* \* \* \*

**Rule 208. Procedure.**

(a) *Informal proceedings.*

\* \* \* \* \*

(2) Upon the conclusion of an investigation, Disciplinary Counsel may dismiss the complaint as frivolous, as falling outside the jurisdiction of the Board, or on the basis of Board policy or prosecutorial discretion. Disciplinary Counsel may recommend:

\* \* \* \* \*

(iv) **A conditional or unconditional public reprimand by the Board of the attorney concerned.**

(v) The prosecution of formal charges before a hearing committee or special master.

(3) Except where Disciplinary Counsel dismisses the complaint as frivolous, as falling outside the jurisdiction of the Board, or on the basis of Board policy or prosecutorial discretion, the recommended disposition shall be reviewed by a member of a hearing committee in the appropriate disciplinary district who may approve or modify.

(4) Disciplinary Counsel may appeal the recommended disposition directed by a hearing committee member to a reviewing panel composed of three members of the Board which shall order that the matter be concluded by dismissal, conditional or unconditional informal admonition [ or ], conditional or unconditional private reprimand, or **conditional or unconditional public reprimand**, or direct that a formal proceeding be instituted before a hearing committee or special master in the appropriate disciplinary district.

(5) A recommendation by a reviewing hearing committee member for a conditional or unconditional private or **public reprimand** shall be reviewed by a panel composed of three members of the Board who may approve or modify.

(6) [ **A** ] **In cases where no formal proceeding has been conducted**, a respondent-attorney shall not be entitled to appeal an informal admonition, a private reprimand, a **public reprimand**, or any conditions attached thereto [ **in cases where no formal proceeding has been conducted** ], but may demand as of right that a formal proceeding be instituted against such attorney in the appropriate disciplinary district. In the event of such demand, the respondent-attorney need not appear for the administration of the informal admonition [ or ], private reprimand, or **public reprimand**, and the matter shall be disposed of in the same manner as any other formal proceeding, but any expenses of the proceeding taxed against the respondent-attorney shall be paid as required by paragraph [ (q)(2) ] (g)(2) of this rule.

\* \* \* \* \*

(d) *Review and action by Board.*

\* \* \* \* \*

(2) The Board shall either affirm or change in writing the recommendation of the hearing committee or special master by taking the following action, as appropriate, within 60 days after the adjudication of the matter at a meeting of the Board;

(i) *Dismissal.* In the event that the Board determines that a proceeding should be dismissed, it shall so notify the respondent-attorney.

(ii) *Informal admonition [ or ], private reprimand, or public reprimand.* In the event that the Board determines that the proceeding should be concluded by informal admonition [ or ], private reprimand, [ it ] or **public reprimand**, the Board shall arrange to have the respondent-attorney appear before Disciplinary Counsel for the purpose of receiving informal admonition or before a designated panel of three members selected by the Board Chair pursuant to Pa.R.D.E. 205(c)(9), for the purpose of receiving private reprimand or **public reprimand**.

(iii) *Other discipline.* In the event that the Board shall determine that the matter should be concluded by probation, censure, suspension, disbarment, or by informal admonition [ or ], private reprimand, or **public reprimand** in cases where the respondent-attorney is unwilling to have the matter concluded by informal admonition [ or ], private reprimand, [ it ] or **public reprimand**, the Board shall file its findings and recommendations, together with the briefs, if any, before the Board and the entire record, with the Supreme Court. A respondent-attorney who is unwilling to have the matter concluded by an informal admonition [ or ], private reprimand, or **public reprimand** must file within thirty (30) days after notice of the determination of the Board, a notice of appeal. Review by the Supreme Court shall be de novo and the Court may impose a sanction greater or less than that recommended by the Board.

\* \* \* \* \*

(g) *Costs.*

(1) The Supreme Court in its discretion may direct that the necessary expenses incurred in the investigation and prosecution of a proceeding which results in the imposition of discipline shall be paid by the respondent-attorney. All expenses taxed under this paragraph shall be paid by the respondent-attorney within 30 days of entry of the order taxing the expenses against the respondent-attorney.

(2) In the event a proceeding is concluded by informal admonition [ or ], private reprimand or **public reprimand**, the Board in its discretion may direct that the necessary expenses incurred in the investigation and prosecution of the proceeding shall be paid by the respondent-attorney. All expenses taxed by the Board under this paragraph shall be paid by the respondent-attorney on or before the date fixed for the appearance of the respondent-attorney before Disciplinary Counsel for **informal admonition** or the Board for [ **informal admonition or** ] private or **public** reprimand. The expenses which shall be taxable under this paragraph shall be prescribed by Board rules.

\* \* \* \* \*

**Rule 215. Discipline on consent.**

\* \* \* \* \*

(f) *Private discipline.*—If a panel approves a Petition consenting to an informal admonition or private reprimand, with or without probation, the Board shall enter an appropriate order, and [ it ] the Board shall arrange to have the attorney appear before Disciplinary Counsel for the purpose of receiving an informal admonition or before a designated panel of three members selected by the Board Chair for the purpose of receiving a private reprimand.

(g) *Public discipline.*—(1) If a panel approves a Petition consenting to a public reprimand, the Board shall enter an appropriate order, and the Board shall arrange to have the attorney appear before the Board or a designated panel of three members selected by the Board Chair for the purpose of receiving a public reprimand. (2) If a panel approves a Petition consenting to public censure or suspension, the Board shall file the recommendation of the panel and the Petition with the Supreme Court. If the Court grants the Petition, the Court shall enter an appropriate order disciplining the attorney on consent.

\* \* \* \* \*

[Pa.B. Doc. No. 11-1311. Filed for public inspection August 5, 2011, 9:00 a.m.]

**PART V. PROFESSIONAL ETHICS AND CONDUCT**  
**[ 204 PA. CODE CHS. 85, 87, 89, 91 AND 93 ]**  
**Amendments to Rules of Organization and Procedure of the Disciplinary Board of the Supreme Court of Pennsylvania; Order No. 72**

The Rules of Organization and Procedure of the Board have been drafted to restate in full the substance of the Pennsylvania Rules of Disciplinary Enforcement. By Orders dated July 24, 2009, July 29, 2009, March 25, 2010, September 1, 2010, January 3, 2011, March 16, 2011, April 8, 2011, May 26, 2011 and June 14, 2011, the Supreme Court of Pennsylvania amended Pa.R.D.E. 208(f)(1), 203, 214, 216, 219, 214, 301, 205, 219, 203 and 209, respectively. By this Order, the Board is making conforming changes to its Rules to reflect the adoption of those amendments.

The Disciplinary Board of the Supreme Court of Pennsylvania finds that:

(1) To the extent that 42 Pa.C.S. § 1702 (relating to rule making procedures) and Article II of the act of July 31, 1968 (P. L. 769, No. 240), known as the Commonwealth Documents Law, would otherwise require notice of proposed rulemaking with respect to the amendments adopted hereby, those proposed rulemaking procedures are inapplicable because the amendments adopted hereby relate to agency procedure and are perfunctory in nature.

(2) The amendments to the Rules of Organization and Procedure of the Board adopted hereby are not inconsistent with the Pennsylvania Rules of Disciplinary Enforcement and are necessary and appropriate for the administration of the affairs of the Board.

The Board, acting pursuant to Pa.R.D.E. 205(c)(12), orders:

(1) Title 204 of the *Pennsylvania Code* is hereby amended as set forth in Annex A hereto.

(2) The Secretary of the Board shall duly certify this Order, and deposit the same with the Administrative Office of Pennsylvania Courts as required by Pa.R.J.A. 103(c).

(3) The amendments adopted hereby shall take effect upon publication in the *Pennsylvania Bulletin*.

(4) This Order shall take effect immediately.

*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

§ 85.2. Definitions.

(a) Subject to additional definitions contained in subsequent provisions of this subpart which are applicable to specific chapters, subchapters or other provisions of this subpart, the following words and phrases, when used in this subpart shall have, unless the context clearly indicates otherwise, the meanings given to them in this section:

\* \* \* \* \*

*Board [ Chairman ] Chair*—The [ Chairman of The ] Chair of the Disciplinary Board of the Supreme Court of Pennsylvania.

\* \* \* \* \*

§ 85.7. Grounds for discipline.

\* \* \* \* \*

(b) Enforcement Rule 203(b) provides that the following shall also be grounds for discipline:

(1) Conviction of a crime [ **which under Enforcement Rule 214 (relating to attorneys convicted of crimes) may result in suspension** ].

\* \* \* \* \*

(7) **Failure by a respondent-attorney without good cause to respond to Disciplinary Counsel's request (Form DB-7) or supplemental request (Form DB-7A) under § 87.7(b) of these rules for a statement of the respondent-attorney's position.**

(c) Enforcement Rule 203(c) provides that the Board, its hearing committees, special masters and (when administering informal admonitions) Disciplinary Counsel are "tribunals" within the meaning of the Disciplinary Rules.

§ 85.9. Immunity.

\* \* \* \* \*

(b) *Other persons.* Enforcement Rule 209(a) further provides that all communications to the Board, a hearing committee, special master, or Disciplinary Counsel relating to misconduct by a respondent-attorney and all testimony given in a proceeding conducted pursuant to these rules shall be absolutely privileged and the person making the communication or giving the testimony shall be immune from civil suit based upon such communication or testimony[ , **except that such immunity shall not extend to any action that violates Chapter 93 Subchapter F (relating to confidentiality)** ].

**Official Note:** The Note to Enforcement Rule 209 provides that the provisions of this rule recognize that the submission and receipt of complaints against attorneys, and the investigation, hearing decision and disposition of such complaints, are all parts of a judicial proceeding conducted pursuant to the inherent power of the Supreme Court. The immunity from civil suit recognized to exist in this rule is that which exists for all participants in judicial proceedings under Pennsylvania law, so long as

their statements and actions are pertinent, material and during the regular course of a proceeding. [ **Communications made or revealed in violation of the confidentiality requirement of Chapter 93 Subchapter F are not pertinent to the proceeding and, thus, do not entitle the person who publishes them to absolute immunity.** ]

CHAPTER 87. INVESTIGATIONS AND INFORMAL PROCEEDINGS

Subchapter A. PRELIMINARY PROVISIONS COMPLAINTS

§ 87.7. Notification to respondent-attorney of complaint and duty to respond.

(a) *Condition precedent to recommendation for discipline.* Disciplinary Counsel shall not recommend or undertake a disposition of discipline under Enforcement Rule 204 (relating to types of discipline) until the accused attorney has been notified of the allegations and the time for response under § 89.54 (relating to answer), if applicable, has expired.

(b) *Transmission of notice.* Except as provided in subsection (a) of this section, the district office shall prepare and forward to the respondent-attorney Form DB-7 (Request for Statement of Respondent's Position), advising the respondent-attorney of:

(1) the nature of the grievance and if the investigation has not been initiated by the Office of Disciplinary Counsel pursuant to § 87.1(b) (relating to initiation of [ investigation ] investigations), the name and address of the complainant; and

(2) the [ **right to state his position with respect** ] requirement that the respondent-attorney respond to the allegations against the [ attorney ] respondent-attorney by filing with the district office a statement of position. Unless a shorter time is fixed by the Chief Disciplinary Counsel in such notice, the respondent-attorney shall have [ **20** ] **30** days from the date of such notice within which to file a statement of position in the district office.

The notice requirements of this subdivision (b) shall be applicable to any Form DB-7A (Supplemental Request for Statement of Respondent's Position), in which case the notice shall advise the respondent-attorney of the requirement that the respondent-attorney respond to the supplemental allegations by filing with the district office a statement of position with respect thereto.

(c) *Contents of statement of position.* All statements of position shall be in writing and sufficiently detailed as to advise Disciplinary Counsel and any reviewing hearing committee member that the Board Secretary may appoint under § 87.32 (relating to action by reviewing hearing committee member) of the nature of any defense. The respondent-attorney should include with the statement any corroborating documentation and may include in the statement mitigating factors and any relevant facts or circumstances that may assist Disciplinary Counsel in determining under § 87.8(b) the action to be taken or the disposition recommended.

(d) *Effect of failure to respond.* Enforcement Rule 203(b)(7) provides that failure by a respondent-attorney without good cause to respond to a re-

quest (Form DB-7) or supplemental request (Form DB-7A) by Disciplinary Counsel for a statement of the respondent-attorney's position shall be grounds for discipline. Failure to respond may also be a violation of Rule of Professional Conduct 8.1(b).

**Official Note:** If Disciplinary Counsel's request or supplemental request for a statement of position contains a separate request for production of records or documents, the respondent-attorney's nonproduction shall not be a basis for discipline under Enforcement Rule 203(b)(7) but may constitute evidence of non-cooperation with Disciplinary Counsel's inquiry. Disciplinary Counsel may obtain a subpoena to compel production of the records and documents requested in the Form DB-7 or DB-7A, and the respondent-attorney's wilful failure to comply with the subpoena would serve as a basis for discipline under RPC 8.4(d) and various provisions of the Enforcement Rules.

**CHAPTER 89. FORMAL PROCEEDINGS**

**Subchapter D. ACTION BY BOARD AND SUPREME COURT**

**§ 89.205. Informal admonition or private reprimand following formal hearing.**

\* \* \* \* \*

(c) *Notice to appear.*

\* \* \* \* \*

(3) The Office of the Secretary shall notify the respondent-attorney of the expenses of the proceeding which have been taxed [ **under** ] pursuant to subsection (b) by means of Form DB-41 (Notice of Taxation of Expenses), which shall state that if the respondent-attorney fails to pay the taxed expenses on or before the date fixed for the appearance of the respondent-attorney before the Board or Disciplinary Counsel for private reprimand or informal admonition, action will be taken by the Board [ **under** ] pursuant to § 93.112 (relating to failure to pay taxed expenses) which will result in the entry of an order [ **transferring** ] placing the respondent-attorney [ **to inactive status** ] on administrative suspension.

\* \* \* \* \*

**CHAPTER 91. MISCELLANEOUS MATTERS**

**Subchapter B. ATTORNEYS CONVICTED OF CRIMES**

**§ 91.31. Notification by attorneys convicted of crimes.**

Enforcement Rule 214(a) provides that an attorney convicted of a serious crime shall report the fact of such conviction **within 20 days** to the Secretary of the Board [ **within 20 days after the date of sentencing** ]; and that the responsibility of the attorney to make such report shall not be abated because the conviction is under appeal or the clerk of the court has transmitted a certificate to Disciplinary Counsel pursuant to § 91.32 (relating to notification by clerks of conviction of attorneys).

**§ 91.34. Temporary suspension upon conviction of serious crime.**

\* \* \* \* \*

(e) *Dissolution or modification of temporary suspension.* Enforcement Rule 214(d)(4) provides that:

\* \* \* \* \*

(5) upon receipt of the recommendation of the designated Board member and the record relating thereto, the Court shall dissolve or modify its order, if appropriate.

(f) **At any time before a plea or verdict or after a guilty plea or verdict of guilt in the criminal proceeding, Disciplinary Counsel and the respondent-attorney may file with the Court a joint petition for temporary suspension of the respondent-attorney on the ground that the respondent-attorney's temporary suspension is in the best interest of the respondent and the legal system.**

**§ 91.35. Institution of formal proceedings upon conviction of serious crime.**

(a) *General rule.* Enforcement Rule 214(f)(1) provides that upon receipt of a certificate of conviction of an attorney for a serious crime, the Court shall, in addition to any order of suspension it may enter in accordance with the provisions of § 91.34 (relating to temporary suspension upon conviction of serious crime), also refer the matter to the Board for the institution of a formal proceeding before a hearing committee in the appropriate disciplinary district in which the sole issue to be determined shall be the extent of the final discipline to be imposed, except that a disciplinary proceeding so instituted shall not be brought to hearing until **sentencing and** all appeals from the conviction are concluded. The Office of the Secretary shall transmit the file to the Office of Disciplinary Counsel by means of Form DB-31 (Reference for Proceedings in Response to Conviction).

(b) *Accelerated disposition.* Enforcement Rule 214(f)(2) provides that:

(1) notwithstanding the provision of subsection (a) that a hearing shall not be held until **sentencing and** all appeals from a conviction have been concluded, a respondent-attorney who has been temporarily suspended pursuant to § 91.34 shall have the right to request an accelerated disposition of the charges which form the basis for the temporary suspension by filing a notice with the Secretary of the Board and Disciplinary Counsel requesting accelerated disposition;

\* \* \* \* \*

(c) *Evidence of conviction.* Enforcement Rule 214(e) provides that a certificate of [ **a** ] conviction of an attorney for a [ **serious** ] crime [ **filed under § 91.32 (relating to notification by clerks of conviction of attorneys) or § 91.33 (relating to notification by Office of Disciplinary Counsel of conviction of attorneys)** ] shall be conclusive evidence of the commission of that crime in any disciplinary proceeding instituted against the attorney based upon the conviction.

**§ 91.39. Definition of "conviction."**

**As used in this Subsection 91B, Enforcement Rule 214(j) provides that the term "conviction" means any guilty verdict, whether after trial by judge or jury, or finding of guilt, and any plea of guilty or *nolo contendere* that has been accepted by the court, whether or not sentence has been imposed.**

### Subchapter C. RECIPROCAL DISCIPLINE

#### § 91.51. Reciprocal discipline.

Enforcement Rule 216 provides as follows:

(1) Upon receipt of a certified copy of an order, **judgment or disciplinary directive of another court, a federal government agency or a military tribunal** demonstrating that an attorney admitted to practice in this Commonwealth has been disciplined by suspension [ or ], disbarment, or revocation of license or pro hac vice admission, or has resigned from the bar or otherwise relinquished his or her license to practice while under disciplinary investigation in another jurisdiction, the Supreme Court shall forthwith issue a notice (Form DB-19) (Notice of Reciprocal Discipline) directed to the respondent-attorney containing:

(i) A copy of said order, **judgment or directive** from the other [ jurisdiction ] court, **federal government agency or military tribunal**.

(ii) An order directing that the respondent-attorney inform the Court within 30 days from service of the notice, of any claim by the respondent-attorney that the imposition of the identical or comparable discipline in [ this ] the Commonwealth would be unwarranted, and the reasons therefor. The Office of the Secretary shall cause this notice to be served upon the respondent-attorney by mailing it to the address furnished by the respondent-attorney in the last registration statement filed by such person in accordance with § 93.142(b) (relating to filing of annual statement by attorneys) or, in the case of a foreign legal consultant, by serving it pursuant to the designation filed by the foreign legal consultant under Pennsylvania Bar Admission Rule 341(b)(8) (relating to licensing of foreign legal consultants).

(2) In the event the discipline imposed in the other [ jurisdiction ] court, **federal government agency or military tribunal** has been stayed there, any reciprocal discipline imposed in the Commonwealth shall be deferred until such stay expires.

\* \* \* \* \*

(5) An attorney who has been disciplined in another court or by a federal government agency or a military tribunal by suspension [ or ], disbarment, or revocation of license or pro hac vice admission, or who has resigned from the bar or otherwise relinquished his or her license to practice while under disciplinary investigation in another jurisdiction shall report the fact of such suspension [ or ], disbarment, revocation or resignation to the Secretary of the Board within 20 days after the date of the order, **judgment or directive imposing or confirming the discipline**.

### Subchapter D. DISABILITY

#### § 91.75. Effect of raising defense of disability in formal proceedings.

(a) *General rule.* Enforcement Rule 301(e) provides that if, during the course of a disciplinary proceeding, the respondent contends that the respondent is suffering from a disability by reason of mental or physical infirmity or illness, or because of addiction to drugs or intoxicants, which make it impossible for the respondent to prepare an adequate defense, the **respondent shall complete and file with the Court a certificate of admission of disability. The certificate shall:**

(1) identify the precise nature of the disability and the specific or approximate date of the onset or initial diagnosis of the disabling condition;

(2) contain an explanation of the manner in which the disabling condition makes it impossible for the respondent to prepare an adequate defense;

(3) have appended thereto the opinion of at least one medical expert that the respondent is unable to prepare an adequate defense and a statement containing the basis for the medical expert's opinion; and

(4) contain a statement, signed by the respondent, that all averments of material fact contained in the certificate and attachments are true upon the respondent's knowledge or information and belief and made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

The respondent may attach to the certificate affidavits, medical records, additional medical expert reports, official records, or other documents in support of the existence of the disabling condition or the respondent's contention of lack of physical or mental capacity to prepare an adequate defense.

Upon receipt of the certificate, the Supreme Court thereupon shall enter an order immediately transferring the respondent to inactive status until a determination is made of the capacity of the respondent to aid effectively in the preparation of a defense or to continue to practice law in a proceeding instituted in accordance with the provisions of § 91.74 (relating to petition by Board for determination of professional competency)[ ; and that if ], unless the Court finds that the certificate does not comply with the requirements of Enforcement Rule 301(e), in which case the Court may deny the request for transfer to disability inactive status or enter any other appropriate order. Before or after the entry of the order transferring the respondent to inactive status under Enforcement Rule 301(e), the Court may, upon application by disciplinary counsel and for good cause shown, take or direct such action as the Court deems necessary or proper to a determination of whether it is impossible for the respondent to prepare an adequate defense, including a direction for an examination of the respondent by such qualified medical experts as the Court shall designate. In its discretion, the Court may direct that the expense of such an examination shall be paid by the respondent.

The order transferring the attorney to disability inactive status under Enforcement Rule 301(e) shall be a matter of public record. The certificate of admission of disability and attachments to the certificate shall not be publicly disclosed or made available for use in any proceeding other than a subsequent reinstatement or disciplinary proceeding except:

(i) upon order of the Supreme Court;

(ii) pursuant to an express written waiver by the attorney; or

(iii) upon a request by the Pennsylvania Lawyers Fund for Client Security Board pursuant to Enforcement Rule 521(a) (relating to cooperation with Disciplinary Board).

If the Court shall determine at any time that the respondent is able to aid effectively in the preparation of



a defense or is not incapacitated from practicing law, it shall take such action as it deems proper and advisable including a direction for the resumption of the disciplinary proceeding against the respondent.

(b) *Procedure.* Whenever a respondent makes a contention within the scope of subsection (a) of this section, the [ Office of Disciplinary Counsel shall forward ] respondent shall complete and file a certificate thereof [ to ] with the Prothonotary of the Supreme Court by means of Form DB-21 (Certificate of Admission of Disability by Attorney). The certificate shall be available to the bar through the Office of the Secretary to the Board. The respondent shall serve a copy of the certificate on the Board and disciplinary counsel.

#### Subchapter G. EMERGENCY PROCEEDINGS

##### § 91.151. Emergency temporary suspension orders and related relief.

(a) *General rule.* Enforcement Rule [ 208(f)(1) ] 208(f) provides that:

(1) Disciplinary Counsel, with the concurrence of a reviewing member of the Board, whenever it appears by an affidavit demonstrating facts that the continued practice of law by a person subject to the Enforcement Rules is causing immediate and substantial public or private harm because of the misappropriation of funds by such person to his or her own use, or because of other egregious conduct, in manifest violation of the Disciplinary Rules or the Enforcement Rules, may petition the Supreme Court for injunctive or other appropriate relief;

(2) a copy of the petition shall be personally served upon the respondent-attorney by Disciplinary Counsel [ ; ]. If Disciplinary Counsel cannot make personal service after reasonable efforts to locate and serve the respondent-attorney, Disciplinary Counsel may serve the petition by delivering a copy to a clerk or other responsible person at the office of the respondent-attorney, and if that method of service is unavailable, then by mailing a copy of the petition by regular and certified mail addressed to the addresses furnished by the respondent-attorney in the last registration statement filed by the respondent-attorney pursuant to Enforcement Rule 219(d). Service is complete upon delivery or mailing, as the case may be;

(3) the Court, or any justice thereof, may enter a rule directing the respondent-attorney to show cause why the respondent-attorney should not be placed on temporary suspension, which rule shall be returnable within ten days; and

(4) the Court, or any justice thereof, may, before or after issuance of the rule, issue such orders to the respondent-attorney, and to such financial institutions or other persons, as may be necessary to preserve funds, securities or other valuable property of clients or others which appear to have been misappropriated or mishandled in manifest violation of the Disciplinary Rules [ . ];

(5) an order directing the president judge of the court of common pleas in the judicial district where the respondent-attorney maintains his or her principal office for the practice of law or conducts his or her primary practice, to take such further action and to issue such further orders as may appear necessary to fully protect the rights and interests of the clients of the respondent-attorney when:

(i) the respondent-attorney does not respond to a rule to show cause issued after service of the petition pursuant to Enforcement Rule 208(f)(1); or

(ii) Disciplinary Counsel's petition demonstrates cause to believe that the respondent-attorney is unavailable to protect the interests of his or her clients for any reason, including the respondent-attorney's disappearance, abandonment of practice, incarceration, or incapacitation from continuing the practice of law by reason of mental infirmity or illness or because of addiction to drugs or intoxicants.

(b) *Order of temporary suspension.* Enforcement Rule 208(f)(2) provides that if a rule to show cause has been issued under subsection (a) of this section, and the period for response has passed without a response having been filed, or after consideration of any response, the Court may enter an order requiring temporary suspension of the practice of law by the respondent-attorney pending further definitive action under the Enforcement Rules.

(1) Where the Court enters an order under Enforcement Rule 208(f)(1)(ii), the Board shall promptly transmit a certified copy of the order to the president judge, whose jurisdiction and authority under this rule shall extend to all client matters of the respondent-attorney.

(2) Where the Court enters an order under Enforcement Rule 208(f)(1)(i) or (ii) before the issuance of a rule or before the entry of an order of temporary suspension under paragraph (f)(2), the Prothonotary shall serve a certified copy of the Court's order on the respondent-attorney by regular mail addressed to the address furnished by the respondent-attorney in the last registration statement filed by the respondent-attorney and to an address where the respondent-attorney is located if that address is known.

\* \* \* \* \*

## CHAPTER 93. ORGANIZATION AND ADMINISTRATION

### Subchapter B. THE DISCIPLINARY BOARD

#### § 93.23. Powers and duties.

(a) *General rule.* Enforcement Rule 205(c) provides that the Board shall have the power and duty:

(1) To consider [ and investigate ] the conduct of any person subject to the Enforcement Rules [ and may initiate any such investigation on its own motion or may undertake the same upon complaint by any person ] after investigation by Disciplinary Counsel pursuant to Enforcement Rule 207(b)(1). Complaints filed directly with the Board shall be forwarded to the Office of Chief Disciplinary Counsel for assignment to a district office.

*Official Note:* In order to avoid the commingling of prosecutorial and adjudicative functions, which would be a violation of due process, see *Lyness v. Com. of Pa., State Board of Medicine*, 529 Pa. 535, 605 A.2d 1204 (1992), the Office of Disciplinary Counsel is charged with the duty of investigating and prosecuting all disciplinary matters subject to adjudication by the Board. See Enforcement Rule 208(a)(1), (a)(2)(iv). Under Enforcement Rule 208(d)(1), Board Members appointed in a matter to review Disciplinary Counsel's charging decisions or

**recommended disposition are precluded from further participation in that matter.**

\* \* \* \* \*

(5) To assign formal charges or the conduct of an investigatory hearing to a hearing committee or special master, **and to assign a reinstatement petition to a hearing committee.** The assignment to a hearing committee of formal charges or the conduct of an investigatory hearing, **or a reinstatement petition** may be delegated by the Board to its Secretary.

(6) To review the conclusions of hearing committees and special masters with respect to formal charges **or petitions for reinstatement**, and to prepare and forward its own findings and recommendations, together with the record of the proceeding before the hearing committee or special master, to the Supreme Court.

(7) To assign periodically, through its Secretary, senior or experienced hearing committee members within each disciplinary district to:

(i) review and approve or modify recommendations by Disciplinary Counsel for dismissals, informal admonitions, private reprimands and institution of formal charges;

(ii) hear and determine attacks on the validity of subpoenas issued pursuant to § 91.2 (relating to subpoenas and investigations), as provided in § 91.3(2) (relating to determination of validity of subpoena); or

(iii) consider a petition for reinstatement to active status from **retired or inactive status, or administrative suspension**, under [ § 89.273(a)(7) ] § 89.273(b) (relating to procedures for reinstatement).

(8) To review, through a designated panel of three members, and approve or modify a determination by a reviewing hearing committee member that a matter should be concluded by dismissal, private informal admonition, private reprimand or the institution of formal charges before a hearing committee.

(9) **To review, through a designated panel of three members, and approve or reject a joint petition in support of discipline on consent filed with the Board pursuant to Enforcement Rule 215(d).**

(10) **To review, through a single member designated by the Board Chair, and approve or reject a certification filed by Disciplinary Counsel under Enforcement Rule 218(d)(2)(ii) indicating that Disciplinary Counsel has determined that there is no impediment to reinstatement of the petitioner, and to issue the report and recommendation required by subdivision (d) of Enforcement Rule 218.**

(11) To administer private reprimands to attorneys for misconduct.

[ (10) ] (12) To adopt rules of procedure not inconsistent with the Enforcement Rules. Such rules may provide for the delegation to the [ **Chairman** ] **Board Chair** or the [ **Vice-Chairman** ] **Vice Chair** of the power to act for the Board on administrative and procedural matters.

[ (11) ] (13) To cause testimony relating to the conduct of formerly admitted attorneys to be perpetuated.

[ (12) ] (14) To petition the Court under § 91.74 (relating to petition by Board for determination of professional competency) to determine whether an attorney is incapacitated from continuing the practice of law by reason of mental infirmity or illness or because of addiction to

drugs or intoxicants, and to retain counsel other than Disciplinary Counsel to represent the Board in such proceedings when the Board considers such separate representation to be appropriate.

[ (13) ] (15) To recommend the temporary suspension of a respondent-attorney pursuant to **Enforcement Rule 208(f)(5)** (relating to emergency temporary suspension orders and related relief).

[ (14) ] (16) To exercise the powers and perform the duties vested in and imposed upon the Board by law.

(b) *Consultations with local bar associations.* Enforcement Rule 205(d) provides that the Board shall, to the extent it deems feasible, consult with officers of local bar associations in the counties affected concerning any appointment which it is authorized to make under the Enforcement Rules.

### Subchapter G. FINANCIAL MATTERS

#### ANNUAL ASSESSMENT OF ATTORNEYS

##### § 93.141. Annual assessment.

(a) *General rule.* Enforcement Rule 219(a) provides that every attorney admitted to practice law in this Commonwealth, shall pay an annual fee under such rule of [ **\$140.00** ] **\$135.00**; that the annual fee shall be collected under the supervision of the Attorney Registration Office, which shall send and receive, or cause to be sent and received, the notices and forms provided for in this [ **subchapter** ] **Subchapter**, and that the fee shall be used to defray the costs of disciplinary administration and enforcement under the Enforcement Rules, and for such other purposes as the Board shall, with the approval of the Supreme Court, from time to time determine.

\* \* \* \* \*

##### § 93.142. Filing of annual form by attorneys.

(a) *Transmission of form.* Enforcement Rule 219(c) provides that on or before May 15 of each year the Attorney Registration Office shall transmit by ordinary mail to all persons required by the rule to pay an annual fee a form required by subsection (b) of this section.

(b) *Filing of annual form.* Enforcement Rule 219(d) provides that on or before July 1 of each year all persons required by the rule to pay an annual fee shall file with the Attorney Registration Office a signed form prescribed by the Attorney Registration Office in accordance with the following procedures:

(1) The form shall set forth:

(i) The date on which the attorney was admitted to practice, licensed as foreign legal consultant, granted limited admission as an attorney participant in defender and legal services programs pursuant to Pa.B.A.R. 311, or issued a Limited In-House Corporate Counsel License, and a list of all courts (except courts of this Commonwealth) and jurisdictions in which the person has ever been license' to practice law, with the current status thereof.

(ii) The current residence and office addresses of the attorney, each of which shall be an actual street address or rural route box number, and the Attorney Registration Office shall refuse to accept a form that sets forth only a post office box number for either required address. A preferred mailing address different from those addresses may also be provided on the form and may be a post office box number. The attorney shall indicate which of the addresses, the residence, office or mailing address,

will be accessible through the website of the Board (<http://www.padisiplinaryboard.org/>) and by written or oral request to the Board.

**Official Note:** The Note to Enforcement Rule 219(d)(1)(ii) explains that public web docket sheets will show the attorney's address as entered on the court docket.

(iii) The name of each financial institution in Pennsylvania in which the attorney on May 1 of the current year or at any time during the preceding 12 months held funds of a client or a third person subject to Rule 1.15 of the Pennsylvania Rules of Professional Conduct. The form shall include the name and account number for each account in which the lawyer holds such funds, and each IOLTA Account shall be identified as such. The form provided to a person holding a Limited In-House Corporate Counsel License or a Foreign Legal Consultant License need not request the information required by this subparagraph.

(iv) A certification reading as follows: "I certify that all Trust Accounts that I maintain are in financial institutions approved by the Supreme Court of Pennsylvania for the maintenance of such accounts pursuant to Pennsylvania Rule of Disciplinary Enforcement 221 (relating to mandatory overdraft notification) and that each Trust Account has been identified as such to the financial institution in which it is maintained."

(v) A statement that any action brought against the attorney by the Pennsylvania Lawyers Fund for Client Security for the recovery of monies paid by the Fund as a result of claims against the attorney may be brought in the Court of Common Pleas of Allegheny, Dauphin or Philadelphia County.

(vi) **Whether the attorney is covered by professional liability insurance on the date of registration in the minimum amounts required by Rule of Professional Conduct 1.4(c). Rule 1.4(c) does not apply to attorneys who do not have any private clients, such as attorneys in full-time government practice or employed as in-house corporate counsel.**

**Official Note: The Disciplinary Board will make the information regarding insurance available to the public upon written or oral request and on its website. The requirement of Rule 219(d)(3) that every attorney who has filed an annual registration form must notify the Attorney Registration Office in writing of any change in the information previously submitted within 30 days after such change will apply to the information regarding insurance.**

(vii) Such other information as the Attorney Registration Office may from time to time direct.

(2) Payment of the annual fee shall accompany the form. Where a check in payment of the annual fee has been returned to the Board unpaid, the annual fee shall not be deemed to have been paid until a collection fee shall also have been paid. The amount of the collection fee shall be established by the Board annually after giving due regard to the direct and indirect costs incurred by the Board during the preceding year for checks returned to the Board unpaid. On or before July 1 of each year the Office of the Secretary shall publish in the *Pennsylvania Bulletin* a notice of the collection fee established by the Board for the coming assessment year.

(3) Every person who has filed such a form shall notify the Attorney Registration Office in writing of any change in the information previously submitted within 30 days after such change.

(4) Upon original admission to the bar of this Commonwealth, licensure as a Foreign Legal Consultant, issuance of a Limited In-House Corporate Counsel License, or limited admission as an attorney participant in defender and legal services programs pursuant to Pa.B.A.R. 311, a person shall concurrently file a form under this subsection for the current assessment year, but no annual fee shall be payable for the assessment year in which originally admitted or licensed.

[Pa.B. Doc. No. 11-1312. Filed for public inspection August 5, 2011, 9:00 a.m.]

## Title 255—LOCAL COURT RULES

### WASHINGTON COUNTY

#### Local Rules 1901.1-1 Through 1901.1-10 Actions Pursuant to the Protection From Abuse Act; 1901.2 Through 1901.2-4 Actions Pursuant to the Older Adults Protective Services Act; No. 2011-1

#### Order

*And Now*, this 13th day of July, 2011; *It Is Hereby Ordered* that the previously-stated Washington County Local Civil Rules be restated as follows.

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

*By the Court*

DEBBIE O'DELL SENECA,  
*President Judge*

#### L-1901.1-1. Actions Pursuant to the Protection From Abuse Act.

Pursuant to the authority set forth in the Protection from Abuse Act of December 19, 1009, P.J. 1240, as amended, 23 Pa.C.S. § 6101 et seq., the following practices, procedures, and rules are promulgated.

It is the purpose and policy of the Court of Common Pleas of Washington County, Pennsylvania, to implement and effectuate the Protection from Abuse Act and its amendments to protect victims from abuse, to streamline and facilitate enforcement; to establish duties upon the Prothonotary, the Sheriff, Magisterial District Judges, and police departments; and to provide for emergency relief.

#### L-1901.1-2. Commencement in Court.

a. Petitions for Protection from Abuse shall be presented to the appropriate Family Court Judge, who will schedule a hearing on the petition. If the plaintiff petitions from a temporary order and alleges immediate and present danger of abuse, the Court may conduct an ex-parte proceeding and may enter a temporary order as it deems necessary.

b. Assistance and advice to individuals not represented by counsel

1. Forms sufficient for this purpose shall be provided by the Washington County Prothonotary, or by Domestic Violence Services of Southwestern Pennsylvania.

2. Clerical assistance to help with writing and filing the petition shall be provided by the Prothonotary, or by Domestic Violence Services of Southwestern Pennsylvania.

3. Written instructions, in English and in Spanish, to the local domestic violence program, to the Southwestern Pennsylvania Legal Aid Society, and to the Washington County Bar Association Lawyer Referral Service shall be provided by the Prothonotary.

4. Petitions will be accepted between 9:00AM and 3:15PM, Monday through Friday except court holidays.

**L-1901.1-3. Emergency Relief by the Minor Judiciary.**

a. From 3:15 p.m. each day to the resumption of business at 9:15 a.m. the next morning and from 3:15 p.m. of the last day of the business week to 9:15 a.m. of the first day of the next business week, a petition for protection from abuse may be filed before the Magisterial District Judges in the district where the plaintiff lives or the on-call Magisterial District Judge who may grant relief in accordance with the Act.

b. An order issued under subsection (a) will expire at 3:15 p.m. on the next business day.

c. Magisterial District Judge.

1. The Magisterial District Judge shall certify the emergency order issued under subsection (a) and the petition to the Court.

2. The Magisterial District Judge shall advise the plaintiff that the plaintiff is responsible for picking up the certified record at the Magisterial District Judge's office on the next business day of court and filing it with the Prothonotary of Washington County.

3. The Magisterial District Judge shall advise the plaintiff regarding the procedure for initiating a contempt charge.

4. The Magisterial District Judge shall advise the plaintiff of the existence of programs for victims of domestic violence and the availability of legal assistance.

d. Prothonotary.

1. The Prothonotary shall accept the certified record from the Magisterial District Judge for filing and assign a case number.

2. The Prothonotary shall provide the plaintiff with a copy of the petition and emergency order and advise the plaintiff to take the documents to the Domestic Violence Services of Southwestern Pennsylvania.

e. Family Court Judge.

1. The Family Court Judge will schedule hearings on protection orders issued under subsection (a) and will review and continue in effect protection orders that are necessary to protect the plaintiff until the hearing.

2. The Family Court Judge may order service of the petition, emergency and temporary order by the Sheriff pursuant to L-1901.1-4(b).

**L-1901.1-4. Service of Petition and Order.**

a. The plaintiff shall ensure that the petition and order are promptly served upon the defendant and that the order is served upon police departments with appropriate jurisdiction to enforce the order.

b. Where the plaintiff avers that service cannot be safely effectuated by an adult individual other than a law enforcement officer and the Court so orders, the Sheriff of Washington County shall serve the petition and order on the defendant. The Sheriff shall advise the Court that service has been effectuated, as well as the cost of service.

c. If the Court orders service by the Sheriff upon the defendant, the plaintiff shall promptly serve the order upon the appropriate police departments.

**L-1901.1-5. Arrest for Violation of Order.**

a. If the defendant is arrested for violation of a Protection from Abuse order, the defendant shall be taken before the Magisterial District Judge in the district where the alleged violation occurred or the on-call Magisterial District Judge.

b. The defendant shall be arraigned forthwith pursuant to the Pennsylvania Rules of Criminal Procedure and Washington County Local Court Rules.

c. Bail shall be set to insure the defendant's presence at the contempt hearing in accordance with Pa.R.Crim.P. 520 et seq.

d. Procedure for scheduling hearing before the Court:

1. Violation of an order issued by the Washington County Court of Common Pleas.

i. The Magisterial District Judge shall schedule the hearing before the appropriate Family Court Judge at 9:30 AM on the next date that the judge will hear Protection from Abuse related matters.

2. Violation of an order issued by a Magisterial District Judge or court in another judicial district within the Commonwealth or an order issued by a court of another state.

i. The Magisterial District Judge shall schedule the hearing before the appropriate Family Court Judge at 9:30 AM on the next date that the judge will hear Protection from Abuse related matters.

e. The Magisterial District Judge shall inform the arresting officer, the plaintiff, and the defendant of the hearing date and time. Written notice of the hearing shall be delivered to the plaintiff and defendant and each shall sign a receipt.

f. The Magisterial District Judge shall cause the following completed forms to be delivered to the Clerk of Courts: (1) criminal complaint; (2) probable cause affidavit; (3) certificate of bail, if required, and discharge of commitment; and (4) receipts for notice of hearing. The documents shall be delivered by 9:00 a.m. on the morning of the hearing. Delivery may be made by the arresting officer.

**L-1901.1-6. Private Criminal Complaint for Violation of Order or Agreement.**

a. The private criminal complaint shall be filed with the Magisterial District Judge in the jurisdiction in Washington County where the abuse occurred or with the on-call Magisterial District Judge.

b. The approval of the District Attorney of Washington County is not required prior to the filing of a private criminal complaint under this section.

c. The procedure for filing a private criminal complaint for indirect criminal contempt for violation of a non-economic provision of an order or court-approved consent agreement pursuant to Section 6113.1 of the Act is as follows:

1. Magisterial District Judge.

i. The Magisterial District Judge shall prepare the private criminal complaint and notices of hearing.

ii. The Magisterial District Judge shall schedule the hearing before the appropriate Family Court Judge at

9:30 AM on the next date that the judge will hear Protection from Abuse related matters.

iii. The Magisterial District Judge shall give the plaintiff a copy of the private criminal complaint and notice of hearing, receipt of which shall be acknowledged in writing by the plaintiff.

iv. The Magisterial District Judge shall forward the original documents to the Clerk of Courts of Washington County.

## 2. Clerk of Courts.

i. The Clerk of Courts shall process the documents received from the Magisterial District Judge and forward them to the Family Court Judge before whom the hearing is scheduled.

d. The procedure for service of the private criminal complaint is as follows:

1. The Magisterial District Judge shall serve a copy of the private criminal complaint and notice of hearing on the defendant by certified mail, return receipt requested.

2. The Magisterial District Judge shall notify the Family Court Judge, before whom the hearing is scheduled, that the return receipt has been received or that the private criminal complaint has been returned undelivered.

### **L-1901.1-7. Civil Contempt for Violation of Order or Agreement.**

a. A plaintiff may file a petition for civil contempt or modification, alleging that a defendant has violated any provision of an order or court-approved consent agreement.

b. Plaintiff shall obtain a hearing date from the issuing Judge at that Judge's regularly scheduled motions court.

c. Plaintiff shall cause the petition and order scheduling a hearing to be served upon the defendant.

### **L-1901.1-8. Notification Upon Release.**

a. Criminal Victim/Witness Assistance Program shall use all reasonable means to notify the plaintiff sufficiently in advance of the release of the defendant from any incarceration imposed as a result of a finding of contempt.

b. Notification shall be required for work release, furlough, medical leave, community service, discharge, escape, and recapture. Notification shall include the terms and condition imposed on any temporary release from custody. The plaintiff shall keep the Crime Victim/Witness Assistant Program advised of contact information; failure to do so will constitute a waiver of any rights to notification under these provisions.

### **L-1901.1-9. Modification, Extension or Withdrawal of Order or Agreement.**

a. A plaintiff or defendant may file a petition for modification, extension or withdrawal of an order or consent agreement any time during the pendency of the order.

b. The party seeking modification shall file a petition through the Domestic Violence Services of Southwestern Pennsylvania and a hearing shall be scheduled for the next available hearing date for modifications or extension.

c. The hearings for modification, extension or withdrawal of an order or consent agreement will be held once per month and will be scheduled for 1:00 PM.

d. The party seeking modification shall cause the petition and order scheduling the hearing to be promptly served upon the opposing party.

e. No orders for withdrawal will be permitted unless the costs for both the Prothonotary and Sheriff's service are paid.

### **L-1901.1-10. Registry: Out of State Orders.**

a. The Prothonotary shall maintain a registry in which shall be entered certified copies of protection from abuse orders issued by a comparable court in another state.

b. A valid order may be registered by the plaintiff by obtaining a certified copy of the order of the issuing court endorsed by the Prothonotary of that court and filing and presenting that certified order to the Prothonotary of Washington County.

c. Upon receiving a certified order for registration, the Prothonotary shall provide the plaintiff with a copy bearing proof of registration to be filed with the appropriate law enforcement agency.

d. No costs shall be assessed for registration of an order.

### **L-1901.2. Actions Pursuant to Older Adults Protective Services Act.**

#### **L-1901.2-1. Definitions.**

"Act" means "older Adults Protective Services Act" No. 79, effective July 1, 1988, 35 P. S. § 10211 et seq.

"Action" means a petition to enjoin interference with services, or to require access to persons or to records as set forth in Section 7 of the Act, or an emergency petition as set forth in Section 10 of the Act.

#### **L-1901.2-2. Commencement of Action.**

a. Except as provided in subsection (b), an action shall be commenced by filing with the Prothonotary a petition, setting forth a concise statement of the facts relied upon to justify the relief requested, and a prayer for the relief desired.

b. Filing in the office of the Prothonotary a certified order of a Magisterial District Judge entered pursuant to L-1901.2-4.

#### **L-1901.2-3. Service.**

a. Service of the petition or certified order of the Magisterial District Judge shall be made pursuant to Pa. Rules of Civil Procedure 400 et eq.

b. An order entered under Sections 7 and 10 of the Act shall be served and enforced by such persons and in such manner as the Court shall direct in the order.

#### **L-1901.2-4. Hearings.**

a. Within ten (10) days after the filing of a petition under Section 7 of the Act, the Motions Judge of the Court of Common Pleas shall schedule a hearing at which the petitioner must prove the facts justifying the relief requested by a preponderance of the evidence. The Court shall advise the respondent of his right to be represented by counsel. No pleading need be filed in response to the petition.

b. Emergency petitions pursuant to section 10 of the Act shall be presented to the Motions Judge of the Court of Common Pleas during normal Courthouse hours; otherwise to the on-call Magisterial District Judge. The Motions Judge or Magisterial District Judge shall accept and decide such emergency petitions promptly pursuant to Section 10 of the Act.

c. Certified orders of the Magisterial District Judge shall be filed in the Prothonotary's office by 9:15 a.m. on the following business day, at which time they shall expire.

d. The Magisterial District Judge shall advise the petitioners of the need to appear before the Motions Judge at 9:15 a.m. on the Court's next business day for continuing relief.

[Pa.B. Doc. No. 11-1313. Filed for public inspection August 5, 2011, 9:00 a.m.]

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## DISCIPLINARY BOARD OF THE SUPREME COURT

### Notice of Suspension

Notice is hereby given that Martin Bernard Brown having been suspended from the practice of law in the State of Maryland for a period of 90 days by Opinion and Order of the Court of Appeals of Maryland filed July 27, 2010, the Supreme Court of Pennsylvania issued an Order dated July 20, 2011, suspending Martin Bernard Brown from the practice of law in this Commonwealth for

a period of 90 days. In accordance with Rule 217(f), Pa.R.D.E., since this formerly admitted attorney resides outside the Commonwealth of Pennsylvania, this notice is published in the *Pennsylvania Bulletin*.

ELAINE M. BIXLER,

*Secretary*

*The Disciplinary Board of the  
Supreme Court of Pennsylvania*

[Pa.B. Doc. No. 11-1314. Filed for public inspection August 5, 2011, 9:00 a.m.]

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### Notice of Suspension

Notice is hereby given that Neal Sharma having been suspended from the practice of law in the State of New Jersey for a period of 6 months by Order of the Supreme Court of New Jersey dated October 5, 2010; the Supreme Court of Pennsylvania issued an Order dated July 20, 2011, suspending Neal Sharma from the practice of law in this Commonwealth for a period of 6 months. In accordance with Rule 217(f), Pa.R.D.E., since this formerly admitted attorney resides outside the Commonwealth of Pennsylvania, this notice is published in the *Pennsylvania Bulletin*.

ELAINE M. BIXLER,

*Secretary*

*The Disciplinary Board of the  
Supreme Court of Pennsylvania*

[Pa.B. Doc. No. 11-1315. Filed for public inspection August 5, 2011, 9:00 a.m.]

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# NOTICES

## COMMONWEALTH FINANCING AUTHORITY

### Business in Our Sites and PennWorks Programs; Solar Energy Program; Applications for Funds

On July 12, 2011, the Commonwealth Financing Authority (CFA) Board of Directors approved a motion to accept applications requesting funding under the Business in Our Sites (BOS) and PennWorks Programs for the development of business sites in this Commonwealth. The application period opened on July 12, 2011, and will remain open until October 31, 2011.

The CFA plans to deploy approximately \$38.5 million in funds that are available from loan repayments and projects that either did not use all of the awarded funding or did not proceed. Within the \$38.5 million there is approximately \$25 million in BOS loan repayments that can be reloaned and approximately \$13.5 million in unused PennWorks funds that can be loaned or granted to projects for water and sewer improvements. The CFA intends to use the BOS and PennWorks funds in tandem to help finance the construction of high-impact projects in regions of this Commonwealth where there is a significant need for developed business sites.

Eligible applicants are encouraged to contact Brian Eckert at (717) 720-1400 or Scott Dunkelberger at (717) 720-1418 to discuss potential projects before beginning the application process. The CFA is not intending to fund stand alone water or sewer projects with the limited PennWorks funds, but rather use the available funds to compliment the BOS funds for projects where there are water or sewer components. Review the BOS and PennWorks guidelines thoroughly before applying. If applying for both BOS and PennWorks funding for a project, indicate that in the application narrative and budget sections. Where application addendum information is the same for both the BOS and PennWorks applications, only

submit that information as part of the BOS application. Only the application fee for BOS is applicable if applying for both programs.

The CFA anticipates acting on BOS and PennWorks applications at the January 2012 board meeting.

#### *Solar Energy Program*

On July 12, 2011, the CFA Board of Directors approved a motion to again accept applications requesting funding under the Solar Energy Program to encourage further development of solar energy projects in this Commonwealth. The application period will open on September 1, 2011, and will remain open until October 31, 2011.

The CFA plans to deploy funds that are (or will be) available from projects that either did not use all of the originally awarded funding or will not proceed. As a result of previous approvals through the Solar Energy Program, there are currently completed or started projects representing almost 25 megawatts of solar power installed across this Commonwealth.

Review the Solar Energy Program guidelines thoroughly before applying. Eligible applicants are encouraged to contact Tigh Savercool at (717) 720-1401 to discuss potential projects before beginning the application process. It is important to note that CFA contracts extended to newly approved projects will be 12 months in length. Applications should be submitted with this in mind and should represent projects ready to move forward within 6 months of application submission.

Previously submitted applications for still viable projects that were not approved by the CFA in the past must be updated and resubmitted following Solar Energy Program guidelines. It is possible to request an application fee waiver for those projects. The CFA anticipates acting on Solar Energy Program applications at the January 2012 board meeting.

SCOTT DUNKELBURGER,  
*Executive Director*

[Pa.B. Doc. No. 11-1316. Filed for public inspection August 5, 2011, 9:00 a.m.]

## DEPARTMENT OF BANKING

### Actions on Applications

The Department of Banking (Department), under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending July 19, 2011.

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

**BANKING INSTITUTIONS****Section 112 Acquisitions**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
7-13-2011	Warren H. Weiner WFP2, LP.	Approved
	Application for approval to collectively acquire up to 24.7% of the outstanding shares of Hyperion Bank, Philadelphia, Philadelphia County	

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

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
7-13-2011	Luzerne Bank Luzerne Luzerne County	1073 Route 315 Plains Township Luzerne County	Approved

**SAVINGS INSTITUTIONS**

No activity.

**CREDIT UNIONS**

No activity.

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

GLENN E. MOYER,  
*Secretary*

[Pa.B. Doc. No. 11-1317. Filed for public inspection August 5, 2011, 9:00 a.m.]

## DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

### Wild Resource Conservation Program Hearing on Applications for Funding

A hearing will be held on Wednesday, August 10, 2011, to comment on the applications submitted to the Wild Resource Conservation Program for grant funding in Fiscal Year 2011-2012. The hearing will be held at 10 a.m. in the 9th Floor Conference Room 9B, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning this hearing can be directed to Deb Miller at (717) 787-3212, [debmiller@state.pa.us](mailto:debmiller@state.pa.us) or Greg Czarnecki at (717) 783-1337, [gczarnecki@state.pa.us](mailto:gczarnecki@state.pa.us). Persons who plan to make comments should contact the previously listed individuals.

Persons in need of accommodations as provided for the Americans with Disabilities Act of 1990 should contact Greg Czarnecki directly or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department of Conservation and Natural Resources may accommodate their needs.

RICHARD J. ALLAN,  
*Secretary*

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## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Applications, Actions and Special Notices

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## APPLICATIONS

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### THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

### APPLICATIONS FOR NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS AND WATER QUALITY MANAGEMENT (WQM) PERMITS

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



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

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

For applications for new NPDES permits and renewal applications with major changes in Section II, as well as applications for MS4 Individual Permits and Individual Stormwater Construction Permits in Sections IV and VI, the Department, based upon preliminary reviews, has made tentative determinations of proposed effluent limitations and other terms and conditions for the permit applications. These determinations are published as proposed actions for comments prior to taking final actions.

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

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

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

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

### **I. NPDES Renewal Applications**

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PAS633506 (Stormwater)	Royal Green, LLC PO Box 9 Temple, PA 19560	Berks County / Ontelaunee Township	Schuylkill River / 3-C	Y
PA0082627 (Sew)	CBM Ministries 3741 Joy-El Drive Greencastle, PA 17225	Franklin County / St. Thomas Township	Back Creek / 13-C	Y
PA0088650 (Sew)	Capital Area Christian Church 1775 Lambs Gap Road Mechanicsburg, PA 17055	Cumberland County/ Silver Spring & Hampden Townships	UNT Conodoguinet Creek/ 7-B	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed#)</i>	<i>EPA Waived Y/N?</i>
PA0238635	Frank A. Jr. Melissa A. Blaine 304 Eagle Mill Road Butler, PA 16001-8786	Butler County Connoquenessing Township	Little Connoquenessing Creek 20-C	Y
PA0222038	Robert B. Pangallo 3111 Trails End Lane Sigel, PA 15860-5719	Jefferson County Barnett Township	Unnamed tributary to Cathers Run 17-B	Y

## II. Applications for New or Expanded Facility Permits, Renewal of Major Permits and EPA Non-Waived Permit Applications

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

**PA0020214 A-1**, Sewage, SIC Code 4952, **Mount Union Borough Municipal Authority Huntingdon County**, 400 North Drake Street, Mount Union, PA 17066. Facility Name: Mt Union STP. This existing facility is located in Mount Union Borough, **Huntingdon County**.

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

The receiving stream(s), Juniata River, is located in State Water Plan watershed 12-C and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 1.1 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Weekly Average	Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
CBOD <sub>5</sub>	229	367 Wkly Avg	XXX	25	40	50
BOD <sub>5</sub>	Report	Report	XXX	Report	XXX	XXX
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	Report	Report	XXX	Report	XXX	XXX
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	275	413 Wkly Avg	XXX	30	45	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	2000 Geo Mean	XXX	10,000

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

Parameters	Mass (lbs)			Concentration (mg/l)	
	Monthly	Annual	Minimum	Monthly Average	Maximum
Ammonia—N	Report	Report	XXX	Report	XXX
Kjeldahl—N	Report	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX
Total Nitrogen	Report	Report	XXX	Report	XXX
Total Phosphorus	Report	Report	XXX	Report	XXX
Net Total Nitrogen (Interim)	Report	Report	XXX	XXX	XXX
Net Total Nitrogen (Final)	Report	20,091	XXX	XXX	XXX
Net Total Phosphorus (Interim)	Report	Report	XXX	XXX	XXX
Net Total Phosphorus (Final)	Report	2,679	XXX	XXX	XXX

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

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

The EPA Waiver is not in effect.

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

**PA0043036**, Sewage, **Pennsylvania Conference Association of Seventh Day Adventists, Inc.**, 720 Museum Road, Reading, PA 19611 Facility Name: Laurel Lake STP. This existing facility is located in Banks Township, **Indiana County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Sewage.

The receiving stream(s), Straight Run, is located in State Water Plan Watershed 17-D and is classified for High Quality—Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0105 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	
Flow (MGD)	0.0105	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	1.1	XXX	2.7
CBOD <sub>5</sub>	XXX	XXX	XXX	15	XXX	30
Total Suspended Solids	XXX	XXX	XXX	25	XXX	50
Fecal Coliform (CFU/100 ml)				200		
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean	XXX	1000
Oct 1 - Apr 30	XXX	XXX	XXX	2000		
Geo Mean				Geo Mean	XXX	10000
Ammonia-Nitrogen						
May 1 - Oct 31	XXX	XXX	XXX	3.0	XXX	6.0
Nov 1 - Apr 30	XXX	XXX	XXX	9.0	XXX	18.0

The EPA Waiver is in effect.

Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

**PA0263842**, Sewage, SIC Code 4952, **Keating Township**, PO Box 103, East Smethport, PA 16730. Facility Name: Keating Township Farmers Valley STP. This proposed facility is located in Keating Township, **McKean County**.

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

The receiving stream, Potato Creek, is located in State Water Plan watershed 16-C and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.085 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Average Weekly	Minimum	Average Monthly	Average Weekly	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.2
CBOD <sub>5</sub>	17.7	26.5	XXX	25	37.5	50
Total Suspended Solids	21.2	31.9	XXX	30	45	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30				Geo Mean		Geo Mean
Geo Mean	XXX	XXX	XXX	200	XXX	1,000
Oct 1 - Apr 30						Geo Mean
Geo Mean	XXX	XXX	XXX	Geo Mean	XXX	10,000
Geo Mean				2,000		

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

- Requirement to Use eDMR System

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

The EPA Waiver is in effect.

**PA0263851**, Sewage, SIC Code 4952, **Keating Township**, PO Box 103, East Smethport, PA 16730. Facility Name: Keating Township Cyclone STP. This proposed facility is located in Keating Township, **McKean County**.

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

The receiving stream, the Kinzua Creek, is located in State Water Plan watershed 16-B and is classified for Cold Water Fish, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.085 MGD.

Parameters	Mass (lbs/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly		
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0

Parameters	Mass (lbs/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly		
Total Residual Chlorine	XXX	XXX	XXX	0.32	XXX	0.76
CBOD <sub>5</sub>	17.7	26.5	XXX	25	37.5	50
Total Suspended Solids	21.2	31.9	XXX	30	45	60
Fecal Coliform (CFU/100 ml)				200		1,000
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean	XXX	Geo Mean
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000 Geo Mean
Ammonia-Nitrogen						
May 1 - Oct 31	XXX	XXX	XXX	2.6	XXX	5.2
Nov 1 - Apr 30	XXX	XXX	XXX	7.8	XXX	15.6

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

- Requirement to Use eDMR System

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

The EPA Waiver is in effect.

**PA0263869**, SIC Code 4952, 8811, **Jerald Dickerson** PO Box 82, Eldred, PA 16731. Facility Name: Dickerson Palmer SFTF. This proposed facility is located in Ceres Township, **McKean County**.

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

The receiving stream(s), McCrea Run, is located in State Water Plan watershed 16-C and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0004 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly		Minimum	Average Monthly		
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
BOD <sub>5</sub>	XXX	XXX	XXX	10	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10	XXX	20
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200 Geo Mean	XXX	XXX

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

The EPA Waiver is in effect.

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

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

**WQM Permit No. 3410401, Amendment 11-1**, Sewerage, **Beale Township**, 573 Cider Press Road, Port Royal, PA 17082.

This proposed facility is located in Beale Township, **Juniata County**.

Description of Proposed Action/Activity: Seeking permit amendment approval for the Village of Walnut for construction of a community small diameter gravity collection system and septic tank treatment and disposal via sand mounds.

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

**WQM Permit No. 5311201**, CAFO Operation [0241], **Four Winds Dairy**, LLC, 400 Van Etten Road, Ulysses, PA 16948-9562.

This proposed facility is located in Harrison Township, **Potter County**.

Description of Proposed Action/Activity: Four Winds Dairy, LLC, an existing dairy farm, proposes construction of a new 4.06 MG, HDPE-lined, manure storage facility impoundment with related manure transfer piping. The new and existing manure storage facilities will hold a total stored volume of approximately 6.27 MG of manure. The proposed facility is designed with a leak detection system.

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

**WQM Permit No. 0275217-A4**, Industrial Waste, **Shenango, Inc.**, 200 Neville Road, Pittsburgh, PA 15225-1690

This existing facility is located in Neville Township, **Allegheny County**.

Description of Proposed Action/Activity: Permit amendment application.

**WQM Permit No. 0277205-A2**, Industrial Waste, **US Steel Corporation**, PO Box 878, Dravosburg, PA 15034-0878.

This existing facility is located in West Mifflin Borough, **Allegheny County**.

Description of Proposed Action/Activity: Permit amendment application.

**WQM Permit No. 6511402**, Sewerage, **Ligonier Township Municipal Authority**, One Municipal Park Drive, Ligonier, PA 15658.

This proposed facility is located in Ligonier Township, **Westmoreland County**.

Description of Proposed Action/Activity: Application for the construction and operation of a STP.

**WQM Permit No. 0379404-A1**, Sewerage, **West Hills Area Water Pollution Control Authority**, 257 Linde Road, Kittanning, PA 16201.

This existing facility is located in North Buffalo Township, **Armstrong County**.

Description of Proposed Action/Activity: Permit amendment application.

**WQM Permit No. 0311403**, Sewerage, **Parks Township Municipal Authority**, 1106 Highland Avenue, Vandergrift, PA 15690.

This proposed facility is located in Parks Township, **Armstrong County**.

Description of Proposed Action/Activity: Application for the construction and operation of a pump station.

**WQM Permit No. 6311402**, Sewerage, **Peters Township Sanitary Authority**, 111 Bell Drive, McMurray, PA 15317-3415.

This proposed facility is located in Peters Township, **Washington County**.

Description of Proposed Action/Activity: Application for the construction and operation of a sewer extension.

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

**WQM Permit No. 4211401**, Sewerage, **Jerald Dickerson**, P. O. Box 82, Eldred, PA 16731.

This proposed facility is located in Ceres Township, **McKean County**.

Description of Proposed Action/Activity: A Single Residence Small Flow Treatment Facility.

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

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

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI01 0909010	Cold Springs Investment Group 301 Oxford Valley Road Suite 702 Yardley, PA 19067-7713	Bucks	Yardley Borough and Lower Makefield Township	Bucks and Brock Creeks (WWF)
PAI01 2311001	Quarry Center, LP 940 Haverford Road Bryn Mawr, PA 19010	Delaware	Haverford Township	Naylor's Run/Cobbs Creek (WWF-MF)

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

*Wyoming County Conservation District: One Hollowcrest Complex, Tunkhannock, PA 18657, 570-836-2589.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI026608001(1)	Mehoopany Wind LLC 455 2nd Street, SE Suite 400 Charlottesville, VA 22902	Wyoming	Eaton Twp., Forkston Twp., Noxen Twp., Washington Twp., Mehoopany Twp.	Bowmans Creek, HQ-CWF, MF; Stone Run, HQ-CWF, MF; Kasson Brook, HQ-CWF, MF; SB Roaring Run, HQ-CWF, MF; Roaring Run, HQ-CWF, MF; Newton Run, HQ-CWF, MF; Sugar Hollow Creek, HQ-CWF, MF; Hettesheimer Run, HQ-CWF, MF; York Run, HQ-CWF, MF; Bowman Hollow, HQ-CWF, MF

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023911012	Eric Barties Wegmans Food Markets, Inc. 1500 Brooks Ave. Rochester, NY 14603	Lehigh	City of Allentown	Little Lehigh Creek, HQ-CWF, MF

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI032111006	Mark L. Horst 174 Fire House Road Shippensburg, PA 17257	Cumberland County	North Newton Township	Big Spring Creek & Green Spring Creek
PAI032111007	Lester Z. Martin 415 East Old York Road Carlisle, PA 17015	Cumberland County	South Middleton Township	Yellow Breeches Creek HQ-CWF
PAI030711001	Williamsburg Municipal Authority 305 East 2nd Street Williamsburg, PA 16693-1041	Blair County	Woodbury Township	Frankstown Branch Juniata River WWF, MF Piney Creek HQ-CWF, MF

*Northcentral Region: Watershed Management Program Manager, 208 West Third Street, Williamsport, PA 17701*

*Centre County Conservation District: 414 Holmes Avenue, Suite 4, Bellefonte, PA 16823, (814) 355-6817*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041406008-R	Dave Palmer S&A Homes, Inc. 2121 Old Gatesburg Rd State College, PA 16803	Centre	Walker Township	UNT to Nittany Creek CWF UNT to Little Fishing Creek HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI044111003	PA Dept of Conservation & Natural Resources 10 Lower Pine Bottom Rd Waterville PA 17776	Lycoming	McHenry Township	Campbell Run trib to Lick Run EV, MF UNT to Browns Run HQ-CWF, MF

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

*Allegheny County Conservation District, 400 North Lexington Street, Pittsburgh PA 15208 (412-241-7645)*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI050211001	Aerotech, Inc. 101 Zeta Drive Pittsburgh, PA 15238-2897	Allegheny	O'Hara Township	Squaw Run (HQ)

*Beaver County Conservation District, 156 Cowpath Road, Aliquippa, PA 15001 (724-378-1701)*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI050411003	Blackhawk School District 500 Blackhawk Road Beaver Falls, PA 15010	Beaver	Chippewa Township	North Fork Little Beaver Creek (HQ-CWF)

*Fayette County Conservation District, 10 Nickman Plaza, Lemont Furnace, PA 15456 (724-438-4497)*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI052611002	PennDot District 12-0 PO Box 459 825 North Gallatin Avenue Uniontown, PA 15401	Fayette	Springfield Township	Indian Creek (CWF) Mill Run (HQ-CWF)
PAI052611003	Deer Lake Improvement Association 464 Meadow Run Trail Chalk Hill, PA 15470	Fayette	Wharton Township	Meadow Run (HQ-CWF)

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

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PAG-12	CAFOs
PAG-13	Stormwater Discharges from MS4

### **STATE CONSERVATION COMMISSION**

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

The State Conservation Commission has taken the following actions on previously received applications for nutrient management plans under 3 Pa.C.S. Chapter 5, for agricultural operations that have or anticipate submitting applications for new, amended or renewed NPDES permits or NOIs for coverage under a general permit for CAFOs under 25 Pa. Code Chapter 92a. This notice is provided in accordance with 25 Pa. Code Chapter 92a and 40 CFR Part 122, implementing The Clean Streams Law and the Federal Clean Water Act.

Persons aggrieved by an action may appeal under 3 Pa.C.S. § 517, section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law) to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service at (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decision law.

For individuals who wish to challenge actions, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for pro bono representation. Call the Secretary of the Board at (717) 787-3483 for more information.

NUTRIENT MANAGEMENT PLAN—PUBLIC NOTICE SPREADSHEET

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Renewal/ New</i>
Carsonville Farm LP (site) 2716 Powells Valley Road Halifax, Pa 17032 Jeff Wagner (owner) 1651 Furnace Hills Road Lititz, Pa 17543	Dauphin	18.3	635.39	Pullets & Swine	N/A	New
Laverne Rohrer 118 Bentz Mill Rd. East Berlin, PA 17316	York	2	310.63	Turkey	NA	Renewal
Elvin Martin 980 Little Mountain Road, Myerstown, PA 17067	Berks	114.4	388.51	Hogs, Beef, Dairy, Layers	NA	Renewal
Lloyd Brubacker 561 Brown Road, Myerstown, PA 17067	Berks	178.0	267.75	Layers	NA	Renewal

**PUBLIC WATER SUPPLY (PWS) PERMITS**

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

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

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

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

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

**SAFE DRINKING WATER**

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

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

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<b>Permit No. 5611511</b> , Public Water Supply.	
Applicant	<b>Municipal Water Authority of the Township of Jenner</b> , PO Box 115, Boswell, PA 15531
[Township or Borough]	Jenner Township
Responsible Official	Robert Blough, Chairman Municipal Water Authority of the Township of Jenner, PO Box 115, Boswell, PA 15531
Type of Facility	Water system
Consulting Engineer	Somerset Planning & Engineering Services, LLC, 222 West Main Street, Suite 100, Somerset, PA 15501
Application Received Date	July 11, 2011
Description of Action	Construction of a pump station, installation of new 8-inch waterline and replacement of 8-inch waterline.

**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—6026.907)**

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P. S. §§ 6026.302—6026.305) require the Department to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. A person intending to



use the background standard, Statewide health standard, the site-specific standard or intend to remediate a site as a special industrial area shall file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known or suspected contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one or a combination of cleanup standards or receives approval of a special industrial area remediation identified under the act will be relieved of further liability for the remediation of the site for contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

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

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

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

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

**Schaffer Property**, 1455 Pennsylvania Avenue, Emmaus Borough, **Lehigh County**. Douglas Sammak, American Analytical & Environmental, Inc., 738 Front Street, Catasauqua, PA 18031 has submitted a Notice of Intent to Remediate (on behalf of his client, Charles H. and Christine Schaffer, 1455 Pennsylvania Avenue, Emmaus, PA 18049), concerning the remediation of soil found to have been impacted by No. 2 fuel oil as a result of a release from an outdoor aboveground storage tank that was caused by an act of vandalism. The applicant proposes to remediate the site to meet the Residential Statewide Health Standard for soil. The intended future use of the property is for residential purposes. A summary of the Notice of Intent to Remediate is expected to be published in a local newspaper serving the general area sometime in the near future.

*Northcentral Region: Environmental Cleanup Program Manager, 208 West Third Street, Williamsport, PA 17701*

**Former Agway Energy Products Facility**, Borough of Turbotville, Lewis Township, **Northumberland County**. Groundwater Sciences Corp., 2601 Market Place St., Suite 310, Harrisburg, PA 17110 on behalf of Yawga Energy Products, P. O. Box 4933, Syracuse, NY 13221-4933 has submitted a Notice of Intent to Remediate soil and groundwater contaminated with fuel-related volatile organic compounds, particularly benzene and MTBE. The applicant proposes to remediate the site to meet the Site Specific Standard. A summary of the Notice of Intent to Remediate was reported to have been published in *The Daily Item* on June 11, 2011. The intended future use of the property is as a non-residential commercial property.

#### **OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE**

**Application received, under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and regulations to operate a Solid Waste Processing or Disposal Area or Site.**

Southwest Region: Regional Solid Waste Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Telephone 412-442-4000.

**Permit ID No. 301360. CNX Gas Company, LLC**, 200 Evergreen Drive, Waynesburg, PA 15370. Lone Pine Water Transfer Station, Lone Pine Road, Washington PA 15301. An application for a residual waste transfer station permit in Amwell Township, **Washington County**, was received in the Regional Office on July 11, 2011.

*Northwest Region: Regional Solid Waste Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

**Permit Application No. 301353. Advanced Waste Services of PA LLC**, 101 River Park Drive, New Castle, PA 16101, New Castle, **Lawrence County**. A major permit modification to the existing residual waste processing permit was received on July 20, 2011. The application requests the acceptance of limited types of municipal waste (sludges) for processing. No new processing or storage areas will be created. The application was considered administratively complete by the Northwest Regional Office on July 24, 2011.

Comments concerning the application should be directed to Todd Carlson, Program Manager, Northwest Regional Office, 230 Chestnut Street, Meadville, PA 16335. Persons interested in obtaining more information about the general permit application may contact the Northwest Regional Office at (814) 332-6848. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

## **AIR QUALITY**

### **PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS NEW SOURCES AND MODIFICATIONS**

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

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

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

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

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

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

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

**Intent to Issue Plan Approvals and Intent to Issue or Amend Operating Permits under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B. These actions may include the administrative amendments of an associated operating permit.**

*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401*

*Contact: Sachin Shankar, New Source Review Chief—Telephone: 484-250-5920*

**23-0003T: ConocoPhillips** (4101 Post Road, Trainer, PA 19061) to install a reduced volatility Alkylation process (Re-VAP) technology and perform maintenance related activities to the existing Alkylation unit located at 4101 Post Road, Trainer Borough, **Delaware County**. This plan approval will authorize the construction of the project, and the transfer and use of volatile organic compound (VOC) and nitrogen oxides (NOx) emission reduction credits (ERCs). The project is described in the Applicant's application of November 14, 2010 and subsequent submissions.

Based on the information provided by the Applicant and DEP's own analysis, the project will increase emissions of 1.78 tons VOC per year, and 1.74 tons NOx per

year. The required ERCs to offset the contemporaneous emission increases are 34.55 tons VOC and 138.24 tons NOx.

Copies of the application, draft Plan Approval and other documents used in evaluation of the application are available for public inspection during normal business hours at the address shown below.

In order to assure compliance with the applicable standards, DEP will place the following conditions on the plan approval:

25 Pa. Code § 127.208—ERC use and transfer requirements

- The permittee shall use and transfer ERC in accordance with 25 Pa. Code § 127.208.

25 Pa. Code § 127.210—Offset ratios

- The permittee shall provide VOC ERC at a 1.3:1.0 ratio to offset the VOC net emissions increase of 26.58 tons as per 25 Pa. Code §§ 127.203(b)(1)(ii), 127.205(3), and 127.210. The requirement VOC ERC is 34.55 tons.

- The permittee shall provide VOC ERC at a 1.3:1.0 ratio to offset the VOC net emission increase of 106.34 tons as per 25 Pa. Code §§ 127.205(3) and 127.210. The required NOx ERC is 138.24 tons.

25 Pa. Code § 127.12b—Plan approval terms and conditions

- The requirements for Source ID 034 in current TVOP No. 23-00003 apply.

- The requirements for Source ID 035 in current TVOP No. 23-00003 apply.

- The requirements for Source ID 106 in current TVOP No. 23-00003 apply.

- The requirements for Source ID 111 in current TVOP No. 23-00003 apply.

- The requirements for Source ID 114 in current TVOP No. 23-00003 apply.

- The requirements for Source ID 128 in current TVOP No. 23-00003 apply.

- The requirements for Source ID 136 in current TVOP No. 23-00003 apply.

- The Alkylation unit and associated equipment shall be operated in accordance with 40 CFR Part 60, Subpart GGGa—Standards of Performance for Equipment Leaks of VOC in Petroleum Refineries for Which Construction, Reconstruction, or Modification Commenced After November 7, 2006.

- The Alky unit and associated equipment are subject to the leak detection and repair (LDAR) requirements applicable to fugitive sources at petroleum refineries, specified in 25 Pa. Code § 129.58. Certain of these components may also be subject to federal LDAR requirements established under 40 CFR 60, Subpart VVa (through Subpart GGGa), or 40 CFR 63, Subpart CC, as appropriate. In accordance with an alternative monitoring plan submitted by the permittee, and approved by the Department, a source that is subject to both the provisions of 25 Pa. Code § 129.58 and either federal LDAR requirement, satisfies the requirements of 25 Pa. Code § 129.58 by complying with the provisions of the applicable federal LDAR standard. Therefore, each component at the facility that is subject to an LDAR requirement under state or federal regulations complies with applicable LDAR standards by implementing an LDAR program consistent with the single designated regulatory program. The fugitive

monitoring plan developed and maintained on-site by the permittee identifies which portions of each unit are subject to fugitive Sources IDs #114, 128, or 215. This section of the permit identifies applicable standards for Source ID #114, which satisfies LDAR obligations through compliance with the provisions of 25 Pa. Code § 129.58.

- Prior to the issuance of the Operating Permit, the permittee shall provide to the Department a list of the equipment that is subject to the NSPS Subpart GGGa, the applicable requirements for the equipment, and the methods of complying the requirements.

Any person wishing to provide DEP with additional information they believe should be considered prior to the issuance of the Plan Approval may submit the information to the address shown below. Each written comment shall include the following:

- 1) Name, address and telephone number of the person submitting the comments.
- 2) Identification of the proposed Plan Approval No. 23-0003T.
- 3) Concise statement regarding the relevancy of the information or any objections to issuance of the Plan Approval.

Requests for a public fact finding conference or hearing may also be made by writing DEP at the address shown below. A public conference may be held, if DEP in its discretion decides that such a conference is warranted on the basis of the information received. All persons who have submitted comments or have requested a conference will be notified of the decision to hold such a conference by publication in this newspaper or the *Pennsylvania Bulletin*, or by telephone, where DEP determines such notification by telephone is sufficient.

James Rebarchak  
Regional Manager  
Air Quality  
Department of Environmental Protection  
Southeast Regional Office  
2 East Main Street  
Norristown, PA 19401

For additional information, please contact Mr. Sachin Shankar at 484-250-7501

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110*

*Contact: Thomas J. Hanlon, Chief, East Permitting Section—Telephone: 717-705-4862 or Daniel Husted, Chief, West Permitting Section—Telephone: 717-949-7935*

**28-05002C: Letterkenny Army Depot—US Department of Defense** (One Overcash Avenue, Chambersburg, PA 17201) for construction of two coating booths for miscellaneous metal coating operations at their facility in Greene / Letterkenny Townships, **Franklin County**.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), the Department of Environmental Protection (DEP) has received and intends to issue a Plan Approval to the abovementioned company for the abovementioned project. This plan approval may be incorporated into the company's facility-wide permit via an administrative amendment at a later date.

28-05002C is for the construction of two coating booths in building 57 at the Letterkenny Army Depot Greene / Letterkenny Townships facility. The company shall be subject to and comply with the requirements of Best Available Technology (BAT) in accordance with 25 Pa. Code §§ 127.1 and 127.12(a)(5). Best available tech-

nology (BAT) for this source type is a limit on pounds of VOCs per gallon of coating solids. A limit of 4.52 lbs. VOCs/gallon coating solids is required for general coatings, and a limit of 6.67 lbs. VOCs/gallon coating solids is required for specialized coatings, which is more clearly specified in EPA Control Techniques Guidelines for Miscellaneous Metal and Plastic Parts Coatings. The company shall be subject to and comply with 25 Pa Code § 129.52 Surface Coating Processes and 25 Pa. Code § 129.51 Sources of VOCs. Particulate emissions will be controlled by dry panel filters. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements. The potential air emissions from the proposed project are less than 16 TPY VOCs and 1 TPY HAPs.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at DEP's Southcentral Regional Office, 909 Elmerton Avenue, Harrisburg, PA 17110-8200.

A person may oppose the proposed plan approval, or may provide the Department with additional information to consider in its review, by filing a written protest with the Department at the address listed above. Each written comment must contain the following:

- Name, address and telephone number of the person submitting the comments.
- Identification of the proposed permit by the permit number listed above.
- A concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *PA Bulletin*, will exist for the submission of comments or protests, or for requests for a public hearing. A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received.

Daniel C. Husted may be contacted at 717-705-4863, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments, protests, or requests for a public hearing.

Plan approvals issues to sources identified in 25 Pa. Code Section 127.44(b)(1)—(4) or plan approvals issued to sources with limitations on the potential to emit may become part of the SIP, and will be submitted to EPA for review and approval.

**21-03055B: Fry Communications, Inc.** (800 West Church Road, Mechanicsburg, PA 17055) for the installation of a web offset printing press with afterburner emissions control system at the Building 4 facility in Silver Spring Township, **Cumberland County**.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), the Department of Environmental Protection (DEP) has received and intends to issue a Plan Approval to the abovementioned company for the abovementioned project. This plan approval may be incorporated into the company's facility-wide permit via an administrative amendment at a later date.

Plan Approval 21-03055B authorizes the installation of the Source ID 106 printing press with integral afterburner for volatile organic compound (VOC) emissions control. The plant's potential VOC emissions will increase

by an estimated 3 tons per year total for the new press and support activities. The Plan Approval and Operating permit will contain emission limits, along with monitoring, recordkeeping and reporting requirements to ensure the plant complies with the applicable air quality requirements.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed plan approval, or may provide the Department with additional information to consider in its review, by filing a written protest with the Department at the address listed above. Each written comment must contain the following:

- Name, address and telephone number of the person submitting the comments.
- Identification of the proposed permit by the permit number listed above.
- A concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *PA Bulletin*, will exist for the submission of comments or protests.

Daniel C. Husted, PE may be contacted at 717-705-4863, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701*

*Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648*

**08-399-019E: Global Tungsten & Powders, Corp.** (Hawes Street, Towanda, PA 18848-0504), for the proposed construction of and operation of one new process reactor tank (CR-6) for digesting tungsten carbide scrap metal with hydrochloric acid at the North Towanda Township, **Bradford County** facility. This is a state only facility. The facility has taken a synthetic minor restriction to limit the carbon monoxide, nitrogen oxides, and volatile organic compounds emissions below the major thresholds.

The Department's review of the information contained in the application submitted by GTP indicates that the hydrochloric acid emissions from the tanks controlled by the proposed Bionomics scrubber and the existing sources will comply with applicable air quality requirements pertaining to air contamination sources and the emission of air contaminants, including the best available technology requirement (BAT) of 25 Pa. Code §§ 127.1 and 127.12. Based on this finding, the Department proposes to issue a plan approval for the proposed construction.

The emissions from the proposed new source combined with existing sources will not exceed 0.2 tons of hydrochloric acid per year. The following is a summary of the types of conditions the Department intends to place in the plan approval to ensure compliance with applicable regulatory requirements including the best available technology requirements of 25 Pa. Code §§ 127.1 and 127.12.

Work practice requirements to install and operate the sources and control device in accordance with manufacturer's recommendations and good air pollution control practices.

Monitoring and Recordkeeping conditions to verify compliance with the applicable requirements and good air pollution control practices.

A copy of the plan approval application and the Department's review is available for public review between 8 a.m. and 4 p.m. at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review may be made by calling the Department at 570-327-3693. Written comments or requests for a public hearing should be directed to Muhammad Q. Zaman, Environmental Program Manager, Department of Environmental Protection, Air Quality Program, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, 570-327-3648.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

*Contact: B. Hatch, Environmental Engineer Managers—Telephone: 412-442-4163/5226*

**63-00936E: MarkWest Liberty Midstream and Resources, LLC** (1515 Arapahoe Street Tower 2, Suite 700, Denver, CO 80202-2126) Notice is hereby given in accordance with 25 Pa. Code §§ 127.44—127.46 that the Department of Environmental Protection (DEP) intends to issue Air Quality Plan Approval: PA-63-00936E to allow the installation and initial temporary operation of a rail load-out facility for the transfer of up to 402 million gallons of natural gas liquids produced at the Houston Gas Plant located in Chartiers Township, **Washington County**.

Potential emit from the rail load-out facility is estimated to be 4.53 tons of nitrogen oxides (NO<sub>x</sub>), 24.63 tons of carbon monoxide (CO), and 9.85 tons of volatile organic compounds (VOC) per year. Best available technology (BAT) for the proposed sources is the load-out of natural gas liquids into railcars under positive pressure or under normal pressure conditions with control by a vapor collection unit and enclosed flare. Minimization of natural gas liquids loss during loading hose disconnects and equipment inspection for the presence of leaks is also required. The authorization is subject to State regulations including 25 Pa. Code § 129.57. The reporting of greenhouse gas emissions in the form of CO<sub>2</sub> equivalent and on a mass basis has also been included in this Plan Approval. Plan Approval has been conditioned to ensure compliance with all applicable rules. This includes testing, work practice, monitoring, recordkeeping, and reporting conditions. Once compliance with the Plan Approval is demonstrated, the applicant will subsequently apply for or amend a Title V Operating Permit in accordance with 25 Pa. Code Chapter 127, Subchapter F.

Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the Plan Approval may submit the information to Alan Binder, Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA, 15222. Each written comment must contain the following:

Name, address and telephone number of the person submitting the comments.

Identification of the proposed Plan Approval (PA-63-00936E).

Concise statements regarding the relevancy of the information or objections to issuance of the Plan Approval.

All comments must be received prior to the close of business 30 days after the date of this publication.

For additional information you may contact Alan Binder at 412-442-4168.

*Department of Public Health, Air Management Services:  
321 University Avenue, Philadelphia, PA 19104*

*Contact: Edward Wiener, Chief—Telephone: 215-685-9426*

**AMS 11006: Southeastern Pennsylvania Transportation Authority—Callowhill Bus Facility**, (59th and Callowhill Streets, Philadelphia, PA 19132) for installation of the following: three (3) boilers, each rated at 4.8 MMBtu/hr or less and firing natural gas or No. 2 fuel oil; one (1) 0.6 MMBtu/hr pressure washer firing natural gas; nine (9) 0.83 MMBTU/hr rooftop heaters, each firing natural gas; one (1) thermal oxidizer for soil remediation; activated carbon units for soil remediation; two (2) parts washer/degreasers; and one (1) 200 kilowatt emergency generator firing natural gas in the City of Philadelphia, **Philadelphia County**. After the installation, there will be a potential emission increase of the following pollutants: 13.0 tpy of NO<sub>x</sub>; 1.1 tpy of VOC, and 1.1 tpy of PM, 7.0 tpy of CO, and 9.8 tpy of SO<sub>x</sub>. The Plan Approval will contain operating, monitoring, recordkeeping, and reporting requirements to ensure operation within all applicable requirements.

**AMS 11032: Southeastern Pennsylvania Transportation Authority—Overbrook Maintenance Facility**, (5320 West Jefferson Street, Philadelphia, PA 19131) for installation of the following: sixteen (16) space heaters, each rated at 0.8 MMBtu/hr or less and firing natural gas; one (1) 0.56 MMBtu/hr pressure washer firing natural gas; and two (2) parts washer/degreasers in the City of Philadelphia, **Philadelphia County**. After the installation, there will be a potential emission increase of the following pollutants: 3.4 tpy of NO<sub>x</sub>; 0.4 tpy of VOC, and 2.9 tpy of CO. The Plan Approval will contain operating, monitoring, recordkeeping, and reporting requirements to ensure operation within all applicable requirements.

#### OPERATING PERMITS

#### Intent to Issue Title V Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter G.

*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401*

*Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920*

**46-00001: JBS Souderton Inc.** (741 Souder Road, Souderton, PA 18964) for renewal of the Title V Operating Permit in Franconia Township, **Montgomery County**. The current permit will expire on November 28, 2011. The facility is a meat-packing and rendering plant, which emits major levels of Nitrogen Oxides (NO<sub>x</sub>) from the boilers on site. Source ID 112 Parts Washers has been moved from Section A (Site Inventory) and Section D (Source Level) to Section G (Miscellaneous) of permit because the facility has replaced the solvent-based product with an aqueous-based washer solution in the parts washers. The following on-going projects at the facility are exempt from plan approval but have been added to the operating permit as follows: (a) Source ID 302 Anaerobic Lagoon Project RFD No. 711 and Control Device Source ID CD13 Gas Flare Project RFD No. 757, (b) Source ID 113 Exempt Emergency Generators RFD No. 839. The renewal contains all applicable requirements including monitoring, recordkeeping and reporting.

The sources at this facility are not subject to Compliance Assurance Monitoring (CAM) pursuant to 40 CFR Part 64 because the existing control devices are not used to reduce emissions for which the facility is major (NO<sub>x</sub>).

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110*

*Contact: Thomas J. Hanlon, Chief, East Permitting Section—Telephone: 717-705-4862 or Daniel Husted, Chief, West Permitting Section—Telephone: 717-949-7935*

**38-05003: Carmeuse Lime, Inc.** (3 Clear Spring Road, Annville, PA 17003) for operation of a lime manufacturing plant in North Londonderry Township, **Lebanon County**.

In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit for the abovementioned facility. This is a renewal of their Title V Operating permit issued in November 2006. Included in the permit renewal is the incorporation of emission reduction credits (ERCs) to be entered into Pennsylvania's ERC registry for the shut-down of kilns No. 1 & 2. The facility will be granted ERCs in the amount of 161.05 tons per year (tpy) for nitrogen oxides (NO<sub>x</sub>), 238.94 tpy of carbon monoxide (CO), 149.48 tpy of sulfur oxides (SO<sub>x</sub>), 10.57 tpy of particulate matter (PM-10), 3.12 tpy of particulate matter (PM<sub>2.5</sub>), and 0.46 tpy of volatile organic compounds (VOCs). The facility is subject to 40 CFR Part 63, Subpart AAAAA—National Emission Standards for Hazardous Air Pollutants for Lime Manufacturing Plants. The subject facility has actual emissions of approximately 157.1 tons of CO, 329.9 tons of NO<sub>x</sub>, 29.3 tons of PM<sub>10</sub>, 167.2 tons of SO<sub>x</sub>, and 1.0 ton of VOCs. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping, and reporting requirements to ensure the facility complies with the applicable air quality regulations.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Southcentral Regional Office, at 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed operating permit, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the following:

- Name, address and telephone number of the person submitting the comments.
- Identification of the proposed permit by the permit number listed above.
- A concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *PA Bulletin*, will exist for the submission of comments or protests.

Thomas J. Hanlon, P.E., Chief, East Permitting Section Chief may be contacted at (717) 705-4862, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

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**Intent to Issue Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.**

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*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110*

*Contact: Thomas J. Hanlon, Chief, East Permitting Section—Telephone: 717-705-4862 or Daniel Husted, Chief, West Permitting Section—Telephone: 717-949-7935*

**06-05122: Roeberg Enterprise Inc.—dba Yorgey's Cleaners** (1700 Fairview Street, Reading, PA 19606) for operation of a dry cleaning facility in Reading City, **Berks County**.

In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit for the abovementioned facility.

The subject facility has actual emissions of 11.8 tpy of VOC. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 40 CFR 60 Subpart JJJ—Standards of Performance for Petroleum Dry Cleaners.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Southcentral Regional Office, at 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed plan approval, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the following:

- Name, address and telephone number of the person submitting the comments.
- Identification of the proposed permit by the permit number listed above.
- A concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *PA Bulletin*, will exist for the submission of comments or protests.

Mr. Thomas Hanlon, Chief, East Permitting Section may be contacted at 717-705-4862, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

**38-05027: Reading Materials Inc.** (155 Syner Road, Annville, PA 17003) for the operation of a batch asphalt plant in North Annville Township, **Lebanon County**.

In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit for the abovementioned facility.

The subject facility has actual emissions of 18.6 tpy of CO, 1.2 tpy of NO<sub>x</sub>, 0.2 tpy of SO<sub>x</sub>, 0.4 tpy of VOC and 1.3 tpy of PM-10. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include

provisions derived from 40 CFR 60 Subpart I—Standards of Performance for Hot Mix Asphalt Facilities.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Southcentral Regional Office, at 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed plan approval, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the following:

- Name, address and telephone number of the person submitting the comments.
- Identification of the proposed permit by the permit number listed above.
- A concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *PA Bulletin*, will exist for the submission of comments or protests.

Mr. Thomas Hanlon, Chief, East Permitting Section may be contacted at 717-705-4862, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

**06-03149: The Bachman Co.** (51 Spring Valley Road, Reading, PA 19605) for production of pretzels and Jax in Muhlenberg Township, **Berks County**.

In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit for the abovementioned facility.

The subject facility has actual emissions of 2.64 tpy of NO<sub>x</sub>, 2.22 tpy of CO, 0.20 tpy of PM, and 0.15 tpy of VOC. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Southcentral Regional Office, at 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed plan approval, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the following:

- Name, address and telephone number of the person submitting the comments.
- Identification of the proposed permit by the permit number listed above.
- A concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *PA Bulletin*, will exist for the submission of comments or protests. Mr. Thomas Hanlon, Chief, East Permitting Section may be contacted at 717-705-4862, or at PA DEP Air Quality Program, 909

Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

**21-05044: Dairy Farmers of America, Inc.** (4825 Old Gettysburg Road, Mechanicsburg, PA 17055) for the bottled beverage production facility in Lower Allen Township, **Cumberland County**.

In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has received an application and intends to issue a renewal of an Air Quality Operating Permit for the abovementioned facility.

The subject facility has the following actual emissions: 9 TPY of CO; 5 TPY of NO<sub>x</sub>; and 1 TPY of VOC. The Operating Permit will include emission limits and work practice standards along with testing, monitoring, record keeping and reporting requirements to ensure the facility complies with all applicable air quality regulations. All three boilers are subject to 40 CFR Part 60, Subpart D—Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units as well as 40 CFR Part 63, Subpart JJJJJJ—National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers Area Sources.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Southcentral Regional Office at 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed operating permit, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the following:

- Name, address and telephone number of the person submitting the comments.
- Identification of the proposed permit by the permit number listed above.
- A concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period from the date of publication of this notice in the *PA Bulletin* will exist for the submission of comments or protests.

Daniel C. Husted, P.E., Chief, West Permitting Section, may be contacted at 717-705-4863, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

*Contact: Barbara Hatch, Facilities Permitting Chief—Telephone: 412-442-4174*

**63-00494: Fort Cherry School District** (110 Fort Cherry Rd., McDonald, PA, 15057-2927). Synthetic Minor Operating Permit renewal for the Fort Cherry Jr/Sr High School located in Mt. Pleasant Township, **Washington County**. Equipment at this facility includes one tri-fuel boiler equipped to burn either coal or natural gas and a second tri-fuel boiler equipped to burn only natural gas. Additional insignificant sources include a small dust collector, hot water heaters, gas ovens, and steam kettles. Potential emissions from the facility are based on a limit of burning 2,160 tons of coal per consecutive 12 month period and are estimated to be 23.7 tons NO<sub>x</sub>, 3.0 tons

VOCs, 14.4 tons CO, 5.1 tons particulate matter and 80.4 tons SO<sub>x</sub>. Actual emissions from the facility are much lower. The facility is subject to the applicable requirements of Pa Code Title 25 Chapters 121 through 145. The proposed Operating Permit contains applicable emission limits, as well as testing, monitoring, recordkeeping, reporting and work practice requirements. This is a State Only Permit Renewal.

## PLAN APPROVALS

**Receipt of Plan Approval Applications and Intent to Issue Plan Approvals, and Intent to Issue Amended Operating Permits under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B And Subchapter F. These actions may include the administrative amendments of an associated operating permit.**

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

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

**66-329-012: Chief Gathering LLC** (6051 Wallace Road Ext., Suite 210, Wexford, PA 15090-7386) for construction of a natural gas compressor station at their Wyoming North Compressor Station in Lemon Twp., **Wyoming County**.

Notice is hereby given in accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), that the Department of Environmental Protection (DEP) has received and intends to issue a Plan Approval to Chief Gathering LLC (6051 Wallace Road Ext., Suite 210, Wexford, PA 15090-7386) for their facility to be located in Lemon Twp., Wyoming County. This Plan Approval No. 66-329-012 will be incorporated into a Synthetic Minor Permit through an administrative amendment at a later date.

Plan Approval No. 66-329-012 is for the construction of a natural gas compressor station at the Wyoming North Compressor Station. The site will consist of eight lean-burn compressor engines, two dehydration units with reboilers and associated equipment. The VOC emissions from the facility will not equal or exceed 50 TPY, based on a 12-month rolling sum. The NO<sub>x</sub> emissions from the facility will not equal or exceed 100 TPY, based on a 12-month rolling sum. Total PM, SO<sub>x</sub>, and CO emissions from the facility will not equal or exceed 100 TPY, based on a 12-month rolling sum. The HAPs from the facility must never equal or exceed 10 TPY of any single HAP and must never equal or exceed 25 TPY of all aggregated HAPs, based on a 12-month rolling sum. The Plan approval and Operating Permit will include testing, monitoring, record keeping and reporting requirements designed to keep the sources operating within all applicable air quality requirements.

The facility is subject to MACT 40 CFR Part 63 Subparts ZZZZ and HH, NSPS Subpart JJJJ and 25 Pa. Code § 127.12(a)(5) Best Available Technology (BAT) requirements. The visible emission opacity shall not be equal to or greater than 20% at any time. The company shall be subject to and comply with 25 Pa. Code § 123.31 for malodorous emissions.

Emissions from the engines will meet MACT Subpart ZZZZ, MACT Subpart HH, BAT & NSPS Subpart JJJJ requirements. The Plan Approval and Operating permit will contain additional recordkeeping and operating re-

strictions designed to keep the facility operating within all applicable air quality requirements.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the address shown in the preceding paragraph. Each written comment must contain the following:

Name, address and telephone number of the person submitting the comments.

Identification of the proposed permit No.: 66-329-012.

A concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Ray Kempa, Chief, New Source Review Section, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, Phone # 570-826-2511 within 30 days after publication date.

## COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.20a). Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

The following permit applications to conduct mining activities have been received by the Department. A copy of the application is available for inspection at the district mining office indicated before each application. Notices of requests for 401 Water Quality Certifications are included in individual application notices, as noted.

Written comments or objections, or requests for an informal conference, or a public hearing, as applicable, on a mining permit application and request for Section 401 water quality certification application may be submitted by any person or any officer or head of any Federal, state or local government agency or authority to the Department at the address of the district mining office indicated before each application within 30 days of this publication, or within 30 days after the last publication of the applicant's newspaper advertisement as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34.

Written comments or objections regarding a mining permit application should contain the name, address and telephone number of persons submitting comments or

objections, application number and a statement of sufficient detail to inform the Department on the basis of comment or objection and relevant facts upon which it is based.

A request for an informal conference or a public hearing, as applicable, on a mining permit application, as provided by 25 Pa. Code § 77.123 or § 86.34, must contain the name, address and telephone number of the requestor; the application number; a brief summary of the issues to be raised by the requestor at the conference; and a statement whether the requestor desires to have the conference conducted in the locality of the proposed mining activities.

When an NPDES number is listed, the mining activity permit application was accompanied by an application for an individual NPDES permit. A separate notice will be provided after the draft NPDES permit is prepared.

### *Coal Applications Received*

*California District Office: 25 Technology Drive, Coal Center, PA 15423, 724-769-1100*

**17841607 and NPDES No. PA0100803 and GP12-17841607. Rosebud Mining Company**, (301 Market Street, Kittanning, PA 16201), to renew the permit for the Bigler Coal Preparation Plant in Bradford Township, **Clearfield County** and related NPDES permit. Includes renewal of Bureau of Air Quality GPA/GP12 Authorization. No additional discharges. Application received: December 27, 2010.

**30831303 and NPDES No. PA0013511, Cumberland Coal Resources, LP**, (158 Portal Road, P. O. Box 1020, Waynesburg, PA 15370), to revise the permit for the Cumberland Mine in Center and Wayne Townships, **Greene County** to install the No. 7 Bleeder Shaft Site. Surface Acres Proposed 3.7. No additional discharges. Application received: February 15, 2011.

*Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, 814-472-1900*

**56990105 and NPDES No. PA0235202. Marquise Mining Corporation**, 3889 Menoher Boulevard, Johnstown, PA 15905, permit renewal for reclamation only of a bituminous surface and auger mine in Quemahoning Township, **Somerset County**, affecting 168.5 acres. Receiving stream(s): unnamed tributaries to/and Stonycreek River classified for the following use(s): cold water fishery. The first downstream potable water supply intake from the point of discharge is Cambria Somerset Authority Border Dam SWI. Application received: July 11, 2011.

**05070101 and NPDES No. PA0262544. Heritage Coal & Natural Resources, LLC**, 208 West Mud Pike Road, Rockwood, PA 15557, transfer of an existing bituminous surface mine from Forcey Coal, Inc., P. O. Box 225, Madera, PA 16661, located in Broadtop Township, **Bedford County**, affecting 110.0 acres. Receiving stream(s): East Fork Brewster Hollow Run and Brewster Hollow Run classified for the following use(s): warm water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: June 20, 2011.

**56060101 and NPDES No. PA0249904. Fieg Brothers**, 3070 Stoystown Road, Stoystown, PA 15563, permit renewal for the continued operation and restoration of a bituminous surface mine in Stonycreek Township, **Somerset County**, affecting 194.6 acres. Receiving stream(s): UTS to Buck Run, Schrock Run and Stonycreek River classified for the following use(s): cold water fisheries. The first downstream potable water



supply intake from the point of discharge is Hooversville Municipal Authority. Application received: July 11, 2011.

*Greensburg District Mining Office: Armbrust Professional Center, 8205 Route 819, Greensburg, PA 15601, 724-925-5500*

**03803044 and NPDES Permit No. PA0126375. State Industries, Inc.** (P. O. Box 1022, Kittanning, PA 16201). Revision application for additional operation area and gas well variance to an existing bituminous surface mine, located in East Franklin Township, **Armstrong County**, affecting 97.9 acres. Receiving streams: unnamed tributary to Limestone Run, classified for the following use: WWF. The potable water supply intake within 10 miles downstream from the point of discharge: West Penn Water Co. Application received: May 2, 2011.

**63090103 and NPDES Permit No. PA0251747. Amerikohl Mining, Inc.** (1384 State Route 711, Stahlstown, PA 15687). Revision application for increase of mining area to an existing bituminous surface mine, located in Fallowfield & Somerset Townships, **Washington County**, affecting 222.2 acres. Receiving streams: Sawmill Creek and unnamed tributaries to Sawmill Creek, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Application received: July 18, 2011.

*Knox District Mining Office: P. O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, 814-797-1191*

**10080103. Ben Hal Mining Company** (389 Irishtown Road, Grove City, PA 16127). Revision to an existing bituminous surface and auger mine to change the post-mining land use from forestland and forestland (now abandoned surface mine) to unmanaged natural habitat on the Raymond F. Webb and Helen D. Schubert properties and to change the post-mining land use from forestland to unmanaged natural habitat on the Roger M. Wick and Edward Rudolchick properties in Concord Township, **Butler County**. Receiving streams: Unnamed tributary No. 3 to Pine Run, classified for the following uses: HQ-WWF. The first downstream potable water supply intake from the point of discharge is Pennsylvania American Water Company. Application received: July 21, 2011.

**10920112 and NPDES Permit No. PA0211401. State Industries, Inc.** (P. O. Box 1022, Kittanning, PA 16201) Renewal of an existing bituminous strip, auger and coal ash placement in Concord Township, **Butler County** affecting 230.1 acres. Receiving streams: Four unnamed tributaries of Bear Creek and Bear Creek, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. This application is for reclamation only. Application received: July 20, 2011.

**33070108. Ben Hal Mining Company** (389 Irishtown Road, Grove City, PA 16127). Revision to an existing bituminous surface mine to change the post-mining land use from forestland to unmanaged natural habitat on the Donald D. Ramsey (now Jacob Miller) property in McCalmont Township, **Jefferson County**. Receiving streams: Six unnamed tributaries to Little Sandy Creek, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: July 21, 2011.

*Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200*

**17800147 and NPDES No. PA0256463. Sky Haven Coal, Inc.** (5510 State Park Road, Penfield, PA 15849).

Renewal of an existing bituminous surface mine located in Lawrence Township, **Clearfield County** affecting 298.0 acres. Receiving streams: unnamed tributaries to Moose Creek and Montgomery Creek classified for cold water fisheries. There are no potable water supply intakes within 10 miles downstream. Application received: July 5, 2011.

**17080114 and NPDES No. PA0256951. Waroquier Coal Co.** (P. O. Box 128, Clearfield, PA 16830). Revision to an existing bituminous surface mine located in Jordan Township, **Clearfield County** affecting 97.0 acres. This revision is for an incidental boundary extension to add 5.2 acres to the surface mine permit boundary which includes the location of a new haul road and additional spoil storage area. Receiving streams: North Witmer Run and Davidson Run classified for cold water fisheries. There are no potable water supply intakes within 10 miles downstream. Application received: July 8, 2011.

#### *Noncoal Applications Received*

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118*

**6276SM1A1C6 and NPDES Permit No. PA0594571. New Enterprise Stone & Lime Co., Inc. d/b/a Martin Limestone, Inc.** (P. O. Box 550, Blue Ball, PA 17506), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Salisbury Township, **Lancaster County**, receiving stream: unnamed tributary to Pequea Creek, classified for the following use: High Quality, cold water fishers. Application received: July 20, 2011.

#### **PROJECTS UNDER THE ENVIRONMENTAL GOOD SAMARITAN ACT**

Chapter 81 of 27 Pa.C.S. (relating to Environmental Good Samaritan Act) provides certain protections and immunities from civil liability for landowners and persons who voluntarily undertake reclamation and abatement projects to address land and water adversely affected by mining or oil or gas extraction or exploration for natural resources and left in an unreclaimed condition or left discharging water pollution. For landowners and persons to qualify for immunity, the projects must be approved by the Department.

The following project proposals have been received by the Department. A copy of a proposal is available for inspection at the office indicated before each proposal.

Written comments or objections may be submitted by a person or office or head of a Federal, state or local government agency or authority to the Department at the same address within 30 days of this publication.

Written comments or objections should contain the name, address and telephone number of the person submitting comments or objections, the proposal identification number and a statement of sufficient detail to inform the Department of the basis of the comment or objection and the relevant facts upon which it is based.

*Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, 814-472-1900*

Pursuant to the Environmental Good Samaritan Act (27 Pa.C.S.A. 8001—8114), notice is hereby given that the Clearfield Creek Watershed Association has submitted a proposal to the Department of Environmental Protection (DEP) for a water pollution abatement project to construct a passive abandoned mine treatment system on properties owned by the Blair County Solid Waste Authority; located one mile N.W. of Buckhorn, PA along Little Laurel Run.

A copy of the project proposal is on file for public review at the Cambria Office, 286 Industrial Park Road, Ebensburg, PA 15931 between the hours of 9:00 a.m.—4:00 p.m. Written comments or objections may be submitted to the Cambria Office within thirty (30) days of the date of the 4th/last publication of this public notice. The comments must include the person's name, address, telephone number and a brief statement describing the reason for the objection.

**MINING ACTIVITY NPDES DRAFT PERMITS**

This notice provides information about applications for a new, amended or renewed NPDES permits associated with mining activity (coal or noncoal) permits. The applications concern industrial waste (mining) discharges to surface water and discharges of stormwater associated with mining activities. This notice is provided in accord-

ance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act(33 U.S.C.A. §§ 1251—1376).

The Department of Environmental Protection (Department) has prepared a draft NPDES permit and made a tentative determination to issue the NPDES permit in conjunction with the associated mining activity permit.

*Effluent Limits for Coal Mining Activities*

For coal mining activities, NPDES permits, when issued, will contain effluent limits that are the more stringent of technology-based (BAT) effluent limitations or Water Quality Based Effluent Limits (WQBEL).

The BAT limits for coal mining activities, as provided in 40 CFR Part 434 and 25 Pa. Code Chapters 87—90 are as follows:

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Iron (Total)	3.0 mg/l	6.0 mg/l	7.0 mg/l
Manganese (Total)	2.0 mg/l	4.0 mg/l	5.0 mg/l
Suspended solids	35 mg/l	70 mg/l	90 mg/l
pH*		greater than 6.0; less than 9.0	
Alkalinity greater than acidity*			

\*The parameter is applicable at all times.

In addition, the Department imposes a technology-based aluminum limit of 2.0 mg/l (30 day average) to protect stream uses.

A settleable solids instantaneous maximum limit of 0.5 ml/l applies to: surface runoff (resulting from a precipitation event of less than or equal to a 10-year 24-hour event) from active mining areas; active areas disturbed by coal refuse disposal activities; mined areas backfilled and revegetated; and all other discharges and drainage (resulting from a precipitation event of greater than 1-year 24-hour to less than or equal to a 10-year 24-hour event) from coal refuse disposal piles. Similarly, modified BAT

limits apply to iron, manganese and suspended solids in surface runoff, discharges and drainage resulting from these precipitation events and those of greater magnitude in accordance with 25 Pa. Code §§ 87.102, 88.92, 88.187, 88.292, 89.52 and 90.102.

Exceptions to BAT effluent limits may be applicable in accordance with 25 Pa. Code §§ 87.102, 88.92, 88.187, 88.292, 89.52 and 90.102.

*Effluent Limits for Noncoal Mining Activities*

The BAT limits for noncoal mining activities as provided in 40 CFR Part 436 and 25 Pa. Code Chapter 77 are as follows:

<i>Parameter</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Suspended solids	35 mg/l	70 mg/l	90 mg/l
Alkalinity exceeding acidity*		greater than 6.0; less than 9.0	
pH*			

\* The parameter is applicable at all times.

Discharges from noncoal mines located in some geologic settings (for example, in the coal fields) may require additional water quality based effluent limits. If additional effluent limits are needed for an NPDES permit associated with a noncoal mining permit, then the permit description specifies the parameters.

In addition to BAT or WQBEL limits, coal and noncoal NPDES permits establish effluent limitations in the form of implemented Best Management Practices (BMPs) identified in the associated Erosion and Sedimentation Plan, the Reclamation Plan and the NPDES permit application. These BMPs restrict the rates and quantities of associated pollutants from being discharged into surface waters in this Commonwealth.

More restrictive effluent limitations, restrictions on discharge volume or restrictions on the extent of mining that may occur are incorporated into an NPDES permit when necessary for compliance with water quality standards and antidegradation requirements (in accordance with 25 Pa. Code Chapters 91—96).

The procedures for determining the final effluent limits, using a mass-balance equation or model, are found in Technical Guidance Document 362-0600-001, NPDES Program Implementation—Memorandum of Understanding (MOU) Concerning Water Quality Management, NPDES Program Implementation, and Related Matters. Other specific factors to be considered include public comments and Total Maximum Daily Load(s). Additional discharge

limitations may apply in the event that unexpected discharges occur.

Discharge rates for surface mining activities are precipitation driven. Discharge rates for proposed discharges associated with underground mining are noted in the permit description.

Persons wishing to comment on an NPDES draft permit should submit a written statement to the Department at the address of the district mining office indicated before each draft permit within 30 days of this public notice. Comments received within the comment period will be considered in the final determinations regarding the NPDES permit applications. Comments must include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

The Department will also accept requests or petitions for a public hearing on NPDES permit applications, as provided in 25 Pa. Code § 92a.82(d). The request or petition for a public hearing shall be filed within 30 days of this public notice and contain the name, address, telephone number and the interest of the party filing the request, and state the reasons why a hearing is warranted. A public hearing may be held if the Department considers the public interest significant. If a hearing is scheduled, a notice of the hearing on the NPDES permit application will be published in the *Pennsylvania Bulletin*

and a newspaper of general circulation within the relevant geographical area. When a public hearing is held, the Department will consider comments from the public hearing in the final determination on the NPDES permit application.

*Coal NPDES Draft Permits*

*Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200*

**NPDES No. PA 0257613 (Mining permit no. 17110104), Strishock, LLC**, 220 Hillcrest Drive, DuBois, PA 15801, new of an NPDES permit for bituminous surface and auger mining in Decatur and Boggs Township, **Clearfield County**, affecting 52.4 acres. Receiving stream(s): an unnamed tributary to Little Laurel Run, classified for the following use(s): Cold Water Fisheries. A TMDL titled Little Laurel Run Watershed TMDL has been completed. Application received: March 30, 2011. Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described above for coal mining activities.

The outfall(s) listed below discharge to [list receiving stream]: unnamed tributary to Little Laurel Run.

*Outfall No.*

TB-1  
A

The proposed effluent limits for the above listed outfall(s) are as follows:

**DISCHARGE LIMITATIONS\***

<i>Discharge Parameter</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Iron	3.0	6.0	7.0
Manganese	2.0	4.0	5.0
Total Suspended Solids	35.0	70.0	90.0
Aluminum	2.0	4.0	5.0
Osmotic Pressure			50 milliosmoles/kilogram

pH not less than 6.0 standard units nor greater than 9.0 standard units at all times.

Alkalinity must exceed acidity at all times.

\*Unless otherwise indicated, discharge limitations are concentrations and expressed in mg/l and the total (dissolved suspended fraction) is applicable for each parameter.

\*\* milliosmoles/kilogram

**FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401**

The following permit applications, requests for Environmental Assessment approval and requests for 401 Water Quality Certification have been received by the Department. Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341) requires the Commonwealth to certify that the involved projects will not violate the sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) as well as relevant State requirements. Persons objecting to approval of a request for certification under section 401 of the FWPCA, the issuance of a Dam Permit or Water Obstruction and Encroachment Permit or the approval of an Environmental Assessment shall submit comments, suggestions or objections within 30 days of the date of this notice as well as any questions to the office noted before an application. Comments should contain the name, address and telephone number of the person

commenting, identification of the certification request to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including the relevant facts upon which they are based.

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

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

**Applications Received under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and Requests for Certification under section 401(a) of the FWPCA.**

**WATER OBSTRUCTIONS AND ENCROACHMENTS**

*Southcentral Region: Watershed Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Telephone: 717-705-4707.*

**E01-298: Texas Eastern Transmission, LP**, 890 Winter Street, Suite 300, Waltham, MA 02451, in Reading Township, **Adams County**, ACOE Baltimore District

To: 1) remove the existing structure and install and maintain a 36.0-inch gas pipeline in and across four unnamed tributaries to Mud Run (WWF, MF), two unnamed tributaries to Market Run (WWF, MF) and two unnamed tributaries to Red Run (WWF, MF), and 2) install and maintain temporary crossings in four unnamed tributaries to Mud Run (WWF, MF), two unnamed tributaries to Market Run (WWF, MF), and four unnamed tributaries to Red Run (WWF, MF); all for the purpose of replacing 4.0 miles of 24.0-inch gas pipeline with 36.0-inch gas pipe. The project location begins approximately an 0.8 mile northeast of the intersection of Lake Meade Road and Carlisle Pike (Route 94) and ends approximately an 0.8 mile east of Bakers Watering Trough Road approximately a 0.4 mile northeast of its intersection with Stoney Point Road (Hampton, PA Quadrangle; N: 16.9 inches, W: 16.1 inches; beginning at Latitude: 39°57'35.28", Longitude: -77°04'28.56" and ending at Latitude: 39°58'20.64", Longitude: -77°00'48.5994"), in Reading Township, Adams County.

**E22-571: Borough of Millersburg, Riverfront Park Gateway Project**, 101 West Street, Millersburg, PA 17061, in Millersburg Borough, **Dauphin County**, ACOE Baltimore District

To construct and maintain: 1) an 8.0-foot wide, 1,055.0-foot long walkway with sitting areas; 2) 280.0 square feet of concrete walks; 3) 258.0 square feet of dry laid pavers; 4) 630.0 square feet of pedestrian area; 5) 30.0 feet of steel guiderail; 6) 138.0 square feet of bituminous parking area; 7) to perform approximately 1,380.0 square feet of regarding and paving to existing boat ramp access drives located within the floodplain of the Susquehanna River (WWF, MF), and 8) a 20.0-foot by 30.0-foot concession/restroom building within the floodway of the Susquehanna River (WWF, MF). The project is located west of River Street from Keystone Street (Millersburg, PA Quadrangle, N: 6.56 inches, W: 12.47 inches; Latitude: 40°32'10", Longitude: -76°57'53") to Moore Street (Millersburg, PA Quadrangle; N: 7.57 inches, W: 12.50 inches; Latitude 40°32'30", Longitude: -76°57'54") located in the Borough of Millersburg, Dauphin County. The purposed of the project is to expand and upgrade the existing community park.

**E28-369: Texas Eastern Transmission, LP, TEAM 2012**, Natural Gas Pipeline Replacement, in Greene, Guilford, and Peters Townships, **Franklin County**, ACOE Baltimore District

To remove the existing 24.0-inch diameter gas pipeline and to install and maintain a 36.0-inch diameter gas pipeline in and across: 1) four unnamed tributaries to Conococheague Creek (CWF, MF), 2) Stump Run (CWF, MF), 3) an unnamed tributary to West Branch Conococheague Creek (TSF, MF), 4) five wetland crossings in the Conococheague Creek Watershed, being 41.0,

100.0, 31.0, 395.0, and 140.0 feet long (Start: Chambersburg, PA Quadrangle; N: 3.09 inches, W: 2.47 inches; Latitude: 39°53'31.3", Longitude: -77°38'33.3"; End: Scotland, PA Quadrangle; N: 4.94 inches, W: 1.22 inches; Latitude; 39°54'8.0", Longitude: -77°30'31.2") in Greene, Guilford, and Peters Townships, Franklin County. The purpose of the project is to provide additional natural gas supply diversity and security of supply. All impacts are temporary impacts and mitigation is not required.

**E67-887: York City Public Works**, James Gross, 50 West King Street, PO Box 509, York, PA 17405, in York City and West Manchester Township, **York County**, ACOE Baltimore District

To remove a portion of the existing stream enclosure and to relocate and maintain 700.0 feet of an unnamed tributary to Willis Run (WWF, MF) for the purpose of increasing the capacity of the current conveyance system during high flows. The project is located at the southwest corner of the intersection of Marbrook Lane and Roosevelt Avenue (West York, PA Quadrangle; N: 18.25 inches, W: 1.0 inch; Latitude: 39°58'34.36", Longitude: -76°45'25.59") in York City and West Manchester Township, York County.

**E67-893: P. H. Glatfelter Company**, Phyllis Chant, 228 South Main Street, Spring Grove, PA 17362-0500, in Spring Grove Borough, **York County**, ACOE Baltimore District

To: 1) construct and maintain a temporary 22.05-foot wide, single span bridge having a normal span of 144.6 feet and an underclearance of 12.0 feet across Codorus Creek (WWF, MF), and 2) temporarily place and maintain fill in 0.018 acre of emergent/forested wetland for the purpose of improving transportation safety on the P. H. Glatfelter property. The project is located along Route 116/York Road/Hanover Road on the P. H. Glatfelter property, approximately 800.0 feet downstream of the existing bridge (Seven Valleys, PA Quadrangle; N: 22.0 inches, W: 16.0 inches; Latitude: 39°52'14.8", Longitude: -76°51'45.2") in Spring Grove Borough, York County.

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

**E02-584. Hanson Aggregates, BMC, Inc.**, 2200 Springfield Pike, Connellsville, PA 15425. The applicant proposes to reissue and amend commercial sand and gravel dredging permits in Allegheny, **Armstrong**, and **Beaver Counties**. To continue performing commercial sand and gravel dredging in select areas of the Allegheny River (WWF) within Pool 5 (Mile Points 30.4 to 36.3) (Starting at Freeport, PA Quadrangle N: 10.6 inches; W: 5.8 inches and ending at Leechburg, PA Quadrangle N: 16.6 inches; W: 11.0 inches) (Starting Latitude 40°41'02" N - Longitude 79°40'00"; ending Latitude 40°42'58" N - Longitude 79°34'44" W), and in the Ohio River (WWF) within the Dashields, Montgomery and New Cumberland Pools (Mile Points 6.2 to 40.0) (Starting at Emsworth, PA Quadrangle N: 0.6 inches; W: 12.4 inches, and ending at East Liverpool North, OH-PA-WV Quadrangles N: 2.3 inches; W: 2.6 inches) (Starting Latitude 40°30'10" N - Longitude 80°05'21"; ending Latitude 40°38'15" N - Longitude 80°31'08" W), subject to review of Fish and Mussel Surveys and Prescribed setback in Allegheny, Armstrong, and Beaver Counties. The site Specific currently approved dredging locations are as follows (see attached tables):

Permit No. E02-584  
Attachment No. 2 Approved Dredging Areas by River Mile

<i>County</i>	<i>River</i>	<i>Pool</i>	<i>River Miles</i>	<i>Municipalities</i>	<i>Comments/ Restrictions</i>	<i>Mussel Survey Expiration Date</i>
Beaver	Ohio	Montgomery	19.2 to 20.2 L	City of Aliquippa Baden Borough Hopewell Township		10/01/13
			26.2 to 27.2 L&R	Beaver Borough, Center Township, Potter Township, Vanport Borough		12/31/11

Permit No. E02-584  
Attachment No. 3 Approved Dredging Areas by River Mile

<i>County</i>	<i>River</i>	<i>Pool</i>	<i>River Miles</i>	<i>Municipalities</i>	<i>Comments/ Restrictions</i>	<i>Mussel Survey Expiration Date</i>
Armstrong	Allegheny	5	30.7 to 31.7 L&R	South Buffalo Township, Gilpen Township		05/19/13

**E02-919. Tri-State River Products, Inc.,** PO Box 218, Beaver, PA 15009. The applicant proposes to reissue and amend commercial sand and gravel dredging permits in Allegheny, **Armstrong**, and **Beaver Counties**. The applicant proposes to continue performing commercial sand and gravel dredging in select areas of the Allegheny River (WWF) within Pool 5 (Mile Points 30.4 to 36.3) (Starting at Freeport, PA Quadrangle N: 10.6 inches; W: 5.8 inches and ending at Leechburg, PA Quadrangle N: 16.6 inches; W: 11.0 inches) (Starting Latitude 40°41'02"N - Longitude 79°40'00"; ending Latitude 40°42'58" N - Longitude 79°34'44" W), and in the Ohio River (WWF) within the Dashields, Montgomery and New Cumberland Pools (Mile Points 6.2 to 40.0) (Starting at Emsworth, PA Quadrangle N: 0.6 inches; W: 12.4 inches, and ending at East Liverpool North, OH-PA-WV Quadrangles N: 2.3 inches; W: 2.6 inches) (Starting Latitude 40°30'10"N - Longitude 80° 05'21"; ending Latitude 40°38'15" N - Longitude 80°31'08" W), subject to review of Fish and Mussel Surveys and Prescribed setback in Allegheny, Armstrong, and Beaver Counties. The site Specific currently approved dredging locations are as follows (see attached tables):

Permit No. E02-919  
Attachment No. 2 Approved Dredging Areas by River Mile

<i>County</i>	<i>River</i>	<i>Pool</i>	<i>River Miles</i>	<i>Municipalities</i>	<i>Comments/ Restrictions</i>	<i>Mussel Survey Expiration Date</i>
Beaver	Ohio	Montgomery	19.2 to 20.2 L	City of Aliquippa Baden Borough Hopewell Township		10/01/13
			26.2 to 27.2 L&R	Beaver Borough, Center Township, Potter Township, Vanport Borough		12/31/11

Permit No. E02-919  
Attachment No. 3 Approved Dredging Areas by River Mile

<i>County</i>	<i>River</i>	<i>Pool</i>	<i>River Miles</i>	<i>Municipalities</i>	<i>Comments/ Restrictions</i>	<i>Mussel Survey Expiration Date</i>
Armstrong	Allegheny	5	30.7 to 31.7 L&R	South Buffalo Township, Gilpen Township		05/19/13

**E30-238. Consol Pennsylvania Coal Co LLC,** 1525 Pleasant Grove Drive, P O Box J, Claysville, PA 15323. The applicant proposed to remove an existing single span concrete bridge and construct and maintain a precast concrete box culvert approximately 40 feet downstream along Patterson Creek Road (T-581). The proposed culvert will be a 28 ft. X 8.5 ft. single cell culvert and include wingwalls and rock protection at both the inlet and outlet in Patterson Creek (HQ-WWF) to make road improvements on T-581. The project is located near the intersection of Patterson Creek Road and West Run Road (USGS Rogersville, PA quadrangle; N: 11.95 inches, W: 5.6

inches; Latitude: 39° 56' 22.4"; Longitude: 80° 17' 33.5") in Morris Township, **Greene County**.

**E56-358. Conemaugh Township Municipal Authority,** PO Box 429, 113 South Main Street, Davidsville, PA 15928-0429. The applicant proposes to construct and maintain an outfall structure consisting of a 3" diameter wastewater discharge pipe and R-5 rip-rap bank protection, for the purpose of discharging treated wastewater from a slow sand water treatment plant. The project is located approximately 1600' southeast of the Conemaugh Township Municipal Authority's water treatment facility in Jenner Township, **Somerset County**. (Pittsburgh

ACOE District; Boswell, PA Quadrangle N 19.8" W 9.3" Latitude 40° 14' 2", Longitude 79° 3' 59").

**E56-360. NiSource/Columbia Gas Transmission**, 1700 MacCorkle Ave. SE, Charleston, WV 25314. Applicant proposes to remove an existing 10" natural gas transmission line, to repair and maintain an existing 20" natural gas transmission line by excavating the line, recoating it, cutting back the banks to reduce the slope and installing articulating concrete revetment mat across the line, and to cover a 24" existing natural gas transmission line with articulating concrete mats that is not currently exposed but is of concern, in the North Branch of Jennings Run (CWF MF). This section of North Branch Jennings Run is listed as a naturally reproducing (wild) trout stream by the Pennsylvania Fish and Boat Commission. A temporary access road is included with the project. The project is located approximately 190 feet north of the Pennsylvania/Maryland Border in the Borough of Wellersburg, **Somerset County**. (Baltimore ACOE District, Cumberland, Md quadrangle, N 17.9" W 13.6" Latitude 39° 43' 24"; Longitude 78° 50' 49")

**E65-940. Saint Vincent College**, 300 Fraser Purchase Road, Latrobe, PA 15650. The applicant proposes to construct and maintain a pedestrian bridge, of fiberglass truss construction, with a span of 40', a width of 10' 2" and an under clearance of approximately 5' 6" above water surface elevation. The project is located on the campus of St. Francis College in Unity Township, **Westmoreland County**, PA. (Pittsburgh ACOE District; Latrobe, PA quadrangle; N: 6.8" W: 3.5"; Latitude 40° 17' 15", Longitude 79° 24' 00").

**E65-941. Westmoreland Conservation District**, 218 Donohoe Road, Greensburg, PA 15601. The applicant proposes to construct and Maintain a sediment collection facility, consisting of stream diverter build with 3' x 3' concrete pillars in the stream bed, and an approximately 275' x 125' off stream debris basin, for the purpose of preventing sediment buildup downstream. The project is located approximately 2000' northeast of Valley High School in the City of New Kensington, **Westmoreland County**. (Pittsburgh ACOE District, New Kensington PA quadrangle N 12.81" W 0.01"; latitude 40° 34' 14"; longitude 79° 45' 00").

**E65-942. Pennsylvania DCNR Bureau of State Parks**, 435 State Park Road, Schellsburg, PA 15559. The applicant proposes to impact 0.59 acre of wetlands and 1.99 acres of open water in the watershed of the Rolling Rock Creek (HQ-CWF) for the purpose of restoration and rehabilitation of the ski area at Laurel Mountain State Park located in Ligonier Township, **Westmoreland County** (Ligonier, PA Quadrangle N: 7.25 inches; W: 6.00 inches; Latitude 40°09'51"; Longitude: 79°09'59"). The activities are as follows: Enlarging two existing storage ponds, re-grading the Deer Path and a portion of Lower Innsbruck trails, constructing a level skier loading area for new Wildcat Lift and developing a new tubing park.

**E5329-008. Ultra Resources, Inc.**, 304 Inverness Way South, Suite 295, Englewood, CO 80112-5828. PL-119 Pipeline, in West Branch and Abbott Townships, **Potter County**, ACOE Baltimore District.

To construct, operate, and maintain one 8-inch underground natural gas pipeline and two 6-inch underground waterlines impacting:

(1) 5330 square feet (0.12 acres) of EV wetland (PEM) via open cut trenching, (Galeton, PA Quadrangle, Latitude: N41°39'25", Longitude: W77°38'29");

(2) 40 lineal feet of Straight Run (EV, MF) via open cut trenching, (Galeton, PA Quadrangle, Latitude: N41°38'59", Longitude: W77°37'53");

(3) 52 lineal feet of an Unnamed Tributary to Shaar Hollow (EV, MF) via open cut trenching, (Marshlands, PA Quadrangle, Latitude: N41°39'41", Longitude: W77°37'26");

(4) 57 lineal feet of Shaar Hollow (EV, MF) via open cut trenching, (Galeton, PA Quadrangle, Latitude: N41°39'53", Longitude: W77°37'31");

The project will result in 5330 square feet (0.12 acres) of EV wetland impacts via open cut trenching, and 149 lineal feet channel impacts via open cut trenching, all for the purpose of Marcellus Shale wellsite development.

#### ENVIRONMENTAL ASSESSMENTS

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

**EA67-017: Robert Miller**, 110 Lexington Road, York, PA 17402, in York Township, **York County**, ACOE Baltimore District

To construct and maintain two (2) rock J-hook vanes, one (1) cross rock vane, 60.0 linear feet of rock toe protection, and a 200.0-linear foot stream relocation in an unnamed tributary to Codorus Creek (WWF, MF), for the purpose of restoring and stabilizing the stream channel, all located southwest of Lexington Road in York Township, York County (Latitude: 39°55'13", Longitude: -76°41'43").

#### EROSION AND SEDIMENT CONTROL PERMITS

The following parties have applied for Erosion and Sediment Control Permits for earth disturbance activities associated with either road maintenance or timber harvesting operations.

Unless otherwise indicated, on the basis of preliminary review and application of lawful standards and regulations, the Department proposes to issue a permit to discharge, subject to certain limitations in the permit conditions. These proposed determinations are tentative. Limitations are provided as erosion and sediment control best management practices which restrict the rate and quantity of sediment discharged.

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

Following the 30-day comment period, the appropriate regional office water management program manager will make a final determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board (Board).

The application and related documents, including the erosion and sediment control plan for the earth disturbance activity, are on file and may be inspected at the appropriate regional office.

Persons with a disability that require an auxiliary aid, service or other accommodation to participate during the 30-day public comment period should contact the specified

regional office. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

**Applications received under sections 5 and 402 of The Clean Streams Law (35 P.S. §§ 691.5 and 691.402)**

*Northcentral Region: Oil & Gas Management Program Manager, 208 West Third Street, Williamsport, PA 17701*

ESCGP-1 # ESX11-115-0027 (01)  
Applicant Name Southwestern Energy Production Company  
Contact Person Dave Sweeley  
Address 917 Stare Route 92 North  
City, State, Zip Tunkhannock, PA 18657  
County Susquehanna County  
Township(s) Lenox Township  
Receiving Stream(s) and Classification(s) Tunkhannock Creek—Other—CWF/Trout Stocked/Native Trout

ESCGP-1 # ESX09-117-0075 (02)  
Applicant Name SWEPI LP  
Contact Person James Sewell  
Address 190 Thorn Hill Road  
City, State, Zip Warrendale, PA 15086  
County Tioga County  
Township(s) Nelson Township  
Receiving Stream(s) and Classification(s) UNT to Cowanesque River/Susquehanna River Basin in PA ~ Tioga River (List H), Second Water: Cowanesque River

ESCGP-1 # ESX11-117-0082  
Applicant Name SWEPI LP  
Contact Person James Sewell  
Address 190 Thorn Hill Road  
City, State, Zip Warrendale, PA 15086  
County Tioga County  
Township(s) Deerfield Township  
Receiving Stream(s) and Classification(s) UNT to Boatman Brook/Susquehanna River Basin in PA,  
Secondary Water: Boatman Brook (WWF)

ESCGP-1 # ESX11-117-0074  
Applicant Name SWEPI LP  
Contact Person James Sewell  
Address 190 Thorn Hill Road  
City, State, Zip Warrendale, PA 15086  
County Tioga County  
Township(s) Rutland Township  
Receiving Stream(s) and Classification(s) Mill Creek, Bailey Creek, Painter Run, Trib to Mill Creek, Trib to Bailey Creek, Trib to Hibbards Run, Trib to Painter Run, all (TSF, MF)

ESCGP-1 # ESX11-035-0003 (01)  
Applicant Name Mountain Gathering, LLC  
Contact Person Dewey Chalos  
Address 810 Houston Street  
City, State, Zip Fort Worth, TX 76102-6289  
County Clinton  
Township(s) Chapeman Township  
Receiving Stream(s) and Classification(s) UNT to Dry Run & Dry Run, UNT to West Branch Susquehanna River

## ACTIONS

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

The Department has taken the following actions on previously received applications for new, amended and renewed NPDES and WQM permits, applications for permit waivers and NOIs for coverage under General Permits. This notice of final action is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P.S. §§ 691.1—691.101) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

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

Sections I—VI contain actions regarding industrial, animal or sewage wastes discharges, discharges to groundwater, and discharges associated with MS4, stormwater associated with construction activities and CAFOs. Section VII contains notices for parties who have submitted NOIs for Coverage under General NPDES Permits. The approval for coverage under these General NPDES Permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions in each General Permit. The approval of coverage for land application of sewage sludge or residential septage under applicable general permit is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions in the respective permit. The permits and related documents, effluent limitations, permitting requirements and other information are on file and may be inspected and arrangements made for copying at the contact office noted before the action.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law). The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board

within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should contact a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

### I. NPDES Renewal Permit Actions

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0036382 (Sewage)	Camp Morasha 274 High Lake Road Lakewood PA 18439	Wayne County Buckingham Township	Unnamed trib to Equinunk Creek High Quality Cold Water Fishes Watershed 1A	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0081001 (Sew)	Saint Thomas Township Municipal Authority 6442 Lincoln Way West St. Thomas, PA 17252	Franklin County / Saint Thomas Township	Back Creek / 13-C	Y
PA0085928 T-1 Transfer (IW)	Highspire Terminals Corporation PO Box 2621 Harrisburg, PA 17105-2621	Dauphin County / Lower Swatara Township	UNT to Buser Run / 7-C	Y
PA0032379 (IW)	Safe Harbor Water Power Corporation 1 Powerhouse Drive Conestoga, PA 17516-9651	Lancaster County / Manor Township	Conestoga River / 7-J	Y
PA0086762 (Sew)	IESI Blue Ridge Landfill Corp PO Box 399 Scotland, PA 17254	Franklin County / Greene Township	Phillaman Run / 13-C	Y
PA0023183 (Sew)	Mount Holly Springs Borough Authority 200 Harman St. Mount Holly Springs, PA 17065-1339	Cumberland County/ Mount Holly Springs Borough	Mountain Creek / 7-E	Y
PA0080080 (Sew)	Conewago Valley Mobile Home Park, Inc. 800 York Road Dover, PA 17315-1605	York County / Newberry Township	Conewago Creek / 7-F	Y
PA0043443 (Sew)	Alexandria Borough & Porter Township Joint Sewer Authority PO Box 113 Alexandria, PA 16611	Huntingdon County / Porter Township	Frankstown Branch Juniata River / 11-A	Y
PA0088188 (Sew)	Gratz Borough Municipal Authority 125 N. Center Street Gratz, PA 17030	Dauphin County / Gratz Borough	UNT Wiconisco Creek / 6-C	Y
PA0083607- Amendment #1 (Sew)	Union Township 3111 State Route 72 Jonestown, PA 17038	Lebanon County / Union Township	Forge Creek / 7-D	Y
PA0081191 (Sew)	MHC PA Dutch Country LP 185 Lehman Road Manheim, PA 17545-8720	Lebanon County / West Cornwall Township	Chickies Creek (via swale) / 7-G	Y
PA0087041 (Sew)	Klaas Bakker, Inc. (Lake-in-Wood Campground) 576 Yellow Hill Road Narvon, PA 17555-9335	Lancaster County / Brecknock Township	UNT Black Creek / 7-J	Y



<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0082643 (Sew)	Flatbush Golf Course Inc. 940 Littlestown Road Littlestown, PA 17340	Adams County / Union Township	UNT South Branch Conewago Creek / 7-F	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N</i>
PA0093202 (Sewage)	Penn State New Kensington Campus STP 3550 Seventh Street Road New Kensington, PA 15068	Westmoreland County Upper Burrell Township	UN to Pucketa Creek	Y

## II. New or Expanded Facility Permits, Renewal of Major Permits and EPA Nonwaived Permit Actions

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

**NPDES Permit No. PA0008231**, Industrial Waste, SIC Code 2258 (NAICS Code 313312), **Gold Mills LLC**, 1 Penn Dye Street, Pine Grove, PA 17963.

This existing facility is located in Pine Grove Borough, **Schuylkill County**.

Description of Existing Action/Activity: Issuance of an NPDES Permit for an existing discharge of treated Industrial Waste.

**NPDES Permit No. PA0037052**, Sewage, SIC Code 4952, **Pen Argyl Municipal Authority**, 11 North Robinson Avenue, Pen Argyl, PA 18072.

This existing facility is located in Pen Argyl Borough, **Northampton County**.

Description of Existing Action/Activity: Issuance of an NPDES Permit for an existing discharge of treated sewage.

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

**NPDES Permit No. PA0261645**, Sewage, **Officers Christian Fellowship**, 4499 Milligans Cove Road, Manns Choice, PA 15550.

This proposed facility is located in Harrison Township, **Bedford County**.

Description of Proposed Action/Activity: Authorization to discharge to Sulphur Springs Creek in Watershed 11-C.

**NPDES Permit No. 0111402**, Sewage, **Reading Township Municipal Authority**, 235 Browns Dam Road, New Oxford, PA 17350.

This proposed facility is located in Reading Township, **Adams County**.

Description of Proposed Action/Activity: Permit approval for the construction of sewerage facilities consisting of the replacement of the Browns Dam Pumping Station and proposed 8 inch force main.

**NPDES Permit No. PA0261581**, Industrial Waste, **Red Lion Borough Municipal Authority**, PO Box 190, Red Lion, PA 17356.

This proposed facility is located in Windsor Township, **York County**.

Description of Proposed Action/Activity: Authorization to discharge to Cabin Creek in Watershed 7-I.

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

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

**WQM Permit No. 2170410 Amendment No. 11-1**, Sewage, **Lower Allen Township Authority**, 120 Limekiln Road, New Cumberland, PA 17070-2428.

This proposed facility is located in Lower Allen Township, **Cumberland County**.

Description of Proposed Action/Activity: Amendment approval for the construction / operation of sewage facilities consisting of BNR upgrade converting existing aeration tanks to Primary Anoxic and Oxidation Zones, construction of additional tankage for additional Oxidation Zones, Secondary Anoxic and Reaeration Zones, construction of 3" Final Clarifier, modification and addition of splitter boxes, replacement of some clarifier mechanisms and other assorted equipment, and addition of covered biosolids storage.

**WQM Permit No. 2111401**, Sewage, **Marjorie Greeger**, 1 Alliance Drive, Room 202, Carlisle, PA 17013.

This proposed facility is located in North Middleton Township, **Cumberland County**.

Description of Proposed Action/Activity: Permit approval for the construction/operation of sewage facilities consisting of a small flow treatment plant with septic tank, peat filter, chlorination and discharge to Conodoguinet Creek.

**WQM Permit No. 6711201**, Industrial Waste, **Red Lion Borough Municipal Authority**, PO Box 190, Red Lion, PA 17356.

This proposed facility is located in Windsor Township, **York County**.

Description of Proposed Action/Activity: Permit approval for the modification of industrial wastewater facilities consisting of an existing holding tank and line with a new decanter and polymer feed system.

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#### IV. NPDES Stormwater Discharges from MS4 Permit Actions

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#### V. NPDES Waiver Stormwater Discharges from MS4 Actions

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI01 1508068	Robert H. Davies 273 Polly Drummond Hill Rd Newark, DE 19711	Chester	Franklin Township	East Branch Big Elk Creek (HQ-TSF-MF)
PAI01 4607002-R1	Summit Realty Advisors, LLC 610 West Germantown Pike Plymouth Meeting, PA 19462	Montgomery	Ambler Borough	Wissahickon Creek—Schuylkill River (TSF-MF)

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023909009(2)	Lehigh Carbon Community College 4525 Education Park Drive Schnecksville, PA 18078	Lehigh	North Whitehall Twp.	UNT to Jordan Creek, HQ-CWF, MF

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI030611001	Mr. David H. Robins Conrad Weiser Area School District (West Elem. School Additions & Renovations) 44 Big Spring Road Robesonia, PA 19551	Berks	Womelsdorf Boro	UNT to Tulpehocken Creek (TSF-HQ-CWF)
PAI030610008	Pa. Department of Transportation Engineering District 5-0 1002 Hamilton Street Allentown, PA 18101	Berks	Ontelaunee and Muhlenberg Townships	Willow Creek (HQ-CWF) Maiden Creek (WWF-MF) Schuylkill River (WWF)

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#### VII. Approvals to Use NPDES and/or Other General Permits

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#### VIII. The EPA Region III Administrator has waived the right to review or object to this permit action under the waiver provision in 40 CFR 123.23(d). IX. List of NPDES and/or Other General Permit Types

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PAG-1	General Permit for Discharges from Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated with Construction Activities (PAR)
PAG-3	General Permit for Discharges of Stormwater from Industrial Activities
PAG-4	General Permit for Discharges from Small Flow Treatment Facilities
PAG-5	General Permit for Discharges from Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges from Combined Sewer Systems
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Nonexceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application under Approved PAG-9 General Permit Coverage

PAG-10	General Permit for Discharge Resulting from Hydrostatic Testing of Tanks and Pipelines
PAG-11	(To Be Announced)
PAG-12	CAFOs
PAG-13	Stormwater Discharges from MS4

*General Permit Type—PAG-02**Facility Location:*

<i>Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Haverford Township Delaware County	PAG0200 2311012	Haverford College 370 West Lancaster Avenue Haverford, PA 19041	Cobbs Creek (WWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAG0201 5109001	Bureau of State Parks Department of Conservation and Natural Resources PO Box 8551 Harrisburg, PA 17105-8551	Poquessing Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Old Forge Borough, Lackawanna Co.	PAG02003506025R	George Dunbar 211 Amity Ave. Old Forge, PA 18518	Lackawanna River, CWF, MF	Lackawanna Co. Cons. Dist. 570-281-9495
Butler Township, Luzerne Co.	PAG02004006001R	Mountain View Property, LLC Edmund Mullin 375 Morris Road PO Box 1479 Lansdale, PA 19446	UNT to Black Creek, CWF, MF	Luzerne Co. Cons. Dist. 570-674-7991
Larksville Borough, Luzerne Co.	PAG02004011003 (1)	Wyoming Valley West School District Charles P. Suppon 450 N. Maple Ave. Kingston, PA 18704	Susquehanna River, WWF, MF	Luzerne Co. Cons. Dist. 570-674-7991
Lehigh Township, Northampton Co.	PAG02004811006	Lisa M. Folajtar Archery Addictions, LTD. 3975 Dale Circle Northampton, PA 18067	Lehigh River, TSF, MF	Northampton Co. Cons. Dist. 610-746-1971
Washington Township, Schuylkill Co.	PAG02005405036R	Hidden Valley Estates Bobbi J. Fasnacht and Heather M. Horning 23 Park Lane Hegins, PA 17938	Lower Little Swatara Creek, CWF, MF	Schuylkill Co. Cons. Dist. 570-622-3742
Greenfield Township, Blair County	PAG2000711009	Sheetz, Inc. Anthony Sassano Sheetz Way RR 1 Box 587 Claysburg, PA 16625	Beaverdam Creek (CWF)	Blair County Conservation District, 814-696-0877 ext 5
Catherine Township, Blair County	PAG2000711008	Dennis Clapper, Williamsburg Municipal Authority, 305 East 2nd Street, Williamsburg, PA 16693	Frankstown Branch Juniata River (TSF)	Blair County Conservation District, 814-696-0877 ext 5
City of Altoona Blair County	PAG2000709002(1)	Rare Hospitality International, Inc. Neil Terwilliger 1000 Darden Center Drive, 2nd Floor North Orlando, FL 18034	Mill Run (WWF)	Blair County Conservation District 814-696-0877, ext. 5

## NOTICES

4241

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Hampden Township, Cumberland County	PAG02002111007	Valley Road and Millenium Road Development Weis Markets, Inc. Alexander Ororbia 1000 South Second Street, PO Box 471 Sunbury, PA 17801	Pine Run/WWF	Cumberland Co Conservation District 310 Allen Road Carlisle, PA 17013 717-240-7812
East Pennsboro Township	PAG02002110027	Scott D. Rouk The Overlook Harrisburg-Holmes, L.P. 4750 Wings Mills Blvd. Owings Mills, MD 21117	UNT Susquehanna River (WWF)	Cumberland Co Conservation District 310 Allen Road Carlisle, PA 17013 717-240-7812
South Hanover Township, Dauphin County	PAG02002211018	Lester Weaver Meadow Lark Lane LLC 474 Mt Sidney Rd Lancaster, PA 17602	Swatara Creek/WWF	Dauphin Co Conservation District 1451 Peters Mountain Rd Dauphin, PA 17018
Derry Township, Dauphin County	PAG02002211019	David Kaufman PA American Water Co 800 W Hershey Park Dr Hershey, PA 17033	Spring Creek East/WWF	Dauphin Co Conservation District 1451 Peters Mountain Rd Dauphin, PA 17018
Borough of Chambersburg Franklin County	PAG2002806027R	Grandview Crossings Darrin Rine 39 Independence Drive Shippensburg PA 17257	UNT to Conococheague Creek WWF	Franklin Co Conservation District 185 Franklin Farm Lane Chambersburg PA 17201 717-264-5499
Greene Township Franklin County	PAG02002811005	Dollar General Bob Gage—GBT Reality Corp 201 Summit View Dr suite 110 Brentwood TN 37027	UNT to Conococheague Creek CWF/MF	Franklin Co Conservation District 185 Franklin Farm Lane Chambersburg PA 17201 717-264-5499
Peters Township Franklin County	PAG02002811015	Stoner's Dairy Expansion Tim Stoner 8512 Oellig Road Mercersburg PA 17236	UNT to West Branch Conococheague Creek CWF/MF	Franklin Co Conservation District 185 Franklin Farm Lane Chambersburg PA 17201 717-264-5499
Mount Joy Twp Lancaster County	PAG02003611011	Robert Brubaker 2871 Colebrook Rd Manheim PA 17545	Little Chickies Creek/TSF; MF	Lancaster Co Conservation District 1383 Arcadia Rd Rm 200 Lancaster PA 17601 717-299-5361 Ext. 5
East Hempfield Twp Lancaster County	PAG02003611033	Lancaster Toyota 5270 Manheim Pike East Petersburg PA 17520	UNT Little Conestoga Creek/TSF	Lancaster Co Conservation District 1383 Arcadia Rd Rm 200 Lancaster PA 17601 717-299-5361 Ext. 5
Penn Twp Lancaster County	PAG02003611035	Northwestern Lancaster Co Auth 97 N Penryn Rd Manheim PA 17545	UNT Chiques Creek/ WWF; MF	Lancaster Co Conservation District 1383 Arcadia Rd Rm 200 Lancaster PA 17601 717-299-5361 Ext. 5

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Upper Leacock Twp Lancaster County	PAG02003611046	Horseshoe Real Estate LP 1272 Auction Rd Manheim PA 17545	UNT Mill Creek/CWF; MF	Lancaster Co Conservation District 1383 Arcadia Rd Rm 200 Lancaster PA 17601 717-299-5361 Ext. 5
East Lampeter Twp Lancaster County	PAG02003611049	High Associates LP 1853 William Penn Way Box 10008 Lancaster PA 17605	Mill Creek/ WWF	Lancaster Co Conservation District 1383 Arcadia Rd Rm 200 Lancaster PA 17601 717-299-5361 Ext. 5
Manor Twp Lancaster County	PAG02003611051	Barley Farms—Rob Barley 37 Chestnut Grove Rd Conestoga PA 17516	Witmer Run/WWF	Lancaster Co Conservation District 1383 Arcadia Rd Rm 200 Lancaster PA 17601 717-299-5361 Ext. 5
Manheim Twp Lancaster County	PAG02003611052	Mildred Shepherd 616 Paxton St Lititz PA 17543	Landis Run/ WWF; MF	Lancaster Co Conservation District 1383 Arcadia Rd Rm 200 Lancaster PA 17601 717-299-5361 Ext. 5
Danville Borough Montour County	PAG2004711004	Jacob's Landing, LLC 519 N. Derr Dr. Lewisburg, PA 17837	Susquehanna River WWF, MF	Montour County Conservation District 112 Woodbine Ln Ste 2 Danville PA 17821 Phone: (570) 271-1140
Conneautville Borough Crawford County	PAG02 0020 11 004	GBT Realty Corporation 201 Summit View Dr, Suite 110 Brentwood TN 37027	Conneaut Creek WWF	Crawford Conservation District 814-763-5269
Millcreek Township Erie County	PAG02 0025 11 023	Millcreek Township 3608 West 26th Street Erie PA 16506-2037	Cascade Creek WWF; MF	Erie Conservation District 814-825-6403
City of New Castle Lawrence County	PAG02 0037 11 004	Ellwood Mill Products Attn: Mark Panaia 712 Moravia Street New Castle PA 16101	Shenango River-WWF	Lawrence Conservation District 724-652-4512

*General Permit Type—PAG-3*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant's Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Hatboro Borough Montgomery County	PAR600116	Rhino Incl, d/b/a/Sullivan Scrap Metal 3971 Mann Road Huntingdon Valley, PA 19006	Pennypack Creek	Southeast Region Water Management 484.250.5970
Bristol Township Bucks County	PAR800139	First Student, Inc. 2201 Green Lane, Unit 12 Levittown, PA 19057	Mill Creek—2E	Southeast Region Water Management 484.250.5970
Hatfield Township Montgomery County	PAR200047	Schlosser Steel Inc. 2641 Township Line Road Hatfield, PA 19440	Skipack Creek—3-E	Southeast Region Water Management 484.250.5970

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant's Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Rush Twp. Schuylkill County	PAR232201	Air Products and Chemicals, Inc. 357 Marian Ave. Tamaqua PA 18252	Neiferts Creek (CWF, MF)	PA DEP Northeast Regional Office 2 Public Square Wilkes-Barre, PA 18701-1915 570-826-2511
Huntingdon County Walker Township	PAR803522	New Enterprise Stone & Lime Co., Inc. PO Box 77 New Enterprise, PA 16664	Crooked Creek / WWF	DEP / SCRO 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Cumberland County Camp Hill Borough	PAR123546	ADM Alliance Nutrition, Inc. 2000 Hummel Avenue Camp Hill, PA 17011-0398	Cedar Run / CWF	DEP / SCRO 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Lancaster County Rapho Township	PAR803572	Con-Way Freight 2211 Old Earhart Road Ste, 100 Ann Arbor, MI 48105	Little Chickies Creek / 7-G	DEP / SCRO 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Canton Township Bradford County	PAR314812	Cudd Energy Service 2897 Route 414 Canton, PA 17724	Mill Creek—4-C	DEP Northcentral Regional Office Water Management 208 W Third Street Suite 101, Williamsport, PA 17701-6448 570.327.3664
Cambria Township Cambria County	PAR326103	New Enterprise Stone & Lime Company, Inc. PO Box 77 New Enterprise, PA 16664	Howell's Run	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 412-442-4000
City of New Castle Lawrence County	PAR208361	Blair Strip Steel Company P. O. Box 7159 New Castle, PA 16107	Unnamed tributary to Big Run 20-A	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942
Millcreek Township, Erie County	PAR208316	Lincoln Foundry, Inc. 1600 Industrial Drive Erie, Pa 16505	Municipal Storm Sewers to Scott Run 15	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

*General Permit Type—PAG-8*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Site Name &amp; Location</i>	<i>Contact Office &amp; Phone No.</i>
Pleasant Township, Warren County	PAG088312	Brokenstraw Valley Area Authority 770 Rouse Avenue Youngsville, PA 16371	Brokenstraw Valley Area Authority STP 660 Shannon Lane Warren, PA 16365	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

*General Permit Type—PAG-10**Facility Location:  
Municipality &  
County*

Henkels & McCoy  
Blue Bell Facility  
985 Jolly Road  
Whitpain Township  
Montgomery County

*Permit No.*  
PAG10-0001

*Applicant Name &  
Address*  
Henkels & McCoy, Inc.  
985 Jolly Road  
Blue Bell, PA 19422

*Receiving  
Water/Use*  
UNT to Stony  
Creek—3F

*Contact Office &  
Phone No.*  
Southeast Region  
Water Management  
484-250-5970

*General Permit Type—PAG-12**Facility Location:  
Municipality &  
County*

Lancaster County /  
East Donegal  
Township

*Permit No.*  
PAG123520

*Applicant Name &  
Address*  
Leroy Zimmerman Farm CAFO  
327 Stackstown Road  
Marietta, PA 17547

*Receiving  
Water/Use*  
UNT Susquehanna  
River / WWF / 7G

*Contact Office &  
Phone No.*  
DEP—SCRO—  
Watershed  
Management  
909 Elmerton Avenue  
Harrisburg, PA 17110  
717-705-4802

**STATE CONSERVATION COMMISSION****NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR NPDES PERMITS FOR CAFOs**

The State Conservation Commission has taken the following actions on previously received applications for nutrient management plans under 3 Pa.C.S. Chapter 5, for agricultural operations that have or anticipate submitting applications for new, amended or renewed NPDES permits or NOIs for coverage under a general permit for CAFOs under 25 Pa. Code Chapter 92a. This notice is provided in accordance with 25 Pa. Code Chapter 92a and 40 CFR Part 122, implementing The Clean Streams Law and the Federal Clean Water Act.

Persons aggrieved by an action may appeal under 3 Pa.C.S. § 517, section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704 to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service at (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decision law.

For individuals who wish to challenge actions, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for pro bono representation. Call the Secretary of the Board at (717) 787-3483 for more information.

**CAFO PUBLIC NOTICE SPREADSHEET—ACTIONS**

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Approved or Disapproved</i>
Lukens Farm Daniel Lukens 7075 Old Stage Road McClure, PA 17841	Mifflin	0	341.42	Swine	N/A	Approved
Shady Rill Hog Farm 252 Tharp Rd Mt Pleasant Mills PA 17853	Snyder	1231 537.1 owned & 105.5 rented for manure application	915.99	Swine	N/A	Approved

**PUBLIC WATER SUPPLY (PWS)  
PERMITS**

The Department has taken the following actions on applications received under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17) for the construction, substantial modification or operation of a public water system.

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

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this document to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

**SAFE DRINKING WATER**

**Actions taken under the Pennsylvania Safe Drinking Water Act**

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

**Permit No. 5610504, Public Water Supply.**

Applicant	<b>Brooke Grove Foundation,</b> 18100 Slade School Road, Sandy Springs, MD 20832
[Borough or Township]	Southampton Township
County	<b>Somerset</b>
Type of Facility	Rest Assured Residential Living Center
Consulting Engineer	James R. Holley & Associates, Inc. 18 South George Street York, PA 17401
Permit to Construct Issued	July 19, 2011

**LAND RECYCLING AND ENVIRONMENTAL REMEDIATION**

**UNDER ACT 2, 1995**

**PREAMBLE 2**

**The following plans and reports were submitted under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.907).**

Provisions of Sections 301—308 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P. S. §§ 6026.301—6026.308) require the Department to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected. Submission of plans and reports, other than the final report, will also be published in the *Pennsylvania Bulletin*. These include the remedial investigation report, risk assessment report and cleanup plan for a site-specific standard remediation. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

For further information concerning plans or reports, contact the environmental cleanup program manager in the Department regional office under which the notice of receipt of plans or reports appears. If information concerning plans or reports is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

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

**Ackerman Property**, 1314 Detweiler Avenue, Hellertown Borough, **Northampton County**. Christopher A. Jacangelo, J. Rockwood & Associates, Inc., P. O. Box 1006, Easton, PA 18044-1006 has submitted a Final Report (on behalf of his client, David C. Ackerman, 2276 Jordan Road, Orefield, PA 18069), concerning the remediation of soil found to have been impacted by No. 2 fuel oil, which was discovered during the removal of an underground, fuel oil storage tank. The report was submitted in order to document attainment of the Residential Statewide Health Standard for soil. A public notice regarding the submission of the Final Report was to have been published in *The Morning Call* on July 15, 2011.

**Austin's Auto Service**, 1843 West Broad Street, Bethlehem City, **Lehigh County**. Scott Campbell and



Andrew Gutshall, EarthRes Group, Inc., P. O. Box 468, Pipersville, PA 18947 have submitted a combined Remedial Investigation Report/Final Report (on behalf of their client, Austin's Auto Service, 1843 West Broad Street, Bethlehem, PA 18018), concerning the remediation of soil found to have been impacted by unleaded gasoline as a result of historical operations at a former gasoline station and the current auto service station. The combined report was submitted to document attainment of the Site-Specific Standard for soil. A public notice regarding the submission of the combined Remediation Investigation Report/Final Report was expected to be published in *The Morning Call* on July 22, 2011.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995

#### PREAMBLE 3

**The Department has taken action on the following plans and reports under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.907).**

Section 250.8 of 25 Pa. Code and administration of the Land Recycling and Environmental Remediation Standards Act (act) require the Department to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by the act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, contact the environmental cleanup program manager in the Department regional office under which the notice of the plan or report appears. If information concerning a final report is required in an alternative form, contact the community relations coordinator at the

appropriate regional office. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

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

**GVH Coopersburg (Coopersburg SMT Bank)**, 208-214 North Third Street, Coopersburg Borough, **Lehigh County**. Toby Kessler, Gilmore and Associates, Inc., 65 East Butler Avenue, Suite 100, New Britain, PA 18901 submitted a Final Report (on behalf of his client, GVH Coopersburg, L.P., 323 Union Street, Suite 300, Nashville, TN 37201), concerning the remediation of groundwater found to have been impacted by volatile organic substances possibly related to a cesspool associated with historical operations at this former automobile service center. The report documented attainment of the Residential Statewide Health Standard for groundwater and was approved on July 18, 2011.

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

**Boward Residence**, 4020 Locust Lane, Harrisburg, PA, Lower Paxton Township, **Dauphin County**. Skelly and Loy, Inc., 449 Eisenhower Boulevard, Suite 300, Harrisburg, PA, 17111, on behalf of June Boward, 4020 Locust Lane, Harrisburg, PA 17109, submitted a Final Report concerning the remediation of site soils and groundwater contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Residential Statewide Health standard, and was approved by the Department on July 18, 2011.

**Former Allison Hill Automotive Property**, 47 South 14th Street, City of Harrisburg, **Dauphin County**. Skelly & Loy, Inc., 449 Eisenhower Boulevard, Harrisburg, PA 17111, on behalf of the Redevelopment Authority of the City of Harrisburg, PO Box 2157, Harrisburg, PA 17105-2157, submitted a Remedial Investigation Report concerning remediation of site soils contaminated with VOCs, PAHs and inorganics. The Report was approved by the Department on July 19, 2011. The site will be remediated to a combination of Non-Residential Statewide Health and Site-Specific standards.

**Oak Knoll Estates**, Lot 36, 36 Oak Knoll Estates, Elizabethtown, PA 17022 Conewago Township, **Dauphin County**. Brownfield Associates, Inc., 500 Coatesville Road, West Grove, PA 19390, on behalf of PCS Chadaga (dba, Oak Knoll Estates) c/o Property Management, Inc., 1300 Market Street, Lemoyne, PA 17043, submitted a Final Report concerning remediation of site soils contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Residential Statewide Health standard, and was approved by the Department on July 20, 2011.

#### 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 Region: Regional Solid Waste Manager, 2 East Main Street, Norristown, PA 19401*

**Permit No. 301220. Clean Earth Of Philadelphia Inc.**, 3201 South 61st Street, Philadelphia PA 19153-3502, City of Philadelphia, **Philadelphia County**. This solid waste permit is being issued to allow for the short term, continued operation under previously permitted terms and conditions at the Clean Earth of Philadelphia, Inc., facility, an existing residual waste processing facility, during the review of the facility's 10-year renewal application. The permit was issued by the Southeast Regional Office on July 22, 2011.

## AIR QUALITY

**General Plan Approval and Operating Permit Usage Authorized under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127 to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.**

*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401*

*Contact: Sachin Shankar, New Source Review Chief—Telephone: 484-250-5920*

**GP3-15-0058: Limestone Properties, LLC** (1020 Broad Road, Landenberg, PA 19350) on July 20, 2011, to construct and operate a portable nonmetallic mineral processing plant in Avondale Borough, **Chester County**.

**GP3-15-0059: Limestone Properties, LLC** (1020 Broad Road, Landenberg, PA 19350) on July 20, 2011, to construct and operate a portable nonmetallic mineral processing plant in Avondale Borough, **Chester County**.

**GP9-15-0010: Limestone Properties, LLC** (1020 Broad Road, Landenberg, PA 19350) on July 20, 2011, to construct and operate a diesel fuel-fired internal combustion (IC) engines(s) in Avondale Borough, **Chester County**.

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110*

*Contact: Thomas J. Hanlon, Chief, East Permitting Section—Telephone: 717-705-4862 or Daniel Husted, Chief, West Permitting Section—Telephone: 717-949-7935*

**GP3-22-05046C: Haines & Kibblehouse, Inc.** (PO Box 196, 2052 Lucon Road, Skippack, PA 19474) on July 18, 2011, to relocate a crusher and two conveyors under GP3 to the Handwerk Materials quarry in Lower Swatara Township, **Dauphin County**.

**GP9-22-05046C: Haines & Kibblehouse, Inc.** (PO Box 196, 2052 Lucon Road, Skippack, PA 19474) on July 18, 2011, to relocate a diesel-fired engine under GP9 to the Handwerk Materials quarry in Lower Swatara Township, **Dauphin County**.

**GP1-22-03076A: Milton Hershey School** (PO Box 830, 1201 Homestead Lane, Hershey, PA 17033) on July 19, 2011, for two natural gas-fired boilers (16.3 MMBtu each) under GP1 at the Milton Hershey School Catherine Hall on 300 Hotel Road in Derry Township, **Dauphin County**. The general permit authorization was renewed.

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701*

*Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648*

**GP5-17-488B: RW Gathering LLC** (1000 Town Center, Suite 130, Canonsburg, PA 15317) on July 6, 2011, to construct and operate two (2) 1,340 brake horsepower Caterpillar model G3516 LE natural gas-fired compressor

engines and a Midco model 7921-01 dehydrator pursuant to the General Plan Approval And/Or General Operating Permit for Natural Gas, Coal Bed Methane or Gob Gas Production or Recovery Facilities (BAQ-GPA/GP-5) for your Moshannon Compressor Station in Cooper Township, **Clearfield County**.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

*Contact: Mark Gorog and Barb Hatch, Environmental Engineer Managers—Telephone: 412-442-4163/5226*

**GP3-11-00528: RS Services** (119 Falls Road, Beech Creek, PA 16822) on July 20, 2011, to operate a RAP crushing operation under GP-3 for portable nonmetallic mineral processing plants at the HRI Johnstown asphalt plant in Richland Township, **Cambria County**.

**GP11-11-00528: RS Services** (119 Falls Road, Beech Creek, PA 16822) on July 20, 2011, to install and operate two diesel engines, rated at 350 bhp and 100 bhp respectively, to power a portable nonmetallic crusher under GP-11 for nonroad engines at the HRI Johnstown asphalt plant in Richland Township, **Cambria County**.

**Plan Approvals Issued under the Air Pollution Control Act and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.**

*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401*

*Contact: Sachin Shankar, New Source Review Chief—Telephone: 484-250-5920*

**09-0090B: Praxair Distribution Mid-Atlantic, LLC—dba GTS—WELCO** (One Steel Road East, Morrisville, PA 19067) on July 18, 2011, to add a new automated gas cylinder coating booth and a decrease in capacity in the existing manual gas cylinder spray booths under Source ID No. 110 at their facility in Falls Township, **Bucks County**. The potential volatile organic compound emissions from the automated spray booth are expected to be 4.24 pounds per hour, 50.92 pounds per day, and 6.4 tons per year on a 12-month rolling sum basis. The automated spray booth is subject to the coating restrictions, testing, monitoring, and recordkeeping requirements from 25 Pa. Code § 129.52. The volatile organic compound emissions from Source ID No. 110 will be limited to 3 pounds per hour, 15 pounds per day, and 2.75 tons per year on a 12-month rolling sum basis, and Source ID No. 110 will no longer be subject to the coating restrictions, testing, monitoring, and recordkeeping requirements from 25 Pa. Code § 129.52. Monitoring and recordkeeping requirements were added to Source ID No. 110 to demonstrate compliance with the applicable limits on the source.

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110*

*Contact: Thomas J. Hanlon, Chief, East Permitting Section—Telephone: 717-705-4862 or Daniel Husted, Chief, West Permitting Section—Telephone: 717-949-7935*

**21-03081A: Keystone BioFuels** (2850 Appleton Street, Suite E, Camp Hill, PA 17011) on July 19, 2011, for construction and temporary operation of a 33 million gallon per year biodiesel production facility with methanol emissions controlled by a vapor recovery system in Lower Allen Township, **Cumberland County**.

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701*

*Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648*

**47-00001E: PPL Montour, LLC** (PO Box 128, Washingtonville, PA 17884-0128) on July 25, 2011 for the revised plan approval at the Montour Steam Electric Station located in Derry Township, **Montour County**.

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**Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.13, 127.13a and 127.32.**

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*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701*

*Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648*

**08-399-038D: Global Tungsten & Powders, Corp.** (Hawes Street, North Towanda, PA 18848) on July 20, 2011, to temporarily operate eleven (11) existing tungsten wire drawing capstan annealing heads and ten (10) existing wire annealing ovens in department (012) and associated control devices for their facility, located in North Towanda Township, **Bradford County** until February 11, 2012. The plan approval has been extended.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745

Contact: M. Gorog & B. Hatch, Environmental Engineer Managers—Telephone: 412-442-4163/5226

**26-00500A: Alpha Pa Coal Terminal** (158 Portal Road Waynesburg, PA 15370) on July 22, 2011, to allow construction and operation of on-ground stockpiling and transfer of coal from barge to barge in Luzerne Township, **Fayette County**. The plan approval has been extended.

**32-00409: Rosebud Mining Co.** (301 Market Street, Kittanning, PA 16201-9642) on July 22, 2011, as a result of equipment startup, to establish the 180-day period of temporary operation of the coal preparation plant authorized under PA-32-00409, until January 11, 2012, at their Starford Mine Coal Preparation Plant in Green Township, **Indiana County**.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481*

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636

**20-303A: Crawford Central School District** (860 Thurston Road, Meadville, PA 16335), issued July 31, 2011, plan approval is for the construction of a new biomass combustion unit providing renewal energy to heat the Meadville Area Middle/High School, Crawford County Career & Technical Center and the Meadville Recreation Complex located in the City of Meadville, **Crawford County**.

**62-176A: Allegheny Pellet Corporation** (1055 Matthews Run Road, Youngsville, PA 16371) on July 31, 2011, to install a 22 MMBtu/hr wood-fired pellet drying operation at their facility in Brokenstraw Township, **Warren County**.

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**Title V Operating Permits Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter G.**

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*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401*

*Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920*

**46-00036: Morris Road Investors, LP—Visteon Systems, LLC** (2750 Morris Road, Lansdale, PA 19446) on July 18, 2011, for renewal of the Title V Operating Permit and also administratively amend the permit for change of ownership in Worcester Township, **Montgomery County**. The current permit was issued on 06-28-2005. The facility is used for office and warehouse space. As a result of potential emissions of NOx and VOCs, the facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments, and is therefore subject to the Title V permitting requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The Title V Operating Permit will contain Compliance Assurance Monitoring (CAM) conditions pursuant to 40 CFR Part 64. The renewal contains all applicable requirements including monitoring, recordkeeping and reporting.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481

Contact: Matthew Williams, Facilities Permitting Chief—Telephone: 814-332-6131

**42-00011: International Waxes Plant** (45 Route 446, Smethport, PA 16749-5413) on July 15, 2011, to reissue the Title V Permit for the Farmers Valley Plant in Keating Township, **McKean County**. The facility's representative to contact concerning this application is Mr. Daniel Goldsmith, Environmental Manager. His phone number is (814) 887-4056.

The facility's major emission sources include the boilers (controlled by an ESP), rerun unit charge heater 2, crude unit vacuum heater, resin heater, No. 2 Earth Burner (controlled by a scrubber), emergency fire pumps and compressors, storage tanks (controlled by a flare), plant wide-fugitive emissions, wastewater treatment, propane deresiner unit (controlled by a flare), degreasers, flue gas holder, coal unloading, and flyash loading. The facility is a major facility due to its potential to emit Nitrogen Oxides (NOx), Sulfur Oxides (Sox), and Volatile Organic Compounds (VOCs). The facility is subject to the Title V Operating Permit requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The facility is subject to the New Source Performance Standards (NSPS) for Stationary Compression Ignition Internal Combustion Engines (40 CFR 60, Subpart IIII) and the National Emission Standards for Hazardous Air Pollutants (NESHAP) for Organic Hazardous Air Pollutant for Equipment Leaks (40 CFR 63, Subpart H), Recovery Device and Routing to Fuel Gas System or a Process (40 CFR 63, Subpart SS), Organic Liquids Distribution (40 CFR 63, Subpart EEEE), Stationary Reciprocating Internal Combustion Engines (40 CFR 63, Subpart ZZZZ), and, Industrial, Commercial and Institutional Boilers and Process Heaters (40 CFR 63, Subpart DDDDD).

**62-00012: GENON REMA LLC—Warren Generating Station** (121 Champion Way, Suite 200, Canonsburg, PA 15317) on July 20, 2011, issued an administrative amendment to the Title V Operating Permit to incorporate the change in responsible and permit contact for their facility in Conewango Township, **Warren County**.

**Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.**

*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19428*

*Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920*

**15-00077: Hanson Aggregates PA, LLC** (499 Quarry Road, East Caln Township, PA 19335) on July 18, 2011, for a State Only, Natural Minor Operating Permit in East Caln Township, **Chester County**. This is a nonmetallic mineral processing plant. The pollutant of concern is particulate matter. Dust collectors and wet suppression system are used on all sources for particulate matter control. The permit will include monitoring, record keeping and reporting requirements designed to address all applicable air quality requirements.

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

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

**35-00023: United Gilsonite Laboratories** (1396 Jefferson Avenue, Dunmore, PA 18510) on July 12, 2011, to operate a paint/coating manufacturing facility in Dunmore Borough, **Lackawanna County**.

**54-00071: VanHoekelen Greenhouses, Inc.** (Route 309, PO Box 88, McAdoo, PA 18237-0088) on July 11, 2011, for the operation of boilers at their greenhouse operation l in Kline Township, **Schuylkill County**.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481*

*Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-616636*

**43-00308: Ergon Trucking, Inc.** (944 New Castle Mercer Road, Mercer, PA 16137) on July 20, 2011, for renewal of a Synthetic Minor Permit to operate crude oil storage and dispensing plant in East Lackawannock Township, **Mercer County**. The sources include three crude oil storage tanks and one loading rack. The facility has taken a facility wide throughput restriction of 39,000,000 gallons per year and become synthetic minor.

**Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.**

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481*

*Contact: Matthew Williams, Facilities Permitting Chief—Telephone: 814-332-6131*

**37-00328: Resco Products, Inc.—Shenango Advanced Ceramics** (606 McCleary Avenue, New Castle, PA 16101) on July 19, 2011, issued an administrative amendment to the State Operating Permit to incorporate the change in responsible official and permit contact for the facility located in New Castle City, **Lawrence County**.

**De Minimis Emissions Increases Authorized under 25 Pa. Code § 127.449.**

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

*Contact: Barbara Hatch, Facilities Permitting Chief—Telephone: 412-442-4174*

**56-00232: Shade Landfill, Inc.** (1310 Luciusboro Road, Blairsville, PA 15717). Per Title 25 Pa Code Section 127.449(i), this Notice is for the following de minimis emission increase at the Shade Landfill, Inc. facility located in Shade Township, **Somerset County**:

Emissions from the installation and operation of a 0.645 MMBtu/hr Lochinvar Corp., model no. CBL645, propane fired boiler to pre-heat leachate during cold weather prior to biological treatment will not exceed 0.4 tpy NOx, 0.3 tpy CO, and 0.04 tpy of each other criteria pollutant and total hazardous air pollutants.

The list of de minimis increases includes only this project: This is a Title V Facility.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481*

*Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636*

**62-00018: Warren State Hospital** (33 Main Drive, North Warren, PA 16365), for its facility located in Conewango Township, **Warren County**. The De minimis emission increase is for the construction of an emergency generator located outside building 4. In addition, this source is exempt from plan approval as it complies with 25 Pa. Code § 127.14(a)(8). The Department hereby approves the De minimis emission increase. The following table is a list of the De minimis emission increases as required by 25 PA Code 127.449(i). This list includes the De minimis emission increases since the facility Operating Permit issuance on August 20, 2007.

Date	Source	PM10 (tons)	SOx (tons)	NOx (tons)	VOC (tons)	CO (tons)
7-25-11	Emergency Generator	0.061	0.054	0.19	0.0014	0.029
Total Reported Increases		0.061	0.054	0.19	0.0014	0.029
Allowable		0.6 ton/source 3 tons/facility	1.6 tons/source 8 tons/facility	1 ton/source 5 tons/facility	1 ton/source 5 tons/facility	4 tons/source 20 tons/facility

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**Operating Permits Denied, Terminated, Suspended or Revoked under the Air Pollution Control Act and 25 Pa. Code §§ 127.431 and 127.461.**

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*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481*

*Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636*

**25-00951: Bay City Forge Division Patriot Forge** (280 Henry Street PO Box 996 Brantford, ON N3T 5S7) on July 22, 2011, for revocation of their State Operating Permit for their iron and steel forging facility in Erie City, **Erie County**. The plant has not been operated since May 2009 and a deactivation / maintenance plan was not submitted for the facility, the operating permit was therefore revoked.

**ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS**

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**Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law; the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.20a). The final action on each application also constitutes action on the NPDES permit application and, if noted, the request for a Section 401 Water Quality Certification. Mining activity permits issued in response to applications will also address the application permitting requirements of the following statutes: the Air Quality Pollution Act (35 P. S. §§ 4001—4014); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1002).**

*Coal Permits Actions*

*California District Office: 25 Technology Drive, Coal Center, PA 15423, 724-769-1100*

**30841317 and NPDES No. 0213527, Consol Pennsylvania Coal Company**, (P. O. Box J, 1525 Pleasant Grove Road, Claysville, PA 15234), to revise the permit for the Enlow Fork Mine in East Finley Township, **Washington County** and Richhill Township, **Greene County** to add acreage for an overland beltline. In conjunction with this approval, the Department is granting 401 Water Quality Certification certifying that the approved activities will comply with the applicable provisions of sections 301—303, 306 and 307 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341) and will not violate applicable Federal and State water quality standards. Surface Acres Proposed 361.9. No additional discharges. Application received: March 31, 2010. Permit issued: July 21, 2011.

*Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, 814-472-1900*

**05090101 and NPDES no. PA0262781. Robindale Energy Services, Inc.**, 224 Grange Hall Road, Armagh, PA 15920, revision of an existing bituminous surface mine to add a stream crossing on Sandy Run and an additional 5 acres to the SMP in Broadtop Township, **Bedford County**, affecting 159.0 acres. Receiving stream(s): Longs Run and Sandy Run classified for the following use(s): warm water fishery. There are no potable water supply

intakes within 10 miles downstream. Application received February 24, 2011. Permit issued: July 13, 2011.

*Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200*

**14900301 and NPDES No. PA0206229. Glenn O. Hawbaker, Inc.** (1952 Waddle Road, State College, PA 16803). Renewal of an existing bituminous surface mine located in Spring Township, **Centre County** affecting 260.6 acres. Receiving stream: Logan Branch classified for cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: May 19, 2011. Permit issued: June 23, 2011.

**17100108 and NPDES No. PA0257362. Waroquier Coal Co.** (P. O. Box 123, Clearfield, PA 16830). Commencement, operation and restoration of a bituminous surface mine located in Glen Hope Borough and Beccaria Township, **Clearfield County** affecting 65.0 acres. Receiving streams: Dotts Run (cold water fishery), unnamed tributaries to Clearfield Creek (cold water fishery) and Blue Run (cold water fishery). There are no potable water supply intakes within 10 miles downstream. Application received: May 3, 2010. Permit issued: July 15, 2011.

*Noncoal Applications Returned*

*Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, 814-472-1900*

**34100802. Matthew Sieber**, 58 Stoney Lane, Mifflin, PA 17058, commencement, operation, and restoration of a small noncoal (industrial minerals) operation in Milford Township, **Juniata County**, affecting 5.0 acres, receiving stream(s): unnamed tributary to Licking Creek. Permit received: October 7, 2010. Application returned: July 18, 2011.

*Noncoal Permits Actions*

*Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200*

**08080810. Wendy West (719 Mercur Hill Road, Wysox, PA 18854), noncoal mining operation located in Standing Stone Township, Bradford County.** Total bond release-site was never activated. Receiving streams: none. Permit issued: March 11, 2009. Final bond release: July 19, 2011.

**ACTIONS ON BLASTING ACTIVITY APPLICATIONS**

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**Actions on applications under the Explosives Acts of 1937 and 1957 and 25 Pa. Code § 211.124. Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.**

*Blasting Permits Actions*

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118*

**36114144. Keystone Blasting Service**, (15 Hopeland Road, Lititz, PA 17543), construction blasting for Lincoln Christian Home in Ephrata Township, **Lancaster County** with an expiration date of December 30, 2011. Permit issued: July 19, 2011.

**38114113. Keystone Blasting Service**, (15 Hopeland Road, Lititz, PA 17543), construction blasting for a Trench Silo at Musser Ridge Farm in Heidelberg Township, **Lebanon County** with an expiration date of August 15, 2011. Permit issued: July 19, 2011.

**54114103. Maine Drilling & Blasting**, (P. O. Box 1140, Gardiner, ME 04345), construction blasting for Graham Pet Tech in East Union Township, **Schuylkill County** with an expiration date of July 13, 2012. Permit issued: July 19, 2011.

**66114113. Meshoppen Blasting, Inc.**, (P. O. Box 127, Meshoppen, PA 18630), construction blasting for Yarasavage Well Pad and Roadway in Washington Township, **Wyoming County** with an expiration date of September 30, 2011. Permit issued: July 19, 2011.

**09114106. American Rock Mechanics, Inc.**, (7531 Chestnut Street, Zionsville, PA 18092), construction blasting for Carson Helicopter, Inc. in Hilltown Township, **Bucks County** with an expiration date of July 16, 2012. Permit issued: July 20, 2011.

**36114145. Keystone Blasting Service**, (15 Hopeland Road, Lititz, PA 17543), construction blasting for East Lampeter and Upper Leacock Townships, **Lancaster County** with an expiration date of December 30, 2012. Permit issued: July 20, 2011.

**64114108. Explosive Services, Inc.**, (7 Pine Street, Bethany, PA 18431), construction blasting for Wallenpaupack Lake Estates in Paupack Township, **Wayne County** with an expiration date of July 31, 2012. Permit issued: July 20, 2011.

**67114108. Maine Drilling & Blasting**, (P. O. Box 1140, Gardiner, ME 04345), construction blasting at 300 Arsenal Road in Manchester Township, **York County** with an expiration date of July 19, 2012. Permit issued: July 20, 2011.

**58114023. Geokinetics**, (133 West Tioga Street, Suite 3, Tunkhannock, PA 18657), construction blasting for Ardent 2 3D Seismic Operation in Auburn Township, **Susquehanna County** with an expiration date of July 31, 2012. Permit issued: July 22, 2011.

**64114002. Northeast Blasting**, (403 Middle Creek Road, Honesdale, PA 18431), construction blasting for the Roger Shaffer Sawmill in Salem Township, **Wayne County** with an expiration date of July 31, 2012. Permit issued: July 22, 2011.

**64114003. Northeast Blasting**, (403 Middle Creek Road, Honesdale, PA 18431), construction blasting for the Bob Boogertman House & Driveway Project in Paupack Township, **Wayne County** with an expiration date of July 31, 2012. Permit issued: July 22, 2011.

**64114004. Northeast Blasting**, (403 Middle Creek Road, Honesdale, PA 18431), construction blasting for the Damascus Township Shale Bank in Damascus Township, **Wayne County** with an expiration date of July 31, 2012. Permit issued: July 22, 2011.

**66114004. Geokinetics**, (133 West Tioga Street, Suite 3, Tunkhannock, PA 18657), construction blasting for the Ardent 2 3D Seismic Operation in Meshoppen, Washington, Lemon, Eaton, Mehoopany and Tunkhannock Townships, **Wyoming County** with an expiration date of July 31, 2012. Permit issued: July 22, 2011.

**66114114. Hayduk Enterprises, Inc.**, (257 Riverside Drive, Factoryville, PA 18419), construction blasting for Richard Larson in Tunkhannock Township, **Wyoming County** with an expiration date of December 31, 2011. Permit issued: July 22, 2011.

## FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The Department has taken the following actions on previously received permit applications, requests for Environmental Assessment approval and requests for Water Quality Certification under section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341).

Except as otherwise noted, the Department has granted 401 Water Quality Certification certifying that the construction and operation described will comply with sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) and that the construction will not violate applicable Federal and State water quality standards.

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

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

**Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and The Clean Streams Law and Notice of Final Action for Certification under section 401 of the FWPCA.**

*Permits, Environmental Assessments and 401 Water Quality Certifications Issued:*

### WATER OBSTRUCTIONS AND ENCROACHMENTS

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

**E28-365: Antrim Business Park, LP**, Ten East Baltimore Street, Suite 1600, Baltimore, MD 21202, in Antrim Township, **Franklin County**, ACOE Baltimore District

To fill 0.07 acre of PEM wetland in the Conococheague Creek (WWF-MF) Watershed. The project is located west of Exit 3 on Interstate 81 and Molly Pitcher Highway (U.S. Route 11 (Greencastle, PA Quadrangle, N: 1.3 inches, W: 15.5 inches; Latitude: 39°45'32", Longitude: -77°44'16") in Antrim Township, Franklin County. The

purpose of the project is to construct a 1,400,000.0-square foot industrial/distribution facility. The permittee is required to provide a minimum of 0.07 acres of replacement PEM wetlands.

**E28-368: Pennsylvania Department of Transportation, Engineering District 8-0**, 2140 Herr Street, Harrisburg, PA 17103, in Hamilton and St. Thomas Townships, **Franklin County**, ACOE Baltimore District

To: 1) remove the existing structure, 2) construct and maintain a two-span prestressed concrete bulb-tee beam bridge skewed 70°, having a total clear span of 112.30 feet, a width of 35.375 feet, and an underclearance of 10.33 feet across Back Creek (WWF, MF), 3) relocate and maintain approximately 55.0 feet of an unnamed tributary to Back Creek (WWF, MF) underneath the proposed bridge, and 4) place and maintain fill in 0.01 acre of PEM wetland, all for the purpose of improving transportation safety and roadway standards. The project is located along SR 3012 (Jack Road) in Hamilton and St. Thomas Townships (Chambersburg, PA Quadrangle; N: 3.3 inches, W: 16.3 inches; Latitude: 39°53'35", Longitude: -77°44'29"). The amount of wetland impact is considered de minimus impact 0.01 acre and wetland replacement is not required.

**E29-100: Pennsylvania Department of Transportation, Engineering District 9-0**, 1620 North Juniata Street, Hollidaysburg, PA 16648, in Licking Creek Township, **Fulton County**, ACOE Baltimore District

To remove the existing structure and to construct and maintain a single span, prestressed concrete spread box beam bridge having a span of 48.0 feet, a width of 33.4 feet, and an underclearance of 9.1 feet across Patterson Run (CWF, MF) for the purpose of improving transportation safety and roadway standards located along SR 0030, Segment 0230, Offset 0000, approximately 43.0 feet downstream from the current alignment of the bridge (Meadow Grounds, PA Quadrangle; N: 19.1 inches, W: 7.1 inches; Latitude: 39°58'49", Longitude: -78°3'2") in Licking Creek Township, Fulton County.

**E36-885: Pennsylvania Department of Transportation, Engineering District 8-0**, 2140 Herr Street, Harrisburg, PA 17103, in East Cocalico Township, **Lancaster County**, ACOE Baltimore District

To: 1) remove the existing structure, 2) construct and maintain a single span concrete spread box beam bridge having a length of 95.00 feet, a width of 61.29 feet, and an underclearance of 11.44 feet across Cocalico Creek (WWF, MF), 3) temporarily impact 0.01 acre of PEM wetland, and 4) place and maintain fill in 0.01 acre of PEM wetland all for the purpose of improving transportation safety and roadway standards. The project is located along SR 0272 (North Reading Road) in East Cocalico Township, Lancaster County (Ephrata, PA Quadrangle; N: 15.2 inches, W: 1.5 inches; Latitude: 40°12'32", Longitude: -76°8'9"). The amount of wetland impact is considered a de minimus impact of 0.01 acre and wetland replacement is not required.

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

**E02-1532. No. 1 Cochran Automotive**, 4520 William Penn Highway, Monroeville, PA 15146. To place and maintain fill on 0.05 acres of wetlands, and to construct and maintain a 287.5 ft, 48" diameter RCP stream enclosure, in an unnamed tributary to Campbell's Run (CWF), for the purpose of modifying an existing automobile dealership campus (a.k.a. Cochran Robinson campus),

to sell varying brands of vehicles. Riprap outlet protection will be installed and maintained, a section of the existing stream enclosure will be replaced, and several outfall structures will be connected to the stream enclosure and its end wall. To compensate for these impacts, approximately 0.06 acres of replacement wetland will be constructed on site. In addition, grade control structures and/or riparian vegetation will be constructed or planted, on site, in or along approximately 460 ft of the affected watercourse. The project is located at the intersection of Campbell's Run Road and DeVassie Road in Robinson Township, **Allegheny County**. (Oakdale Quadrangle: N: 12 inches; W: 4 inches; Latitude: 40° 26' 31"; Longitude: 80° 09' 24").

**E11-340. Glendale Valley Municipal Authority**, 1800 Beaver Valley Road, Flinton, PA 16640. To construct and maintain approximately 235 utility line stream crossings, to construct and maintain 54 utility line wetland crossings and to place and maintain fill in .03 acres of wetlands, and all for the purpose of installing a public sewer and water supply system, consisting of approximately 180,000' of sewer line and approximately 46,000' of waterline, six pump stations and a sewage treatment plant.

Impacted Waters of the Commonwealth include the following watersheds:

Clearfield Creek (WWF)  
 UNT to Clearfield Creek (CWF)  
 Beaverdam Run (CWF)  
 UNT to Beaverdam Run (CWF)  
 Fallentimber Run (CWF)  
 UNT to Fallentimber Run (CWF)  
 Powell Run (CWF)  
 UNT to Powell Run (CWF)  
 Sandy Run (HQ-CWF)  
 UNT to Sandy Run (HQ-CWF)

A table of all individual stream and wetland impacts is attached. The project is located White and Reade Townships, Cambria County. (the project is located at: Southwest Corner of project area: Coalport, Pa quadrangle N 4.4"; W 1.9"; Latitude 40° 38' 57"; Longitude 78° 30' 50"; Northwest Corner of project area; Coalport, Pa Quadrangle N 16" W 6.9"; Latitude 40° 42' 48"; Longitude 78° 32' 59" Eastern Extreme of project: Blandburg, Pa quadrangle N 10.8"; W 4.5" Latitude 40° 41' 4", Longitude 78° 24' 27").

**E56-354. Pennsylvania Interchange Modifications**, PO Box 67676, Harrisburg, PA 17106-7676.

1. construct and maintain a culvert crossing consisting of two parallel 49 inch by 33 inch elliptical, and one 57 inch by 38 inch, depressed 6 inches, 59 ft. long, CMP culverts, in an unnamed tributary to East Branch Coxes Creek (WWF) with a drainage area of 119 acres, for the purpose of constructing Tollgate Road. This culvert crossing is located in Somerset Township (Somerset, PA Quadrangle, N: 3.3 inches, W: 11.8 inches; Latitude: 40° 1' 1" and Longitude: 79° 5' 2").

2. Construct and maintain a two lane 39.3 ft. wide, 36.7 ft. long, single span bridge, skewed 60 degrees, having a total length of 47 ft. and a minimum underclearance of 3.3 ft. over an unnamed tributary of East Branch Coxes Creek (WWF) with a drainage area of 3.08 square miles. This bridge is located 0.3 miles east of the above culvert crossing in Somerset Borough (Somerset, PA Quadrangle, N: 3.3 inches, W: 11.3 inches; Latitude: 40° 1' 5" and Longitude: 79° 4' 52").

3. Construct and maintain 130' of a relocated portion of an unnamed tributary to East Branch Coxes Creek (WWF).

4. Construct and maintain a road crossing over a wetland, consisting of three (3) 42" x 29" CMPA pipes (depressed 1') and eight (8) 12" CMPA pipes.

5. Construct and maintain multiple roadway storm-water outfalls.

The aforementioned water obstructions are associated with the construction of Tollgate Road, (relocated Laurel Crest Road), for the purpose of improving traffic flow and safety, at the Somerset Interchange, of the Pennsylvania Turnpike.

The project will impact a cumulative total of 0.37 acres of PEM/PSS wetland and approximately 416' of water-course, in the East Branch Coxes Creek basin. Wetland mitigation will be provided at PennDOT's Louie Beach Advanced Wetland Compensation Site, **Somerset County** (Somerset, PA Quadrangle, N: 3.3 inches, W: 11.5 inches; Latitude: 40° 1' 13" and Longitude: 79° 4' 54"). Approximately 435' of stream mitigation will be provided, in and near the project area.

**E63-632. Pennsylvania Department of Transportation, District 12-0**, PO Box 459, Uniontown, PA 15401. To place and maintain fill in 0.01 acres of PFO and 0.24 acres of PEM wetlands, associated temporary crossings of Little Daniels Run (TSF), improve an existing ford crossing of Little Daniels Run, and high flow stream diversions of unnamed tributaries to Little Daniels Run with drainage areas of less than 100 acres for the purpose of constructing and maintaining a 5.0 acres wetland compensation site located in State Game Land 297 (Amity, PA Quadrangle, N: 0.7 inches; W: 15.0 inches; Latitude: 40° 4' 53" and 80° 7' 56"); North Bethlehem Township, **Washington County**.

**E65-939. Ligonier Township Supervisors**, 1 Municipal Park Drive, Ligonier, PA 15658. To construct and maintain a Truss Pedestrian bridge having a clear span of 90 feet and an underclearance of 11.5 feet on the existing concrete abutment of an abandoned railroad bridge across Mill Creek (CWF) as part of the new Ligonier Valley Trail System. The project is located in Ligonier Township, Westmoreland County (Ligonier, PA Quadrangle N: 22.5 inches; W: 15.25 inches; Latitude: 40° 14' 56"; Longitude: 79° 14' 03") in Ligonier Township, **Westmoreland County**.

*Northwest Region: Watershed Management Program Manager, 230 Chestnut Street, Meadville, 16335.*

**E25-727A, Erie-Western Pennsylvania Port Authority**, 208 E Bayfront Pkwy, Ste 201, Erie PA 16507-2413, Seaway Trail Roadway along Presque Isle Bay, Lake Erie in the City of Erie, **Erie County**, United States Army Corps of Engineers, Pittsburgh District (Erie North, PA Quadrangle Latitude: 42° 7' 50"; Longitude: 80° 6' 2").

Permit No. E25-727 which authorizes the Erie-Western Pennsylvania Port Authority to construct and maintain a roadway and associated features between Walnut and Cherry Streets north of the Bayfront Parkway resulting in approximately 6,933 square feet of permanent and 9,061 square feet of temporary impacts within Presque Isle Bay, Lake Erie, in the City of Erie, Erie County is amended to modify the project eliminating the originally proposed soldier pile wall and sidewalk in favor of a rock riprap slope along the shoreline and modify the roadway to consist of a 12-foot wide, one-way, westbound roadway,

with twenty-eight (28) 12-foot wide adjacent parallel parking spaces on the south side of the facility, and a 12-foot wide shared pedestrian/bike path on the north side of the facility. The curb-to-curb width of the facility with rain gardens, oil/grit separators and landscaping as originally permitted will be unchanged. The project will include the construction and maintenance of the originally authorized 12-foot wide by 50-foot long permanent, handicapped-accessible fishing pier and demolition of existing dock structures in Presque Isle Bay. The total disturbance within Presque Isle Bay will remain unchanged.

**E42-299A, Bradford Economic Development Corp.**, P. O. Box 490, 20 Russel Boulevard, Bradford, PA 16701. Lafferty Hollow Industrial Park - Major Amendment, in Foster Township, **McKean County**, ACOE Pittsburgh District (Derrick City, PA Quadrangle N: 41°, 57', 32.3"; W: -78°, 35', 51.2").

To amend Permit No. E42-299 which authorized Bradford Economic Development Corporation to conduct various stream and wetland impacts associated with the construction of Lafferty Hollow Industrial Park, a 350-acre industrial park in five phases including building pads and access roads along Lafferty Hollow Road in Foster Township, McKean County. The permit is amended to include construction and maintenance of an extension of existing sewer and water lines along Lafferty Hollow Road Crossing Kendall Creek, a sub-channel of Kendall Creek and a tributary to Kendall Creek for a total of 3 crossings.

**E61-293, Cornplanter Township**, 138 Petroleum Center Road, Oil City, PA 16301. T-560 Waitz Road Across Cherrytree Run, in Cornplanter Township, **Venango County**, ACOE Pittsburgh District (Oil City, PA Quadrangle N: 41°, 28', 52"; W: 79°, 41', 46").

To remove the existing bridge and to construct and maintain a 19.3-foot long prestressed concrete spread box beam bridge having a clear, normal span of 64 feet and an underclearance of 10 feet across Cherrytree Run at the confluence with Oil Creek on a new alignment shifted approximately 15 feet downstream resulting in the placement of fill within the mapped 100-year flood plain and floodway of Oil Creek beginning approximately 100 feet south of S.R. 8 and extending downstream along the right bank approximately 550 feet on T-560, Waitz Road.

#### ENVIRONMENTAL ASSESSMENTS

*Northcentral Region: Program Manager, Watershed Management Program, 208 West Third Street, Williamsport, PA 17701*

**EA17-010. EQT Gathering, LLC**, EQT Plaza, 625 Liberty Avenue-Suite 1700, Pittsburgh, PA 15222. Concrete Road Removal and Site Restoration of Jack Dents Branch-Medix Run, Goshen Township, **Clearfield County**, ACOE Baltimore District

The applicant proposes to remove an existing concrete road crossing Jack Dents Branch, Medix Run, to restore the natural stream channel cross-section, profile and stability. As proposed, the restoration of the stream channel section shall include but not be limited to, construction of a temporary rock construction access along the stream left and right over-bank, complete removal of the 12-foot (wide) by 18-foot (long) concrete slab, and stabilization of stream bank along both stream banks that were affected by the concrete road section. Construction of the temporary access road shall be with clean AASHTO rock with minimal Number 1 gradation. Upon completion of the concrete slab removal, the tempo-



rary construction access road shall be completely removed with the area graded, scarified, and vegetative cover established to good condition. The concrete slab road section shall be completely removed from the stream channel, floodway and floodplain. Removal of the slab shall be completed in dry work conditions by dam and pumping, fluming or diverting stream flow around the work area. The concrete slab and its encased pipes shall be properly disposed. Since Jack Dents Branch is both a wild trout and stock trout fishery, no in-stream activity shall be conducted in or along the stream channel between October 1 to December 31 and March 1 to June 15 without prior written approval from the Pennsylvania Fish and Boat Commission. The project is located along the northern right-of-way of Jack Dent Road approximately 1.8-miles east of Medix Grade Road and Jack Dent Road intersection. This approval under Chapter 105, Section 105.12(a)(11) also includes 401 Water Quality Certification.

(The Knobs, PA Quadrangle Latitude: 41° 13' 24.34"; Longitude: 78° 22' 24.40").

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## SPECIAL NOTICES

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### Notice of Requirements The Covered Device Recycling Act— Act 108 of 2010 (CDRA)

This notice provides information about the requirements of the CDRA.

Electronic products constitute one of the fastest growing streams of today's consumer and commercial waste. On November 23, 2010, the Pennsylvania General Assembly passed the Covered Device Recycling CDRA; which establishes a number of requirements for individuals and entities involved throughout the life cycle of certain "covered" electronic devices. Covered devices include desktop computers, laptop computers, computer monitors, computer peripherals and televisions.

Beginning January 1, 2012, most of the CDRA requirements go into effect. Outlined below, these requirements address the manufacture, sales, and end-of-life collection, management and recycling of covered devices in Pennsylvania.

Manufacturers of covered devices offered for sale in Pennsylvania:

- Beginning January 1, 2012, must annually register their covered device brands with DEP, and affix brand labels to their new covered devices.
- Must establish and conduct ongoing recycling programs that offer no cost covered device collection opportunities to consumers. No cost means no fee may be charged unless a financial incentive, such as a coupon or rebate, of equal or greater value is provided. The devices collected through these programs must be properly recycled at certified electronics recycling facilities.
- Must report covered device collection and recycling data to DEP annually.

Retailers that offer covered devices for sale in Pennsylvania:

- Beginning January 1, 2012, may only sell covered devices that are labeled with a brand registered with DEP.
- Must notify customers of how and where they can recycle their covered devices.

- Are not required to offer covered device collection opportunities; but if they do, they must offer them to consumers at no cost. No cost means no fee may be charged unless a financial incentive, such as a coupon or rebate, of equal or greater value is provided. Any devices collected from consumers must be properly recycled at certified recycling facilities.

Electronics Recycling Facilities:

- Whether located in or outside of Pennsylvania, facilities that process or recycle covered devices that are collected from consumers through any electronics collection program in Pennsylvania, whether municipal, manufacturer, retailer, etc., must have achieved and maintained one of the following certifications:
  - R2 (Responsible Recycling Practices Standard) Certification,
  - e-Stewards Certification,
  - An internationally accredited third-party environmental management standard for the safe and responsible handling of covered devices.
  - Current PA Residual Waste Regulations, requiring electronics processing/recycling facilities that are located in Pennsylvania to obtain a DEP general permit #WMGR081 (regarding the processing and beneficial use of electronic equipment and components by sorting, disassembling or mechanical processing) prior to processing any electronic devices or electronic waste, remain in effect.

Haulers and Transfer Stations:

- Covered devices that are collected from consumers through electronics collection programs in Pennsylvania may only be recycled at certified electronics recycling facilities.

The PA Department of Environmental Protection (DEP):

- Will post and maintain a list of registered and non-compliant covered device brands on its website for retailers and consumers to access.
- Will also post on its website and make available via its toll-free recycling hotline (1-800-346-4242) an up-to-date list of all covered device collection opportunities offered to consumers, including those offered by manufacturers and retailers.
- Will review manufacturers' covered device collection and recycling plans, and will oversee the implementation of all approved plans to ensure compliance with the CDRA.
- Will encourage the use of existing covered device collection infrastructure to the extent that it is cost effective, and is environmentally sound.
- Will organize and coordinate public education and outreach regarding the recycling of covered devices, including assisting retailers as necessary in the conduct of their public education and outreach efforts.

Beginning January 24, 2013, a disposal ban on covered devices goes into effect in Pennsylvania. From this point forward, no person may dispose of a covered device, or any of its components, with their municipal solid waste. These devices and their components must be properly recycled and may not be taken to nor accepted by landfills or other solid waste disposal facilities for disposal. However, non-hazardous residuals of covered devices that are produced during the recycling of those devices by solid

waste disposal facilities are excluded from the disposal ban. The effects of the disposal ban are outlined below.

Consumers:

- May not dispose of their covered devices with municipal waste.
- Will need to take their covered devices to an electronics collection location for proper recycling, or place for curbside collection if a specific electronics collection program is offered.

Businesses:

- May not dispose of their covered devices with municipal waste.
- Will need to recycle their covered devices.

Landfills and Resource Recovery Facilities:

- May not accept covered devices or their components for disposal. However, they may accept non-hazardous residuals produced during the recycling of covered devices.
- Owners and operators of landfills will not be found in violation of the CDRA so long as they make a good faith effort to comply with the Act; post, in a conspicuous location at the facility, a sign stating that covered devices and their components will not be accepted; and notify, in writing, all collectors registered to deposit solid waste to the facility that covered devices and their components will not be accepted at the facility.

Haulers:

- May not intentionally accept covered devices for disposal from any source of waste, and may not knowingly commingle covered devices with waste destined for disposal.

For further information about the CDRA, contact:

Department of Environmental Protection, Division of Waste Minimization and Planning, P. O. Box 8472, Harrisburg, PA 17105-8472, (717) 787-7382, ra-epwaste@state.pa.us or visit the Department's web site at [www.depweb.state.pa.us](http://www.depweb.state.pa.us), choose "DEP Programs A-Z," then choose "Electronics Management."

[Pa.B. Doc. No. 11-1319. Filed for public inspection August 5, 2011, 9:00 a.m.]

### Availability of Modified Chapter 105 Water Obstruction and Encroachment Permit Application and Supporting Documents for Consistency with the Pennsylvania State Programmatic General Permit 4 (PASPGP-4)

The Department of Environmental Protection (Department) announces the modification of Chapter 105 Water Obstruction and Encroachment permit application (permit application) and supporting documents for consistency with the Pennsylvania State Programmatic General Permit 4 (PASPGP-4). The permit application and supporting documents required minor revisions to remain consistent with PASPGP-4 and to reflect the changes made from PASPGP-3. The minor revisions also provide clarity and updated contact information for the applicant. No changes have been made to the General Permits. This notice is for information only and is not legally mandated and does not represent a decision or final action of the Department.

On June 3, 2011, the Army Corps of Engineers (Corps) published Special Public Notice—11-44, issuing PASPGP-4 for a 5-year period with an effective date of July 1, 2011. The Department published a proposed conditional Water Quality Certification under section 401(a) of the Federal Clean Water Act (33 U.S.C.A. § 1341(a)) and a determination of Coastal Zone Management Consistency under section 307 of the Coastal Zone Management Act of 1972 (16 U.S.C.A. § 1456) for PASPGP-4 at 41 Pa.B. 2762 (May 28, 2011). The final 401 WQC and CZM Consistency for PASPGP-4 was published at 41 Pa.B. 3938 (July 16, 2011).

This action by the Corps continues the present Federal permitting process undertaken jointly with the State permitting process for activities affecting waterways, water bodies and wetlands authorized under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27). PASPGP-4 places the Department Regional Offices and delegated county conservation districts in the lead for the majority of permit actions. Through the consolidation of Federal and State permitting standards in one process, the PASPGP-4 continues a streamlined process for permit applicants without compromising comprehensive environmental protection.

The permit application and supporting documents required minor revisions to remain consistent with PASPGP-4 and to reflect the changes made from PASPGP-3. The minor revisions also provide clarity and updated contact information for the applicant. The revised documents include:

<i>Document Number</i>	<i>Document Name</i>
3930-PM-WM0016	Application for Transfer of Permit and Submerged Lands License Agreement
3930-PM-WM0016a	Office listing
3930-PM-WM0017	Environmental Assessment Form (E.A. Form) Instructions
3930-PM-WM0017a	Environmental Assessment Form (E.A. Form)
3930-PM-WM0023	Emergency Permit
3930-PM-WM0036	Joint Permit Application Instructions for a Pennsylvania Water Obstruction and Encroachment Permit and United States Army Corps of Engineers Section 404 Permit
3930-PM-WM0036A	Joint Application for Pennsylvania Water Obstruction and Encroachment Permit and United States Army Corps of Engineers Section 404 Permit
3930-PM-WM0050	PASPGP-4 Cumulative Impacts Project Screening Form
3930-PM-WM0500	General Permit Registration
3930-PM-WM0500A	Pennsylvania offices
3930-PM-WM0500B	Army Corps of Engineers and Department of Environmental Protection offices
3930-PM-WM0500C	County Conservation District offices

<i>Document Number</i>	<i>Document Name</i>
3930-PM-WM0511A	General Permit Registration BWM-GP-11 Maintenance, Testing, Repair, Rehabilitation, or Replacement of Water Obstructions and Encroachments
3930-PM-WM0550	Request for a Bog Turtle Habitat Screening

Copies of the documents as modified may be obtained by contacting Joanne Pitman, Bureau of Watershed Management, Division of Waterways, Wetlands and Stormwater Management, P. O. Box 8775, Harrisburg, PA 17105-8775, (717) 787-6827, jpitman@state.pa.us. Persons with a disability may obtain these documents by contacting the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users). These documents are also available on the Department's web site at [www.depweb.state.pa.us](http://www.depweb.state.pa.us) (DEP Keywords: "Tools" then choose "eLibrary" once in eLibrary, choose "Permit and Authorization Packages" then choose "Water Management" then choose "Water Obstruction and Encroachment and Wetlands").

MICHAEL L. KRANCER,  
*Secretary*

[Pa.B. Doc. No. 11-1320. Filed for public inspection August 5, 2011, 9:00 a.m.]

### **Modifications and Consolidation of Residual Waste General Permits WMGR119, WMGR121 and WMGR123**

*Permit Modification Proposed under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and the Beneficial Use of Residual Waste other than Coal Ash*

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

**General Permit Numbers WMGR119, WMGR121 and WMGR123.** These general permits authorize the processing of drilling fluids, flowback and produced water generated during the development and operation of oil and gas wells, including wells producing gas from unconventional formations such as the Marcellus Shale. The resultant processed water is authorized for beneficial use as makeup water for further hydraulic fracturing and extraction of natural gas from unconventional geologic formations.

The proposed modifications would consolidate the three general permits into a single general permit, WMGR123, and authorize the processing and transfer of oil and gas wastewater and beneficial use of dewatered oil and gas wastewater, and set minimum sampling and treatment concentrations for storage, including in tanks and open impoundments, prior to beneficial use.

The Department of Environmental Protection (Department) is soliciting public comment on proposed modifications to the consolidated WMGR123. Revisions to Section A clarify the beneficial use authorization for processed oil and gas wastewater and add definitions for the terms

"dewaste" and "oil and gas wastewater." New operating conditions have been developed to allow storage of processed water in tanks and impoundments constructed specifically to hold water prior to use for fracturing a well. Sections D and E have been amended to increase recordkeeping and reporting requirements. Appendix A, which lists concentration limits for specific constituents, has also been added. Minor editorial changes, including consistent use of terminology, have also been made throughout the general permit.

The proposed permit modifications are available on the Department's web site at [www.depweb.state.pa.us](http://www.depweb.state.pa.us) under the Public Participation Center, select "Proposals Currently Open for Comment." Comments concerning the application should be directed to Scott E. Walters, Chief, General Permits/Beneficial Use Section, Division of Municipal and Residual Waste, Bureau of Waste Management, P. O. Box 8472, Harrisburg, PA 17105-8472, 717-787-7381. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984. Public comments must be submitted within 30 days of this notice and may recommend revisions to, and approval or denial of the application.

Persons with questions concerning the general permit modifications may contact Scott E. Walters at [scwalters@state.pa.us](mailto:scwalters@state.pa.us) or at the telephone number listed previously. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

MICHAEL L. KRANCER,  
*Secretary*

[Pa.B. Doc. No. 11-1321. Filed for public inspection August 5, 2011, 9:00 a.m.]

### **Nutrient Credit Trading Program; Notice of Certification Requests**

The Department of Environmental Protection (Department) provides notice of the following certification requests that have been submitted under the Nutrient Credit Trading Program (Trading Program). See 25 Pa. Code § 96.8 (relating to use of offsets and tradable credits from pollution reduction activities in the Chesapeake Bay Watershed), published at 40 Pa.B. 5790 (October 9, 2010).

Nutrient trading is a market-based program that provides incentives for entities to create nutrient reduction credits (credits) by going beyond statutory, regulatory or voluntary obligations and goals to remove nutrients from a watershed. The credits can be traded to help others more cost-effectively meet their obligations or goals. The primary purpose of the Trading Program is to provide for more efficient ways for National Pollutant Discharge Elimination System (NPDES) permittees to meet their effluent limits for nutrients.

The information described in this notice relates to submitted certification requests from July 18, 2011, through July 22, 2011.

#### *Background*

Before a credit can be used by an NPDES permittee, a three-step process is followed: (1) the certification request must be approved; (2) generation of the credits must be verified; and (3) the credits must be registered.

Approval is also known as certification, which is a written approval by the Department for the use of a pollutant reduction activity to generate credits. Certifications are based on at least: (1) a written request describing the qualifying pollutant reduction activity that will reduce the pollutant loadings delivered to the applicable watershed; (2) the calculation to quantify the pounds of reductions expected; and (3) a verification plan that, when implemented, ensures that the qualifying pollutant reduction activity has taken place.

Once the credits are certified, they must be verified in order to be applied toward an NPDES permit for compliance with effluent limits. Verification means implementation of the verification plan contained in the certification. Verification plans require annual submittal of documentation to the Department that demonstrates that the qualifying pollutant reduction activity has taken place for the applicable compliance year.

The credits also need to be registered by the Department before they can be applied toward an NPDES permit for compliance with effluent limits. Registration occurs only after credits have been certified, verified and a contract has been submitted. The Department registers credits for use during the compliance year in which the qualifying pollutant reduction activity has taken place. The Department provides registered credits with an annual registry number for reporting and tracking purposes.

#### *Certification Requests*

The following requests are being reviewed by the Department. The Department will accept written comments on these proposed pollutant reduction activities for 30 days.

<i>Applicant</i>	<i>Pollution Reduction Activity Description</i>
University Area Joint Authority	This certification request is for phosphorus credits to be generated from the pollutant reduction activity of the University Area Joint Authority's installed treatment process.
Borough of Mifflinburg	This certification request is for nutrient reduction credits to be generated from the pollutant reduction activity of the Borough of Mifflinburg's installed treatment process.

#### *Written Comments*

Interested persons may submit written comments on these proposed pollutant reduction activities by September 6, 2011. The Department will accept comments submitted by e-mail, but comments submitted by facsimile will not be accepted. A return name and address must be included in each e-mail transmission. Written comments should be submitted to Ann Roda, Water Planning Office, Department of Environmental Protection, P. O. Box 2063, Harrisburg, PA 17105-2063, (717) 787-4785, aroda@state.pa.us.

For further information about these proposals or the Trading Program contact Ann Roda, at the previously

listed address or phone number or visit the Department's web site at [www.depweb.state.pa.us](http://www.depweb.state.pa.us) (DEP Keywords: "Nutrient Trading").

MICHAEL L. KRANCER,  
*Secretary*

[Pa.B. Doc. No. 11-1322. Filed for public inspection August 5, 2011, 9:00 a.m.]

#### **Oil and Gas Technical Advisory Board Meeting Change**

The Oil and Gas Technical Advisory Board (Board) meeting originally scheduled for Tuesday, August 23, 2011, is rescheduled for Friday, October 21, 2011, at 10 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning the next scheduled meeting of the Oil and Gas Board can be directed to Darek Jagiela at (717) 787-4817 or [djagiela@pa.gov](mailto:djagiela@pa.gov). The agenda and meeting materials for the October 21, 2011, meeting will be available through the Public Participation Center on the Department of Environmental Protection's (Department) web site at [www.depweb.state.pa.us](http://www.depweb.state.pa.us) (select "Public Participation").

Persons in need of accommodations as provided for the Americans with Disabilities Act of 1990 should contact the Department at (717) 783-2290 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

MICHAEL L. KRANCER,  
*Secretary*

[Pa.B. Doc. No. 11-1323. Filed for public inspection August 5, 2011, 9:00 a.m.]

#### **Proposed Modification to General Permit BWQP-GP-15: Private Residential Construction in Wetlands and 401 Water Quality Certification for Consistency with the Pennsylvania State Programmatic General Permit 4 (PASP-GP-4)**

The Department of Environmental Protection (Department), under the authority of section 7 of the Dam Safety and Encroachments Act (32 P.S. § 693.7) and 25 Pa. Code Chapter 105, Subchapter L (relating to general permits), proposes to modify General Permit BWQP-GP-15 which allows the placement and maintenance of fill in, or the excavation of, wetlands for the construction of a private residence, driveway, storage shed and utilities, on residential lots within established subdivisions where these activities do not impact greater than 0.50 acre of wetland. The General Permit BDWW-GP-15 was initially published in final-form at 26 Pa.B. 526 (February 3, 1996) and the Department issued a modified BDWW-GP-15, renamed BWQP-GP-15, at 27 Pa.B. 1195 (March 8, 1997).

The proposed modifications are minor and are meant to provide consistency with the Pennsylvania State Programmatic General Permit 4 (PASP-GP-4). On June 3, 2011, the Army Corps of Engineers (Corps) published Special Public Notice—11-44, issuing PASP-GP-4 for a 5-year period with an effective date of July 1, 2011. The

Department published Water Quality Certification under section 401(a) of the Federal Clean Water Act (33 U.S.C.A. § 1341(a)) and a determination of Coastal Zone Management Consistency under section 307 of the Coastal Zone Management Act of 1972 (16 U.S.C.A. § 1456) for PASPGP-4 at 41 Pa.B. 3938 (July 16, 2011).

Prior to the development and issuance of PASPGP-4, applicants seeking to perform activities authorized under BWQP-GP-15 would register use of BWQP-GP-15 with the Department regional office and then seek Corps authorization separately. BWQP-GP-15 is eligible for PASPGP-4 and therefore continues a streamlined process for permit applicants without compromising comprehensive environmental protection. The minor proposed modifications are limited to the registration process which removes reference to separate Corps authorization and a separate registration form and incorporates BWQP-GP-15 into the same registration process as the other Chapter 105 General Permits.

#### *401 Water Quality Certification*

The projects covered by the proposed modified General Permit BWQP-GP-15 may also require a Federal license or permit. Section 401(a) of the Federal Clean Water Act requires that any applicant for a Federal license or permit to conduct any activity which may result in any discharge into the waters of the United States provide the Federal licensing or result in any discharge into the waters of the United States provide the Federal licensing or permitting agency a certificate from the state in which the discharge will originate that the discharge will comply with applicable provisions of The Clean Water Act as well as applicable state law related to water quality protection.

The Department, by this notice, proposes to certify that the construction, operation, maintenance and removal of any encroachment or water obstruction as proposed in the amended BWQP-GP-15 complies with the applicable provisions of sections 301—303, 306 and 307 of the Federal Clean Water Act (33 U.S.C.A. §§ 1311—1313, 1316 and 1317). The Department further proposes to certify that the construction, operation, maintenance and removal of the projects comply with applicable state laws related to water quality protection and standards provided that the construction, operation and maintenance complies with the criteria and conditions of the permit.

This certification is further subject to the following conditions:

1. Prior to beginning any activity covered by the General Permit, the applicant must obtain all other necessary permits or approvals from the Department, including, but not limited to, those required by The Clean Streams Law (35 P.S. §§ 691.1—691.1001), the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27) and the regulation promulgated thereunder including 25 Pa. Code Chapters 75, 91, 92a, 93, 95, 101, 102 and 105.

2. Fill material cannot contain wastes as defined in the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003).

A copy of the draft modified General Permit will be made available on the Department's web site at [www.depweb.state.pa.us](http://www.depweb.state.pa.us) (DEP Keyword: Public Participation; select Proposals Open for Comment). A copy of the draft revised General Permit may also be obtained by contacting the Department of Environmental Protection, Bureau of Watershed Management, Division of Waterways, Wetlands and Stormwater Management, P. O. Box 8775, Harrisburg, PA 17105-8775. Persons with a disability may

obtain these documents by contacting the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

The Department requests written comments on the proposed modifications to this General Permit by October 7, 2011. Comments received by facsimile will not be accepted. Interested persons may submit written comments, suggestions or objections to the Department of Environmental Protection, Bureau of Bureau of Watershed Management, Division of Waterways, Wetlands and Stormwater Management, P. O. Box 8775, Harrisburg, PA 17105-8775, [ra-gp15comments@state.pa.us](mailto:ra-gp15comments@state.pa.us). Questions can be addressed by calling (717) 787-6827 or e-mailing [kmurin@state.pa.us](mailto:kmurin@state.pa.us).

MICHAEL L. KRANCER,  
*Secretary*

[Pa.B. Doc. No. 11-1324. Filed for public inspection August 5, 2011, 9:00 a.m.]

#### **Renewal of Department of Transportation's State-wide NPDES MS4 Individual Permit**

The Department of Environmental Protection (Department) issued a National Pollutant Discharge Elimination System (NPDES) Individual Permit, PAI-1315-00-05-0002, on July 15, 2011, to the Department of Transportation (PennDOT), P. O. Box 2857, Harrisburg, PA 17105. The permit authorizes the discharge of stormwater from PennDOT's regulated small Municipal Separate Storm Sewer System (MS4) in all designated urbanized areas within this Commonwealth. No new discharges are authorized by this permit.

This notice is provided in accordance with 25 Pa. Code Chapter 92a (relating to National Pollutant Discharge Elimination System permitting, monitoring and compliance) implementing The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and 40 CFR Part 122 (relating to EPA administered permit programs: the National Pollutant Discharge Elimination System) implementing the Federal Clean Water Act.

NPDES permit PAI-1315-00-05-0002 is the renewal of NPDES PAI-1315-00-05-0001. Notice of the application for renewal of PennDOT's former Statewide NPDES MS4 Individual Permit (PAI-1315-00-05-0001) was published at 41 Pa.B. 1342 (March 12, 2011), a correction to the notice was published at 41 Pa.B. 2450 (May 14, 2011). No comments on the renewal application were received and no public hearing was requested.

Special conditions in the renewal permit include a Stormwater Management Program to satisfy six Minimum Control Measures that meet the narrative effluent limitations required by 40 CFR 122.34 (relating to as an operator of a regulated small MS4, what will my NPDES MS4 storm water permit require) and to comply with applicable Total Maximum Daily Loads (TMDLs). The permit requires PennDOT to implement applicable approved TMDLs for new discharges through NPDES permits issued to PennDOT for stormwater discharges associated with construction activities, and for existing discharges through a TMDL Implementation Plan.

The term of the renewal permit, PAI-1315-00-05-0002, is from July 15, 2011, and continuing for 5 years, until 12 a.m. on July 14, 2016. The applicant's prior MS4 individual permit, PAI-1315-00-05-0001, was extended through July 14, 2011.

Individuals interested in obtaining a copy of the permit may contact Barry A. Newman, Chief of the Stormwater Planning and Management Section, Department of Environmental Protection, Bureau of Watershed Management, Rachel Carson State Office Building, P. O. Box 8775, 10th Floor, Harrisburg, PA 17105-8775.

Persons aggrieved by an action may appeal under 3 Pa.C.S. § 517 (relating to appealable actions), section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to 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 should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service at (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decision law. For individuals who wish to challenge actions, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board. Important legal rights are at stake however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for pro bono

representation. Call the Secretary of the Board at (717) 787-3483 for more information.

MICHAEL L. KRANCER,  
*Secretary*

[Pa.B. Doc. No. 11-1325. Filed for public inspection August 5, 2011, 9:00 a.m.]

## DEPARTMENT OF GENERAL SERVICES

### Real Estate for Sale Delaware County

The Department of General Services (Department) will accept bids for the purchase of .25 acre of land and single family residence located at 215 East Avon Road, City of Chester, Delaware County. Bids are due Friday, September 9, 2011. Interested parties wishing to receive a copy of Solicitation No. 94431 should view the Department web site at [www.dgs.state.pa.us](http://www.dgs.state.pa.us) or call Jayne Fitzpatrick at (717) 787-2834.

SHERI PHILLIPS,  
*Secretary*

[Pa.B. Doc. No. 11-1326. Filed for public inspection August 5, 2011, 9:00 a.m.]

## DEPARTMENT OF PUBLIC WELFARE

### Medical Assistance Program Fee Schedule Revisions; 2011 HCPCS Updates; Prior Authorization Requirements

The Department of Public Welfare (Department) announces changes to the Medical Assistance (MA) Program Fee Schedule and prior authorization requirements. These changes are effective for dates of service on and after August 8, 2011.

#### *Fee Schedule Revisions*

The Department is adding and end-dating procedure codes as a result of implementing the 2011 updates made by the Centers for Medicare and Medicaid Services (CMS) to the Healthcare Common Procedure Coding System (HCPCS). The Department is also adding and end-dating other procedure codes. As set forth as follows, some of the procedure codes being added to the MA Program Fee Schedule will require prior authorization.

Fees for the new procedure codes will be published in a Medical Assistance Bulletin that will be issued to all providers.

The following procedure codes, or procedure code and modifier combinations, are being added to the MA Program Fee Schedule as a result of the 2011 HCPCS updates:

<i>Procedure Codes and Modifiers</i>				
11045	11046	11047	22551	22551 (80)
22552	22552 (80)	29914	29914 (SG)	29915
29915 (SG)	29916	29916 (SG)	31295	31295 (SG)
31296	31296 (SG)	31297	31297 (SG)	31634
31634 (SG)	33620	33620 (80)	33621	33621 (80)
33622	33622 (80)	37220	37220 (80)	37220 (SG)
37221	37221 (80)	37221 (SG)	37222	37222 (80)
37223	37223 (80)	37224	37224 (80)	37224 (SG)
37225	37225 (80)	37225 (SG)	37226	37226 (80)
37226 (SG)	37227	37227 (80)	37227 (SG)	37228
37228 (80)	37228 (SG)	37229	37229 (80)	37229 (SG)

<i>Procedure Codes and Modifiers</i>				
37230	37230 (80)	37230 (SG)	37231	37231 (80)
37231 (SG)	37232	37232 (80)	37233	37233 (80)
37234	37234 (80)	37235	37235 (80)	38900
43283	43283 (80)	43327	43327 (80)	43328
43328 (80)	43332	43332 (80)	43333	43333 (80)
43334	43334 (80)	43335	43335 (80)	43336
43336 (80)	43337	43337 (80)	43338	43338 (80)
43753	43753 (SG)	43754	43754 (SG)	43755
43755 (SG)	43756	43756 (SG)	43757	43757 (SG)
49327	49327 (80)	49412	49412 (80)	49418
49418 (SG)	57156	57156 (SG)	64568	64568 (SG)
64569	64569 (SG)	64570	64570 (SG)	64611
65778	65778 (SG)	65779	65779 (SG)	74176
74176 (TC)	74176 (26)	74177	74177 (TC)	74177 (26)
74178	74178 (TC)	74178 (26)	76881	76881(TC)
76881 (26)	76882	76882 (TC)	76882 (26)	80104
82930	85598	86481	86902	87501
87502	87503	87906	88120	88120 (TC)
88120 (26)	88121	88121(TC)	88121 (26)	88363
91013	91013 (TC)	91013 (26)	91117	92132
92132 (TC)	92132 (26)	92133	92133 (TC)	92133 (26)
92134	92134 (TC)	92134 (26)	92227	92228
92228 (TC)	92228 (26)	93451 (SG)	93451 (26)	93452 (SG)
93452 (26)	93453 (SG)	93453 (26)	93454 (SG)	93454 (26)
93455 (SG)	93455 (26)	93456 (SG)	93456 (26)	93457 (SG)
93457 (26)	93458 (SG)	93458 (26)	93459 (SG)	93459 (26)
93460 (SG)	93460 (26)	93461 (SG)	93461 (26)	93462
93464 (26)	93563	93564	93565	93566
93567	93568	96446	A4566	A7020
E2622 (NU)	E2623 (NU)	E2624 (NU)	E2625 (NU)	L3674
L4631				

The following procedure codes are being added to the MA Program Fee Schedule as a result of significant program exception requests:

<i>Procedure Codes and Modifiers</i>				
69220	V5170	V5180	V5190	V5200
V5210	V5220	V5230	V5240	

The following 2010 HCPCS procedure codes are being added to the MA Program Fee Schedule. The Department has established pricing and is now adding the procedure codes to the MA Program Fee Schedule:

<i>Procedure Code</i>	<i>Procedure Description</i>
L2861	Addition to lower extremity joint, knee or ankle, concentric adjustable torsion style mechanism for custom fabricated orthotics only, each
L3891	Addition to upper extremity joint, wrist or elbow, concentric adjustable torsion style mechanism for custom fabricated orthotics only, each

The following procedure codes are being end-dated from the MA Program Fee Schedule either as a result of the 2011 HCPCS updates or because they were previously end-dated by CMS:

<i>Procedure Codes</i>					
11040	11041	20000	33861	35454	35456
35459	35470	35473	35474	35480	35481

<i>Procedure Codes</i>					
35482	35483	35484	35485	35490	35491
35492	35493	35494	35495	39502	39520
39530	39531	43324	43326	43600	49420
64573	75992	75993	75994	75995	75996
76150	76880	82926	82928	86903	89105
89225	89235	91011	91012	91055	92135
93012	93014	93230	93231	93232	93233
93235	93236	93237	93501	93510	93511
93514	93524	93526	93527	93528	93529
93539	93540	93541	93542	93543	93544
93545	93555	93556	96445	K0734	K0735
K0736	K0737	L3672	L3673		

The following procedure code is being end-dated from the MA Program Fee Schedule as a result of the 2011 HCPCS update which added the word “unattended” to the description. The MA Program does not cover unattended electroencephalographic (EEG) monitoring as it is not the accepted standard of practice.

<i>Procedure Code</i>	<i>Procedure Description</i>
95953	Monitoring for localization of cerebral seizure focus by computerized portable 16 or more channel EEG, EEG recording and interpretation, each 24 hours, unattended.

#### *Prior Authorization Requirements*

The Department is removing the prior authorization requirement for the following procedure code, which currently appears on the MA Program Fee Schedule, because it is not a prosthetic, but the dispensing of a prosthetic, and therefore does not require prior authorization under section 443.6(b)(1) of the Public Welfare Code (code) (62 P. S. § 443.6(b)(1)), as amended by the act of July 7, 2005 (P. L. 177, No. 42) (Act 42):

<i>Procedure Code</i>	<i>Procedure Description</i>
V5160	Dispensing fee, binaural

The following procedure codes that are being added to the MA Program Fee Schedule are prostheses and orthoses that require prior authorization under section 443.6(b)(1) of the code, as amended by Act 42:

<i>Procedure Code</i>	<i>Procedure Description</i>
L2861	Addition to lower extremity joint, knee or ankle, concentric adjustable torsion style mechanism for custom fabricated orthotics only, each
L3674	Shoulder orthosis, abduction positioning (airplane design), thoracic component
L3891	Addition to upper extremity joint, wrist or elbow, concentric adjustable torsion style mechanism for custom fabricated orthotics only, each
L4631	Ankle foot orthosis, walking boot type, varus/valgus correction, rocker bottom,
V5170	Hearing aid, CROS, in the ear
V5180	Hearing aid, CROS, behind the ear
V5190	Hearing aid, CROS, glasses
V5210	Hearing aid, BICROS, in the ear
V5220	Hearing aid, BICROS, behind the ear
V5230	Hearing aid, BICROS, glasses

The following procedure code being added to the MA Program Fee Schedule will require prior authorization, as authorized under section 443.6(b)(7) of the code, as amended by Act 42:

<i>Procedure Code</i>	<i>Procedure Description</i>
A7020	Interface for cough stimulating device, includes all components, replacement



The following procedure codes being added to the MA Program Fee Schedule are considered advanced radiology services and will require prior authorization as described in MA Bulletin 99-08-08 (Prior Authorization of Advanced Radiologic Imaging Services) which may be viewed online at <http://services.dpw.state.pa.us/olddpw/bulletinsearch.aspx>:

<i>Procedure Code</i>	<i>Procedure Description</i>
74176	Computed tomography, abdomen and pelvis; without contrast material
74177	Computed tomography, abdomen and pelvis; with contrast material(s)
74178	Computed tomography, abdomen and pelvis; without contrast material in one or both body regions, followed by contrast material(s) and further sections in one or both body regions

*Fiscal Impact*

The estimated cost for Fiscal Year (FY) 2011-2012 is \$2.730 million (\$1.255 million in State funds). The annualized cost for FY 2012-2013 is \$3.275 million (\$1.520 million in State funds).

*Public Comment*

Interested persons are invited to submit written comments regarding this notice to the Department of Public Welfare, Office of Medical Assistance Programs, c/o Deputy Secretary's Office, Attention: Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. Comments received will be reviewed and considered for any subsequent revisions to the MA Program Fee Schedule.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

GARY D. ALEXANDER,  
*Secretary*

**Fiscal Note:** 14-NOT-710. (1) General Fund; (2) Implementing Year 2011-12 is \$1,255,000; (3) 1st Succeeding Year 2012-13 is \$1,520,000; 2nd Succeeding Year 2013-14 is \$1,523,000; 3rd Succeeding Year 2014-15 is \$1,523,000; 4th Succeeding Year 2015-16 is \$1,523,000; 5th Succeeding Year 2016-17 is \$1,523,000; (4) 2008-09 Program—\$555,085,000; 2009-10 Program—\$435,939,000; 2010-11 Program—\$357,358,000; (7) MA—Outpatient; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 11-1327. Filed for public inspection August 5, 2011, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### **Realty Transfer Tax; 2010 Common Level Ratio; Real Estate Valuation Factors**

The following real estate valuation factors are based on sales data compiled by the State Tax Equalization Board in 2010. These factors are the mathematical reciprocals of the actual common level ratio (CLR). For Pennsylvania Realty Transfer Tax purposes, these factors are applicable for documents accepted from July 1, 2011, to June 30, 2012, except as indicated as follows. The date of acceptance of a document is rebuttably presumed to be its date of execution, that is, the date specified in the body of the document as the date of the instrument (61 Pa. Code § 91.102).

<i>County</i>	<i>CLR Factor</i>
Adams (1)	1.00
Allegheny	1.17
Armstrong	2.65
Beaver	3.06
Bedford	1.28
Berks	1.37
Blair	6.67
Bradford	2.99
Bucks	8.85
Butler	5.24
Cambria	2.99
Cameron	2.44
Carbon	2.33
Centre	3.56

<i>County</i>	<i>CLR Factor</i>
Chester	1.79
Clarion	3.38
Clearfield	4.95
Clinton	1.01
Columbia	3.79
Crawford	2.68
Cumberland (1)	1.00
Dauphin	1.36
Delaware	1.48
Elk	2.36
Erie	1.18
Fayette	1.21
Forest	3.73
Franklin	7.63
Fulton	2.85
Greene	1.20
Huntingdon	7.19
Indiana	5.21
Jefferson	1.85
Juniata	4.74
Lackawanna	5.49
Lancaster	1.31
Lawrence	1.05
Lebanon	6.33
Lehigh	2.80
Luzerne	1.00
Lycoming	1.21
McKean	1.16
Mercer	2.89
Mifflin	1.91
Monroe	5.95
Montgomery	1.72

<i>County</i>	<i>CLR Factor</i>
Montour	1.23
Northampton	2.98
Northumberland	3.62
Perry (1)	1.00
Philadelphia	5.53
Pike	4.67
Potter	3.21
Schuylkill	2.11
Snyder	5.56
Somerset	2.51
Sullivan	1.44
Susquehanna	2.82
Tioga	1.36
Union	1.29
Venango	1.11
Warren	2.89
Washington	4.69
Wayne	1.25
Westmoreland	4.20
Wyoming	5.08
York	1.19

(1) Adjusted by the Department of Revenue to reflect an assessment base change effective January 1, 2011.

DANIEL MEUSER,  
*Secretary*

[Pa.B. Doc. No. 11-1328. Filed for public inspection August 5, 2011, 9:00 a.m.]

## ENVIRONMENTAL QUALITY BOARD

### Meeting Cancellation

The August 16, 2011, meeting of the Environmental Quality Board (Board) is cancelled. The next regularly scheduled meeting of the Board is scheduled for Tuesday, September 20, 2011, at 9 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17105. An agenda and meeting materials for the September 20, 2011, meeting will be available on the Department of Environmental Protection's web site at <http://www.depweb.state.pa.us> (Select "Public Participation"; "Public Participation Center").

Questions concerning the Board's next scheduled meeting may be directed to Michele Tate at (717) 783-8727 or [mtate@state.pa.us](mailto:mtate@state.pa.us).

MICHAEL L. KRANCER,  
*Chairperson*

[Pa.B. Doc. No. 11-1329. Filed for public inspection August 5, 2011, 9:00 a.m.]

## FISH AND BOAT COMMISSION

### Addition to List of Class A Wild Trout Waters; Big Spring Creek, Section 02, Cumberland County

The Fish and Boat Commission (Commission) has approved the addition of Big Spring Creek, Section 02,

Cumberland County, from the Former Piper Mill Dam (RM 4.47) downstream to Nealy Road Bridge (RM 3.54), to its list of Class A Wild Trout Streams as set forth at 41 Pa.B. 2913 (June 4, 2011). Under 58 Pa. Code § 57.8a (relating to Class A wild trout streams), it is the Commission's policy to manage self-sustaining Class A wild trout populations as a renewable natural resource and to conserve that resource and the angling that it provides. Class A wild trout populations represent the best of this Commonwealth's naturally reproducing trout fisheries. The Commission manages these stream sections for wild trout with no stocking.

JOHN A. ARWAY,  
*Executive Director*

[Pa.B. Doc. No. 11-1330. Filed for public inspection August 5, 2011, 9:00 a.m.]

### Designations and Redesignations of Waters Subject to Special Fishing Regulations

The Fish and Boat Commission (Commission) designated or redesignated the following streams, stream sections and lakes as waters subject to 58 Pa. Code Chapter 65 (relating to special fishing regulations), effective January 1, 2012:

#### *58 Pa. Code § 65.6. Delayed Harvest Artificial Lures Only (DHALO) Areas*

The Commission redefined the limits of the DHALO Area on Quittapahilla Creek, Section 04, Lebanon County, that is regulated and managed under 58 Pa. Code § 65.6. The Commission extended the limits 0.2 mile so that the redefined limits are from the Spruce Street Bridge (T-398) downstream to the Route 934 Bridge, a distance of 1.1 miles.

#### *58 Pa. Code § 65.15. Catch and Release All-tackle Areas*

The Commission managed Spring Creek, Section 05, Centre County, as an exhibition area from the railroad trestle located 100 meters upstream of the dam in Tallyrand Park downstream to Lamb Street Bridge, a distance of approximately 550 meters. The Commission now will maintain the reach of Spring Creek flowing through Tallyrand Park as an exhibition area but will open the adjacent reach downstream of the park to public angling. The new limits of the exhibition area are from the railroad trestle located 100 meters upstream of the dam in Tallyrand Park downstream to High Street Bridge, a distance of approximately 200 meters. In addition, the Commission will manage the approximately 350-meter reach of Spring Creek that has been reopened to public angling as part of Section 06 under catch and release all-tackle regulations under 58 Pa. Code § 65.15. The description of the limits of the catch and release all-tackle area remains the same. They are from the Boalsburg Road Bridge (SR 3010) at Oak Hall upstream of Hanson Quarry (formerly HRI/Neidig Bros. Quarry) downstream to the mouth with the exception of the special regulations area at Fishermen's Paradise and the exhibition area in Bellefonte.

#### *58 Pa. Code § 65.19. Approved Trout Waters Open to Year-Round Fishing*

The Commission designated the following waters as part of the Approved Trout Waters Open to Year-Round Fishing Program managed under 58 Pa. Code § 65.19:

<i>County</i>	<i>Water</i>
Bucks	Lake Luxembourg
Cumberland	Laurel Lake
Lancaster	Muddy Run Recreation Lake
Schuylkill	Sweet Arrow Lake

JOHN A. ARWAY,  
*Executive Director*

[Pa.B. Doc. No. 11-1331. Filed for public inspection August 5, 2011, 9:00 a.m.]

### Exhibition Area Designation; Spring Creek, Centre County

Under 58 Pa. Code § 67.1 (relating to nursery waters and exhibition areas), the Executive Director of the Fish and Boat Commission (Commission), with the approval of the Commission, may designate waters as nursery waters or exhibition areas to which the penalties of 30 Pa.C.S. § 2106 (relating to fishing in hatchery or nursery waters) apply. The designation of waters as nursery waters or exhibition areas shall be effective upon posting of the waters after publication of a notice that the waters have been so designated in the *Pennsylvania Bulletin*.

Effective January 1, 2012, the Commission has changed the limits of the exhibition area on Spring Creek, Section 05, Centre County. The Commission previously managed this section of Spring Creek as an exhibition area from the railroad trestle located 100 meters upstream of the dam in Tallyrand Park downstream to Lamb Street Bridge, a distance of approximately 550 meters. The Commission will maintain the reach of Spring Creek flowing through Tallyrand Park as an exhibition area but has opened the adjacent reach downstream of the park to public angling. The new limits of the exhibition area are from the railroad trestle located 100 meters upstream of the dam in Tallyrand Park downstream to High Street Bridge, a distance of approximately 200 meters. The approximately 350-meter reach of Spring Creek that has been reopened to public angling will be managed as part of Section 06 under 58 Pa. Code § 65.15 (relating to catch and release all-tackle areas).

JOHN A. ARWAY,  
*Executive Director*

[Pa.B. Doc. No. 11-1332. Filed for public inspection August 5, 2011, 9:00 a.m.]

## GAME COMMISSION

### Cervid Parts Importation Ban No. 4

#### Order

*Whereas*, Chronic Wasting Disease (CWD) is an infectious and progressive neurological disease that is found in, and always proves fatal to, members of the Family Cervidae (deer); and

*Whereas*, The specific cause of CWD is believed to be prions (abnormal infectious protein particles) that are known to be concentrated in the nervous system and lymphoid tissues of infected cervids; and

*Whereas*, There are no known treatments for CWD infection, no vaccines against CWD transmission, and no approved live animal tests that can detect the presence of CWD in cervids; and

*Whereas*, CWD has been designated a “dangerous transmissible disease” of animals by order of the Secretary of Agriculture under the provisions of the Domestic Animal Law (3 Pa.C.S. §§ 2301 et seq.), at 3 Pa.C.S. § 2321(d); and

*Whereas*, CWD is known to be transmissible from infected to uninfected cervids by contact with or ingestion of CWD-infected or contaminated cervid parts or materials; and

*Whereas*, CWD is of particular concern to the Commonwealth of Pennsylvania because, should it enter this Commonwealth, it has the potential to have a severe, detrimental impact on both Pennsylvania’s wild and captive cervid populations; and

*Whereas*, the Pennsylvania Game Commission (PGC) has determined that importation of potentially infectious parts or materials from cervids harvested in CWD-endemic States or Canadian Provinces into the Commonwealth of Pennsylvania poses an unacceptable risk of introducing CWD into the state; and

*Whereas*, The Game and Wildlife Code (Code) (34 Pa.C.S. §§ et seq.) and regulations promulgated thereunder (58 Pa. Code §§ 131.1 et seq.) collectively provide broad authority to the PGC to regulate activities relating to the protection, preservation, and management of game and wildlife, including cervids; and

*Whereas*, 58 Pa. Code § 137.34 provides specific emergency authority to the Executive Director of the PGC to ban the importation of certain cervid parts from other states or nations to prevent the introduction or spread of CWD into the Commonwealth of Pennsylvania; and

*Now Therefore*, I, Carl G. Roe, Executive Director of the Pennsylvania Game Commission, pursuant to the authority vested in me by the Code and regulations promulgated thereunder, do hereby order and direct the following:

1. My previous executive order concerning cervid parts importation restrictions issued on July 30, 2010 is hereby rescinded in its entirety and replaced by this Order.

2. The importation of any high-risk parts or materials from cervids harvested in any CWD-endemic States or Canadian Provinces into the Commonwealth of Pennsylvania is hereby strictly prohibited.

3. For the purposes of this Order, CWD-endemic States or Canadian Provinces shall be defined as any States or Canadian Provinces where CWD has been detected in wild or captive cervid populations. At present, this includes the following specific States and Canadian Provinces: Alberta, Colorado, Kansas, Illinois, Maryland (only designated CWD Management Area), Michigan, Minnesota, Missouri, Montana, Nebraska, New Mexico, New York (only Madison and Oneida counties), North Dakota, Oklahoma, Saskatchewan, South Dakota, Utah, Virginia (only CWD Designated Containment Area), West Virginia (only CWD Designated Containment Area), Wisconsin, and Wyoming.

4. For the purposes of this Order, the term cervid shall include any member of the Family Cervidae (deer), specifically including the following species: black-tailed deer, caribou, elk, fallow deer, moose, mule deer, red deer, sika deer, white-tailed deer, and any hybrids thereof.

5. For the purposes of this Order, high-risk parts or materials shall be defined as any parts or materials, derived from cervids, which are known to accumulate abnormal prions. This includes any of the following:

- a. Head (including brain, tonsils, eyes, and lymph nodes);
- b. Spinal Cord / Backbone (vertebra);
- c. Spleen;
- d. Skull plate with attached antlers, if visible brain or spinal cord material is present;
- e. Cape, if visible brain or spinal cord material is present;
- f. Upper canine teeth, if root structure or other soft material is present;
- g. Any object or article containing visible brain or spinal cord material;
- h. Brain-tanned hide.

6. This Order shall not be construed to limit the importation of the following cervid parts or materials into the Commonwealth of Pennsylvania:

- a. Meat, without the backbone;
- b. Skull plate with attached antlers, if no visible brain or spinal cord material is present;
- c. Tanned hide or rawhide with no visible brain or spinal cord material present;
- d. Cape, if no visible brain or spinal cord material is present;
- e. Upper canine teeth, if no root structure or other soft material is present; and
- f. Taxidermy mounts, if no visible brain or spinal cord material is present.

7. This Order shall not be construed in any manner to limit the PGC's authority to establish additional importation or testing requirements on imported cervid parts or materials.

8. This Order is effective immediately and shall remain in effect until rescinded or modified by subsequent order.

Given under my hand and seal of the Pennsylvania Game Commission on this 20th day of July 2011.

CARL G. ROE,  
*Executive Director*

[Pa.B. Doc. No. 11-1333. Filed for public inspection August 5, 2011, 9:00 a.m.]

## INDEPENDENT REGULATORY REVIEW COMMISSION

### Action Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10 a.m., Thursday, July 21, 2011, and announced the following:

*Regulations Deemed Approved Under Section 5(g) of the Regulatory Review Act—Effective July 20, 2011*

Environmental Quality Board #7-456: Unsuitable for Surface Mining; (Muddy Run) (amends 25 Pa. Code Chapter 86)

Environmental Quality Board #7-461: Stream Redesignations (Fishing Creek, et al.) (amends 25 Pa. Code Chapter 93)

*Action Taken—Regulations Approved:*

Department of Public Welfare #14-520: Transition to RUG-III Version 5.12 and Latest Assessment (amends 55 Pa. Code Chapters 1187 and 1189)

State Board of Social Workers, Marriage/Family Therapists and Professional Counselors #16A-6916: Licensure by Endorsement; Hours of Supervised Clinical Experience (amends 49 Pa. Code §§ 47.12c, 47.12d, 47.16, 48.17 and 49.18)

Environmental Quality Board #7-438: Clarks Creek, et al.; Stream Redesignations (amends 25 Pa. Code Chapter 93)

Pennsylvania Public Utility Commission #57-265: Standards and Billing Practices for Residential Utility Services (amends 52 Pa. Code Chapter 56)

Environmental Quality Board #7-450: New Source Review (amends 25 Pa. Code Chapters 121 and 127)

### Approval Order

Public Meeting held  
July 21, 2011

*Commissioners Voting:* Silvan B. Lutkewitte, III, Chairperson; George D. Bedwick, Vice Chairperson; Arthur Coccodrilli; John F. Mizner, Esq.; Lawrence J. Tabas, Esq.

*Department of Public Welfare—  
Transition to RUG-III Version 5.12 and Latest Assessment;  
Regulation No. 14-520 (#2881)*

On October 28, 2010, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Public Welfare (Department). This rulemaking amends 55 Pa. Code Chapters 1187 and 1189. The proposed regulation was published in the November 13, 2010 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on June 16, 2011.

This regulation amends the Department's payment methodology to phase-in the use of the most updated version of the resident classification system, and applies the most recent resident assessments in determining the case-mix indices.

We have determined this regulation is consistent with the statutory authority of the Department (62 P. S. §§ 201(2), 206(2), 403(b) and 443.1) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

**Approval Order**

Public Meeting held  
July 21, 2011

*Commissioners Voting:* Silvan B. Lutkewitte, III, Chairperson; George D. Bedwick, Vice Chairperson; Arthur Coccodrilli; John F. Mizner, Esq.; Lawrence J. Tabas, Esq.

*State Board of Social Workers, Marriage/Family Therapists and Professional Counselors—  
Licensure by Endorsement; Hours of Supervised Clinical Experience;  
Regulation No. 16A-6916 (#2831)*

On April 8, 2010, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Social Workers, Marriage/Family Therapists and Professional Counselors (Board). This rulemaking amends 49 Pa. Code §§ 47.12c, 47.12d, 47.16, 48.17 and 49.18. The proposed regulation was published in the April 24, 2010 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on June 15, 2011.

This regulation implements Act 68 of 2008 (Act 68). Act 68 reduced the total number of hours of supervised clinical experience needed for licensure from 3,600 to 3,000 hours. The regulation also adds requirements for licensure by endorsement.

We have determined this regulation is consistent with the statutory authority of the Board (63 P. S. § 1906(2)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

**Approval Order**

Public Meeting held  
July 21, 2011

*Commissioners Voting:* Silvan B. Lutkewitte, III, Chairperson; George D. Bedwick, Vice Chairperson; Arthur Coccodrilli; John F. Mizner, Esq.; Lawrence J. Tabas, Esq.

*Environmental Quality Board—  
Clarks Creek, et al; Stream Redesignations;  
Regulation No. 7-438 (#2834)*

On April 14, 2010, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board (Board). This rulemaking amends 25 Pa. Code Chapter 93. The proposed regulation was published in the April 24, 2010 *Pennsylvania Bulletin* with a 45-day public comment period. The final-form regulation was submitted to the Commission on June 16, 2011.

This regulation amends the designation of six streams for which the EQB made a determination of the appropriate level of protection.

We have determined this regulation is consistent with the statutory authority of the Board (35 P. S. § 691.5) and the intention of the General Assembly. Having considered

all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

**Approval Order**

Public Meeting Held  
July 21, 2011

*Commissioners Voting:* Silvan B. Lutkewitte, III, Chairperson; George D. Bedwick, Vice Chairperson; Arthur Coccodrilli; John F. Mizner, Esq.; Lawrence J. Tabas, Esq.

*Pennsylvania Public Utility Commission—  
Standards and Billing Practices for  
Residential Utility Services;  
Regulation No. 57-265 (#2743)*

On February 4, 2009, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Public Utility Commission (PUC). This rulemaking amends 52 Pa. Code Chapter 56. The proposed regulation was published in the February 14, 2009 *Pennsylvania Bulletin* with a 65-day public comment period. At its May 19, 2011 public meeting, the Commission voted to disapprove the final-form regulation. On June 14, 2011, the PUC submitted its report containing the revised final-form regulation to the Commission.

The regulation implements that portion of the law commonly known as Chapter 14 or the Responsible Utility Customer Protection Act. It includes provisions necessary to administer and enforce Chapter 14, as well as language added as a result of the PUC's review of Chapter 56 in its entirety.

We have determined this regulation is consistent with the statutory authority of the PUC (66 Pa.C.S. §§ 102, 501, 504—506, 1301, 1401—1418 and 1501) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

**Approval Order**

Public Meeting held  
July 21, 2011

*Commissioners Voting:* Silvan B. Lutkewitte, III, Chairperson; George D. Bedwick, Vice Chairperson; Arthur Coccodrilli; John F. Mizner, Esq.; Lawrence J. Tabas, Esq.

*Environmental Quality Board—  
New Source Review;  
Regulation No. 7-450 (#2818)*

On January 27, 2010, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board (Board). This rulemaking amends 25 Pa. Code Chapters 121 and 127. The proposed regulation was published in the February 6, 2010 *Pennsylvania Bulletin* with a 65-day public comment period. The final-form regulation was submitted to the Commission on June 16, 2011.

This final-form regulation revises and updates the Board's existing "New Source Review" program to incorporate Federal requirements.

We have determined this regulation is consistent with the statutory authority of the Board (35 P. S. § 4005(a)(1)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

SILVAN B. LUTKEWITTE, III,  
*Chairperson*

[Pa.B. Doc. No. 11-1334. Filed for public inspection August 5, 2011, 9:00 a.m.]

**Notice of Filing of Final Rulemakings**

The Independent Regulatory Review Commission (Commission) received the following regulations. They are scheduled to be considered on the date noted. The Commission's public meetings are held at 333 Market Street, 14th Floor, Harrisburg, PA at 10 a.m. To obtain a copy of the regulation, interested parties should first contact the promulgating agency. If a copy cannot be obtained from the promulgating agency, the Commission will provide a copy or a copy can be obtained from the web site, [www.irrc.state.pa.us](http://www.irrc.state.pa.us).

*Final-Form*

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>	<i>Public Meeting</i>
125-141	Pennsylvania Gaming Control Board Preliminary Provision: Bureau of Investigations and Enforcement	7/21/11	8/25/11
126-1	Philadelphia Parking Authority Philadelphia Taxicab and Limousine Regulations	7/21/11	8/25/11
7-455	Board of Coal Mine Safety Underground Coal Mine Safety	7/22/11	8/25/11

SILVAN B. LUTKEWITTE, III,  
*Chairperson*

[Pa.B. Doc. No. 11-1335. Filed for public inspection August 5, 2011, 9:00 a.m.]

**INSURANCE DEPARTMENT**

**Alleged Violation of Insurance Laws; Janet Gutman; Doc. No. SC11-06-018**

Notice is hereby given of the Order to Show Cause issued on July 22, 2011, by the Deputy Insurance Commissioner in the previously-referenced matter. Violation of the following is alleged: sections 611-A(6), (7), (17) and (20) and 678-A(a) of The Insurance Department Act of 1921 (40 P. S. §§ 310.11(6), (7), (17) and (20) and 310.78(a)).

Respondent shall file a written answer to the Order to Show Cause within 20 days of the date of issue. If respondent files a timely answer, a formal administrative hearing shall be held in accordance with 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law), 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) and 31 Pa. Code §§ 56.1—56.3 (relating to special rules of administrative practice and procedure) and other relevant procedural provisions of law.

Answers, motions preliminary to those at hearing, protests, petitions to intervene, or notices of intervention, if any, must be filed in writing with the Hearings Administrator, Insurance Department, Administrative Hearings Office, 901 North 7th Street, Harrisburg, PA 17102.

Persons with a disability who wish to attend the previously-referenced administrative hearing, and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Donna Fleischauer, Agency ADA Coordinator at (717) 705-4194.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 11-1336. Filed for public inspection August 5, 2011, 9:00 a.m.]

**Application for Approval to Acquire Control of Commerce Protective Insurance Company**

George B. Palmos, III and William Paul Palmos have filed an application to acquire control of Commerce Protective Insurance Company, a Pennsylvania domiciled stock casualty insurance company. The filing was made under Article XIV of The Insurance Company Law of 1921 (40 P. S. §§ 991.1401—991.1413).

Persons wishing to comment on the acquisition are invited to submit a written statement to the Insurance Department (Department) within 7 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the

statement. Written statements should be directed to Robert Brackbill, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557 or rbrackbill@state.pa.us.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 11-1337. Filed for public inspection August 5, 2011, 9:00 a.m.]

### Application for Approval to Acquire Control of Commerce Protective Insurance Company

Michael A. Rossi has filed an application to acquire control of Commerce Protective Insurance Company, a Pennsylvania domiciled stock casualty insurance company. The filing was made under Article XIV of The Insurance Company Law of 1921 (40 P. S. §§ 991.1401—991.1413).

Persons wishing to comment on the acquisition are invited to submit a written statement to the Insurance Department (Department) within 7 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Robert Brackbill, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557 or rbrackbill@state.pa.us.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 11-1338. Filed for public inspection August 5, 2011, 9:00 a.m.]

### Application and Request for a Certificate of Authority to Provide a Continuing Care Retirement Community by Pennwood Operator, LP

Pennwood Operator, LP has applied for a Certificate of Authority to operate a Continuing Care Retirement Community at Village of Pennwood in Pittsburgh, PA. The initial filing was received on July 15, 2011, and was made under the Continuing-Care Provider Registration and Disclosure Act (40 P. S. §§ 3201—3225).

Persons wishing to comment on the grounds of public or private interest to the issuance of a Certificate of Authority are invited to submit a written statement to the Insurance Department (Department) within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient detail to inform the Department of the exact basis of the statement. Written statements should be directed to Steven L. Yerger, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557 or syerger@pa.gov.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 11-1339. Filed for public inspection August 5, 2011, 9:00 a.m.]

### Brian Reid Johnson; Prehearing

### Brian Reid Johnson; Order to Show Cause; Doc. No. SC11-06-022

A prehearing telephone conference initiated by this office is scheduled for August 11, 2011, at 10 a.m. Each party shall provide the Hearings Administrator a telephone number to be used for the telephone conference on or before August 5, 2011. A date for a hearing shall be determined, if necessary, at the prehearing telephone conference.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Donna R. Fleischauer, Human Resources Director at (717) 705-4194.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 11-1340. Filed for public inspection August 5, 2011, 9:00 a.m.]

### Highmark Blue Cross Blue Shield; Direct Pay ClassicBlue Hospital Plan (Western Region); Rate Filing

By filing No. 1A-CPE-11-HBCBS, Highmark, Inc., d/b/a Highmark Blue Cross Blue Shield, requests approval to increase the premium rates for its Direct Pay ClassicBlue Hospital Plan (Western Region). The filing requests an average increase of about 9.9% or \$44.97 per contract per month. This will affect about 960 contract holders and produce additional premium income of about \$516,000 annually. For HIPAA and HCTC eligibles, the filing requests an average increase of about 9.9% or \$45.11 per contract per month. This will affect an estimated 230 contract holders and produce additional premium income of about \$132,000 annually. The requested effective date of the change is January 1, 2012.

Unless formal administrative action is taken prior to October 19, 2011, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). Under the tab "How to Find . . ." click on the link "Current Rate Filings."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to Cheri Sanders-Jones, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, [csandersjo@state.pa.us](mailto:csandersjo@state.pa.us) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 11-1341. Filed for public inspection August 5, 2011, 9:00 a.m.]

**Highmark Blue Cross Blue Shield; Direct Pay ClassicBlue Major Medical Plan (Western Region); Rate Filing**

By filing No. 1A-PMM-11-HBCBS, Highmark, Inc., d/b/a Highmark Blue Cross Blue Shield, requests approval to increase the premium rates for the Direct Pay ClassicBlue Major Medical Plan (Western region). The filing requests an average increase of about 9.9% or \$17.26 per contract per month. This will affect about 640 contract holders and produce additional premium income of about \$132,000 annually. For HIPAA and HCTC eligibles, the filing requests an average increase of about 9.9% or \$16.39 per contract per month. This will affect an estimated 220 contract holders and produce additional premium income of about \$43,200 annually. The requested effective date of the change is January 1, 2012.

Unless formal administrative action is taken prior to October 19, 2011, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). Under the tab "How to Find . . ." click on the link "Current Rate Filings."

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg Office.

Interested parties are invited to submit written comments, suggestions or objections to Cherri Sanders-Jones, Insurance Department, Insurance Product Regulation, Room 1311, Strawberry Square, Harrisburg, PA 17120, [csandersjo@state.pa.us](mailto:csandersjo@state.pa.us) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 11-1342. Filed for public inspection August 5, 2011, 9:00 a.m.]

**Highmark, Inc. Filing No. 1A-SSC-11-HBS; Requesting Approval to Increase Rates for the Direct Pay Special Care Hospital Plans (Central Region); Rate Filing**

By filing No. 1A-SSC-11-HBS, Highmark, Inc., d/b/a Highmark Blue Shield requests approval to revise premium rates for its Direct Pay Special Care Hospital Plan in the Central Pennsylvania region.

Highmark is requesting a 9.9% increase or \$11.80 per contract per month. This will affect 3,000 contracts and generate an additional \$35,000 per month in premium. The requested effective date of the change is January 1, 2012.

Unless formal administrative action is taken prior to October 19, 2011, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). Under the tab "How to Find . . ." click on the link "Current Rate Filings."

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square,

Harrisburg, PA 17120, [jlaverty@state.pa.us](mailto:jlaverty@state.pa.us) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 11-1343. Filed for public inspection August 5, 2011, 9:00 a.m.]

**Highmark Inc. Filing No. 1A-SSC-11-HBCBS; Requesting Approval to Increase Rates for the Direct Pay Special Care Hospital Plans (Western Region); Rate Filing**

By filing No. 1A-SSC-11-HBS, Highmark, Inc., d/b/a Highmark Blue Cross Blue Shield requests approval to revise premium rates for its Direct Pay Special Care Hospital Plan in the Western Pennsylvania region.

Highmark is requesting a 9.9% increase or \$13.18 per contract per month. This will affect 14,000 contracts and generate an additional \$186,000 per month in premium. The requested effective date of the change is January 1, 2012.

Unless formal administrative action is taken prior to October 19, 2011, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). Under the tab "How to Find . . ." click on the link "Current Rate Filings."

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, [jlaverty@state.pa.us](mailto:jlaverty@state.pa.us) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 11-1344. Filed for public inspection August 5, 2011, 9:00 a.m.]

**Request to Surrender a Certificate of Authority to Provide a Continuing Care Retirement Community by Green Ridge Health Care Center, LLC**

Green Ridge Health Care Center, LLC has submitted a request to surrender their Certificate of Authority to operate a Continuing Care Retirement Community at Green Ridge Village of Scranton in Scranton, PA. The request was received on July 25, 2011, and was made under the Continuing-Care Provider Registration and Disclosure Act (40 P. S. §§ 3201—3225).

Persons wishing to comment on the grounds of public or private interest to the surrender of a Certificate of Authority are invited to submit a written statement to the Insurance Department (Department) within 15 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient detail to inform the



Department of the exact basis of the statement. Written statements should be directed to Steven L. Yerger, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557 or syerger@pa.gov.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 11-1345. Filed for public inspection August 5, 2011, 9:00 a.m.]

## MILK MARKETING BOARD

### Hearing and Presubmission Schedule; Milk Marketing Area No. 1

Under the Milk Marketing Law (31 P. S. §§ 700j-101—700j-1302), the Milk Marketing Board (Board) will conduct a public hearing for Milk Marketing Area No. 1 on October 5, 2011, at 10 a.m. in Room 202, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA.

The purpose of the hearing is to receive testimony and exhibits concerning cost replacement in Milk Marketing Area No. 1. Evidence will be limited to the following: annualized processing, packaging and delivery costs; updated costs for containers, ingredients and Class II products; updated labor, utility and insurance costs based on comparisons between costs per point for the second quarters of calendar years 2010 and 2011; skim and butterfat contents of products regulated by the Board; adjustment for shrinkage, sales of bulk products and cream processing costs; monthly adjustments to in-store handling costs; and a reasonable rate of return to milk dealers and stores. In accordance with OGO A-937, evidence and testimony will be considered regarding the heating fuel adjuster in Area 1. In accordance with OGO A-939, evidence and testimony will be considered regarding the diesel fuel cost adjuster in Area 1.

The staff of the Board is deemed to be a party to this hearing, and the attorney representing staff is deemed to have entered his appearance. Other persons who wish to present evidence may be included on the Board's list of parties by: (1) having their attorney file with the Board by 3 p.m. on September 2, 2011, a notice of appearance substantially in the form prescribed by 1 Pa. Code § 31.25 (relating to form of notice of appearance); or (2) if unrepresented by counsel, filing with the Board by 4 p.m. on September 2, 2011, notification of their desire to be included as a party. Parties should indicate in their notices of appearance if alternate means of service, that is, e-mail or fax, are acceptable. Notices of appearance filed electronically should be directed to [deberly@pa.gov](mailto:deberly@pa.gov).

The parties shall observe the following requirements for advance filing of witness information and exhibits:

1. By 3 p.m. on September 9, 2011, Board staff shall file with the Board, in person or by mail, one original and four single-sided copies and ensure receipt by all other parties of one copy of:

a. A list of witnesses who will testify for the party, along with a statement of the subjects concerning which each witness will testify. A witness who will be offered as an expert shall be so identified, along with the witness's area or areas of proposed expertise. For expert witnesses there shall also be filed a statement of the substance of the facts and opinions to which the expert is expected to testify and a summary of the grounds for each opinion.

b. Each exhibit to be presented, including testimony to be offered in written form.

2. By 3 p.m. on September 23, 2011, each responding party shall file and serve as set forth in paragraph 1 information concerning rebuttal witnesses and copies of rebuttal exhibits.

3. By 3 p.m. on September 29, 2011, each party shall file and serve as set forth in paragraph 1 information concerning surrebuttal witnesses and copies of surrebuttal exhibits.

Parties that wish to offer in evidence documents on file with the Board, public documents or records in other proceedings before the Board or who wish the Board to take official notice of facts, shall comply with, respectively, 1 Pa. Code § 35.164, § 35.165, § 35.167 or § 35.173. Whenever these rules require production of a document as an exhibit, copies shall be provided to each Board member and to all other parties; in addition, at least 20 copies shall be available for distribution to nonparties attending the hearing.

Requests by parties for Board staff to provide data pertinent to the hearing shall be made in writing and received in the Board office by 1 p.m. on September 26, 2011.

The filing address for the Board is Milk Marketing Board, Room 110, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA 17110.

For persons who require this information in an alternate format, call (717) 787-4194 or (800) 654-5984 (Pennsylvania AT&T Relay Service for TDD Users).

TIM MOYER,  
*Acting Secretary*

[Pa.B. Doc. No. 11-1346. Filed for public inspection August 5, 2011, 9:00 a.m.]

### Hearing and Presubmission Schedule; Milk Marketing Area No. 2

Under the Milk Marketing Law (31 P. S. §§ 700j-101—700j-1302), the Milk Marketing Board (Board) will conduct a public hearing for Milk Marketing Area No. 2 on October 5, 2011, at 11 a.m. in Room 202, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA.

The purpose of the hearing is to receive testimony and exhibits concerning cost replacement in Milk Marketing Area No. 2. Evidence will be limited to the following: annualized processing, packaging and delivery costs; updated costs for containers, ingredients and Class II products; updated labor, utility and insurance costs based on comparisons between costs per point for the second quarters of calendar years 2010 and 2011; skim and butterfat contents of products regulated by the Board; adjustment for shrinkage, sales of bulk products and cream processing costs; monthly adjustments to in-store handling costs; and a reasonable rate of return to milk dealers and stores. In accordance with OGO A-937, evidence and testimony will be considered regarding the heating fuel adjuster in Area 2. In accordance with OGO A-939, evidence and testimony will be considered regarding the diesel fuel cost adjuster in Area 2.

The staff of the Board is deemed to be a party to this hearing, and the attorney representing staff is deemed to have entered his appearance. Other persons who wish to

present evidence may be included on the Board's list of parties by: (1) having their attorney file with the Board by 3 p.m. on September 2, 2011, a notice of appearance substantially in the form prescribed by 1 Pa. Code § 31.25 (relating to form of notice of appearance); or (2) if unrepresented by counsel, filing with the Board by 3 p.m. on September 2, 2011, notification of their desire to be included as a party. Parties should indicate in their notices of appearance if alternate means of service, that is, e-mail or fax, are acceptable. Notices of appearance filed electronically should be directed to [deberly@pa.gov](mailto:deberly@pa.gov).

The parties shall observe the following requirements for advance filing of witness information and exhibits:

1. By 3 p.m. on September 9, 2011, Board Staff shall file with the Board, in person or by mail, one original and four single-sided copies and ensure receipt by all other parties of one copy of:

a. A list of witnesses who will testify for the party, along with a statement of the subjects concerning which each witness will testify. A witness who will be offered as an expert shall be so identified, along with the witness's area or areas of proposed expertise. For expert witnesses there shall also be filed a statement of the substance of the facts and opinions to which the expert is expected to testify and a summary of the grounds for each opinion.

b. Each exhibit to be presented, including testimony to be offered in written form.

2. By 3 p.m. on September 23, 2011, each responding party shall file and serve as set forth in paragraph 1 information concerning rebuttal witnesses and copies of rebuttal exhibits.

3. By 3 p.m. on September 29, 2011, each party shall file and serve as set forth in paragraph 1 information concerning surrebuttal witnesses and copies of surrebuttal exhibits.

Parties that wish to offer in evidence documents on file with the Board, public documents or records in other proceedings before the Board or who wish the Board to take official notice of facts, shall comply with, respectively, 1 Pa. Code § 35.164, § 35.165, § 35.167 or § 35.173. Whenever these rules require production of a document as an exhibit, copies shall be provided to each Board member and to all other parties; in addition, at least 20 copies shall be available for distribution to nonparties attending the hearing.

Requests by parties for Board staff to provide data pertinent to the hearing shall be made in writing and received in the Board office by 1 p.m. on September 26, 2011.

The filing address for the Board is Milk Marketing Board, Room 110, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA 17110.

For persons who require this information in an alternate format, call (717) 787-4194 or (800) 654-5984 (Pennsylvania AT&T Relay Service for TDD Users).

TIM MOYER,  
*Acting Secretary*

[Pa.B. Doc. No. 11-1347. Filed for public inspection August 5, 2011, 9:00 a.m.]

### Hearing And Presubmission Schedule; Milk Marketing Area No. 3

Under the Milk Marketing Law (31 P. S. §§ 700j-101—700j-1302), the Milk Marketing Board (Board) will conduct a public hearing for Milk Marketing Area No. 3 on November 9, 2011, at 10 a.m. in Room 202, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA.

The purpose of the hearing is to receive testimony and exhibits concerning cost replacement in Milk Marketing Area No. 3. Evidence will be limited to the following: annualized processing, packaging and delivery costs; updated costs for containers, ingredients and Class II products; updated labor, utility and insurance costs based on comparisons between costs per point for the second quarters of calendar years 2010 and 2011; skim and butterfat contents of products regulated by the Board; adjustment for shrinkage, sales of bulk products and cream processing costs; monthly adjustments to in-store handling costs; and a reasonable rate of return to milk dealers and stores. In accordance with OGO A-937, evidence and testimony will be considered regarding the heating fuel adjuster in Area 3. In accordance with OGO A-939, evidence and testimony will be considered regarding the diesel fuel cost adjuster in Area 3.

The staff of the Board is deemed to be a party to this hearing, and the attorney representing staff is deemed to have entered his appearance. Other persons who wish to present evidence may be included on the Board's list of parties by: (1) having their attorney file with the Board by 3 p.m. on September 30, 2011, a notice of appearance substantially in the form prescribed by 1 Pa. Code § 31.25 (relating to form of notice of appearance); or (2) if unrepresented by counsel, filing with the Board by 3 p.m. on September 30, 2011, notification of their desire to be included as a party. Parties should indicate in their notices of appearance if alternate means of service, that is, e-mail or fax, are acceptable. Notices of appearance filed electronically should be directed to [deberly@pa.gov](mailto:deberly@pa.gov).

The parties shall observe the following requirements for advance filing of witness information and exhibits:

1. By 3 p.m. on October 12, 2011, Board staff shall file with the Board, in person or by mail, one original and four single-sided copies and ensure receipt by all other parties of one copy of:

a. A list of witnesses who will testify for the party, along with a statement of the subjects concerning which each witness will testify. A witness who will be offered as an expert shall be so identified, along with the witness's area or areas of proposed expertise. For expert witnesses there shall also be filed a statement of the substance of the facts and opinions to which the expert is expected to testify and a summary of the grounds for each opinion.

b. Each exhibit to be presented, including testimony to be offered in written form.

2. By 3 p.m. on October 26, 2011, each responding party shall file and serve as set forth in paragraph 1 information concerning rebuttal witnesses and copies of rebuttal exhibits.

3. By 3 p.m. on November 3, 2011, each party shall file and serve as set forth in paragraph 1 information concerning surrebuttal witnesses and copies of surrebuttal exhibits.

Parties that wish to offer in evidence documents on file with the Board, public documents or records in other proceedings before the Board or who wish the Board to

take official notice of facts, shall comply with, respectively, 1 Pa. Code § 35.164, § 35.165, § 35.167 or § 35.173. Whenever these rules require production of a document as an exhibit, copies shall be provided to each Board member and to all other parties; in addition, at least 20 copies shall be available for distribution to nonparties attending the hearing.

Requests by parties for Board staff to provide data pertinent to the hearing shall be made in writing and received in the Board office by 1 p.m. on October 31, 2011.

The filing address for the Board is Milk Marketing Board, Room 110, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA 17110.

For persons who require this information in an alternate format, call (717) 787-4194 or (800) 654-5984 (Pennsylvania AT&T Relay Service for TDD Users).

TIM MOYER,  
*Acting Secretary*

[Pa.B. Doc. No. 11-1348. Filed for public inspection August 5, 2011, 9:00 a.m.]

#### Hearing and Presubmission Schedule; Milk Marketing Area No. 4

Under the Milk Marketing Law (31 P. S. §§ 700j-101—700j-1302), the Milk Marketing Board (Board) will conduct a public hearing for Milk Marketing Area No. 4 on November 9, 2011, at 11 a.m. in Room 202, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA.

The purpose of the hearing is to receive testimony and exhibits concerning cost replacement in Milk Marketing Area No. 4. Evidence will be limited to the following: annualized processing, packaging and delivery costs; updated costs for containers, ingredients and Class II products; updated labor, utility and insurance costs based on comparisons between costs per point for the second quarters of calendar years 2010 and 2011; skim and butterfat contents of products regulated by the Board; adjustment for shrinkage, sales of bulk products and cream processing costs; monthly adjustments to in-store handling costs; and a reasonable rate of return to milk dealers and stores. In accordance with OGO A-937, evidence and testimony will be considered regarding the heating fuel adjuster in Area 4. In accordance with OGO A-939, evidence and testimony will be considered regarding the diesel fuel cost adjuster in Area 4.

The staff of the Board is deemed to be a party to this hearing, and the attorney representing staff is deemed to have entered his appearance. Other persons who wish to present evidence may be included on the Board's list of parties by: (1) having their attorney file with the Board by 3 p.m. on September 30, 2011, a notice of appearance substantially in the form prescribed by 1 Pa. Code § 31.25 (relating to form of notice of appearance); or (2) if unrepresented by counsel, filing with the Board by 3 p.m. on September 30, 2011, notification of their desire to be included as a party. Parties should indicate in their notices of appearance if alternate means of service, that is, e-mail or fax, are acceptable. Notices of appearance filed electronically should be directed to [deberly@pa.gov](mailto:deberly@pa.gov).

The parties shall observe the following requirements for advance filing of witness information and exhibits:

1. By 3 p.m. on October 12, 2011, Board staff shall file with the Board, in person or by mail, one original and four single-sided copies and ensure receipt by all other parties of one copy of:

a. A list of witnesses who will testify for the party, along with a statement of the subjects concerning which each witness will testify. A witness who will be offered as an expert shall be so identified, along with the witness's area or areas of proposed expertise. For expert witnesses there shall also be filed a statement of the substance of the facts and opinions to which the expert is expected to testify and a summary of the grounds for each opinion.

b. Each exhibit to be presented, including testimony to be offered in written form.

2. By 3 p.m. on October 26, 2011, each responding party shall file and serve as set forth in paragraph 1 information concerning rebuttal witnesses and copies of rebuttal exhibits.

3. By 3 p.m. on November 3, 2011, each party shall file and serve as set forth in paragraph 1 information concerning surrebuttal witnesses and copies of surrebuttal exhibits.

Parties that wish to offer in evidence documents on file with the Board, public documents or records in other proceedings before the Board or who wish the Board to take official notice of facts, shall comply with, respectively, 1 Pa. Code § 35.164, § 35.165, § 35.167 or § 35.173. Whenever these rules require production of a document as an exhibit, copies shall be provided to each Board member and to all other parties; in addition, at least 20 copies shall be available for distribution to nonparties attending the hearing.

Requests by parties for Board staff to provide data pertinent to the hearing shall be made in writing and received in the Board office by 1 p.m. on October 31, 2011.

The filing address for the Board is Milk Marketing Board, Room 110, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA 17110.

For persons who require this information in an alternate format, call (717) 787-4194 or (800) 654-5984 (Pennsylvania AT&T Relay Service for TDD Users).

TIM MOYER,  
*Acting Secretary*

[Pa.B. Doc. No. 11-1349. Filed for public inspection August 5, 2011, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Default Service Implementation Plan

**P-2011-2252042. Pike County Light & Power.** Petition of Pike County Light & Power for approval of a default service implementation plan for a period beginning June 1, 2012.

Formal protests, petitions to intervene and answers must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before August 22, 2011. Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the petitioner and a

copy provided to the Administrative Law Judge. The documents filed in support of the petition are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the petitioner's business address.

*Applicant:* Pike County Light & Power Company, c/o Orange & Rockland Utilities, Inc., 4 Irving Place, New York, NY 10003

*Through and by Counsel:* John J. Gallagher, Esq., 711 Forrest Road, Harrisburg, PA 17112, (717) 599-5839, jgallagher@jglawpa.com

#### Notice

A prehearing conference on the previously-captioned case will be held as follows:

*Date:* Friday, August 12, 2011

*Time:* 10 a.m.

*Location:* Hearing Room 2  
Plaza Level  
Commonwealth Keystone Building  
400 North Street  
Harrisburg, PA 17120

*Presiding:* Administrative Law Judge  
Elizabeth H. Barnes  
P. O. Box 3265  
Harrisburg, PA 17105-3265  
Phone: (717) 787-1399  
Fax: (717) 787-0481

Persons with a disability who wish to attend the hearing should contact the Pennsylvania Public Utility Commission (Commission) to make arrangements for their special needs. Call the scheduling office at the Commission at least 5 business days prior to the hearing to submit a request.

For persons who require an interpreter to participate in the hearings, the Commission will make every reasonable effort to have an interpreter present. Call the scheduling office at the Commission at least 10 business days prior to the hearing to submit the request.

- Scheduling Office: (717) 787-1399
- Pennsylvania AT&T Relay Service number for persons who are deaf or hearing-impaired: (800) 654-5988

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 11-1350. Filed for public inspection August 5, 2011, 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. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by August 22, 2011. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary

between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

#### Applications of the following for approval to *begin operating as common carriers for transportation of persons as described under each application.*

**A-2011-2248960. 549 Corp., t/a Keystone Ambulance** (645 Main Street, Edwardsville, PA 18704)—persons, in paratransit service, from points in the County of Luzerne, to points in Pennsylvania, and return. *Attorney:* Steven K. Haas, Hawke, McKeon & Sniscak, LLP, 100 North Tenth Street, Harrisburg, PA 17101.

**A-2011-2250615. Youth Transit Authority, LLC** (188 Blue Jay Way, Hummelstown, Dauphin County, PA 17036)—a limited liability corporation of the State of Pennsylvania—persons in paratransit service, for clients of Keystone Human Service from points in Dauphin County, and for Fairmount Behavioral Health from points in the City and County of Philadelphia, to points in Pennsylvania, and return; excluding service to the counties of Chester, Luzerne, Lackawanna, and Monroe.

#### Application of the following for *amendment to the certificate of public convenience approving the operation of motor vehicles as common carriers for transportation of household goods by transfer of rights as described under the application.*

**A-2011-2251336. Canterbury International, Inc., t/a Two Men and a Truck** (3555 Valley Drive, Pittsburgh, Allegheny County, PA 15234)—for amendment to its common carrier certificate, which grants the right, inter alia, to transport, by motor vehicle, household goods in use, from points in Allegheny County to points in Pennsylvania and vice versa: *So As To Permit* the transportation of household goods in use from points in the Counties of Beaver, Butler, Westmoreland, Fayette and Washington, to points in Pennsylvania and vice versa.

#### Applications of the following for the approval of the right and privilege to *discontinue/abandon operating as common carriers by motor vehicle and for cancellation of the certificate of public convenience as described under each application.*

**A-2011-2248102. Lois L Feister, t/d/b/a Feister's Taxi Service** (2202 Mine Road, Paradise, PA 17562-9509) for the discontinuance of service and cancellation of her certificate as a common carrier, by motor vehicle, at A-00114984, authorizing the transportation of persons in paratransit service, between points in the township of Bart, Lancaster County, and within an airline distance of 50 statute miles of the limits of said township, and from points in said territory to points in Pennsylvania, and return; subject to the following conditions: That service is limited to the transportation of persons, who because of their personal beliefs, prevent them from owning or operating motor vehicles. That no right, power or privilege is granted to initiate service between in or from the borough of Hatboro and the Townships of Upper Moreland, Horsham, and that part of Abington, bounded and described as follows: Beginning at the intersection of Moreland Road and North Hills Avenue, thence on North Hills Avenue to Fitzwatertown Road, thence northwardly on Fitzwatertown Road to a line running along Patane Avenue as it would be extended westwardly, thence on said line to Patane Avenue beginning at Lindburgh Avenue, thence on a line at Patane Avenue, which would be extended to Reading Railroad to Glendale Avenue, thence on Glendale Avenue to Edge Hill Road, thence on

Edge Hill Road to Moreland Road, thence on Moreland Road to North Hills Avenue, the place of beginning, all in Montgomery County.

**A-2011-2248233. Williams Bus Lines Co.** (532 Blackman Street, Wilkes-Barre, Luzerne County, PA 18702)—discontinuance of service—persons, in paratransit service, in vehicles with a seating capacity of 66 or less, between points in the county of Luzerne, for Saint Mary's Church, located in the city of Wilkes-Barre, Luzerne County.

\_\_\_\_\_  
*Pennsylvania Public Utility Commission Bureau  
of Transportation and Safety v. Cynthia G. and  
Andrew J. Carr, Jr., t/a Briar Patch Achers;  
Doc. No. C-2011-2234164*

### COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That all authority issued to Cynthia G. and Andrew J. Carr, Jr., t/a Briar Patch Achers, (respondent) is under suspension effective March 23, 2011 for failure to maintain evidence of insurance on file with this Commission.
2. That respondent maintains a principal place of business at 3102 Seisholtzville Road, Macungie, PA 18062.
3. That respondent was issued a Certificate of Public Convenience by this Commission on May 23, 1996, at A-00112906.
4. That respondent has failed to maintain evidence of Liability insurance and Cargo insurance on file with this Commission. The Bureau of Transportation and Safety Motor Carrier Services and Enforcement's Prosecutory Staff's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.
5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 and causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Transportation and Safety Prosecutory Staff will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-00112906 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,

Michael E. Hoffman, Director  
Bureau of Transportation and Safety  
P. O. Box 3265  
Harrisburg, PA 17105-3265

### VERIFICATION

I, Michael E. Hoffman, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: \_\_\_\_\_

Michael E. Hoffman, Director  
Bureau of Transportation and Safety

### NOTICE

A. You must file an Answer within twenty (20) days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Cover Letter for this Complaint and Notice, 52 Pa. Code § 1.56(a). An Answer is a written explanation of circumstances wished to be considered in determining the outcome. The Answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your Answer must be verified and the original and three (3) copies sent to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty (20) days of the date of service, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or Order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the \$500 fine proposed in the Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Transportation and Safety  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

Acord certificates of insurance and faxed Form Es and Hs are unacceptable as evidence of insurance.

The fine payment must be made to the Commonwealth of Pennsylvania and forwarded to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations.

Upon receipt of the evidence of insurance from your insurer and receipt of your fine payment, the Complaint proceeding shall be closed.

D. If you file an Answer which admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty, which may include the cancellation of your Certificate of Public Convenience. Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The judge is not bound by the optional fine set forth above.

F. If you have questions regarding this Complaint or if you would like an alternative format of this Complaint (for persons with disabilities), please contact the Compliance Office at (717) 787-1227.

—————  
*Pennsylvania Public Utility Commission Bureau of  
Transportation and Safety v. Ty-N-Di, LLC;  
Doc. No. C-2011-2236576; A-00121364*

#### COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other Bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That TY-N-DI, LLC, Respondent, maintains its principal place of business at 373 Stahl Road, Somerset, PA 15501.
2. That Respondent was issued a Certificate of Public Convenience by this Commission on February 1, 2005 at A-00121364.
3. That on January 3, 2008, Respondent received an initial assessment of \$208.00. Respondent failed to pay this assessment; therefore, a balance is due in the amount of \$208.00.
4. That Respondent has an outstanding assessment of \$208.00.
5. That Respondent failed to file objections to the assessment, pursuant to 66 Pa.C.S. § 510(c).
6. That Respondent, by failing to pay the assessments, violated the Public Utility Code at 66 Pa.C.S. § 510(c).

Wherefore, unless Respondent pays the overdue assessment in full within twenty days of the date of service of this Complaint, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission issue an Order which cancels the Certificate of Public Convenience issued to Respondent, notifies the Pennsylvania Department of Revenue that Respondent's Certificate of Public Convenience has been revoked, notifies Respondent's insurance carrier that Respondent's Certificate of Public Convenience has been revoked, and imposes an additional fine on the Respondent.

Respectfully submitted,

Michael E. Hoffman, Director  
Bureau of Transportation and Safety  
P. O. Box 3265  
Harrisburg, PA 17105-3265

#### VERIFICATION

I, Michael E. Hoffman, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 5/6/2011

\_\_\_\_\_  
Michael E. Hoffman, Director

#### NOTICE

A. You must file an Answer within twenty days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Cover Letter for this Complaint and Notice, 52 Pa. Code § 1.56(a). The Answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your Answer must be verified and the original and three copies sent to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty days, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate.

C. You may elect not to contest this Complaint by paying your outstanding assessment within twenty (20) days. Your certified check or money order for the assessment should be payable to the Commonwealth of Pennsylvania and should be forwarded to:

Bureau of Administrative Services  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request the Commission to issue an Order imposing a penalty (see Paragraph B). Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the penalty set forth in Paragraph B.

F. If you have questions regarding this Complaint, or if you would like an alternative format of this Complaint for persons with disabilities, please contact the Compliance Office at 717-787-1227.

ROSEMARY CHIAVETTA,  
Secretary

[Pa.B. Doc. No. 11-1351. Filed for public inspection August 5, 2011, 9:00 a.m.]

### Telecommunications

**A-2011-2253634. Pymatuning Independent Telephone Company and Time Warner Cable Information Services (Pennsylvania), LLC.** Joint petition of Pymatuning Independent Telephone Company and Time Warner Cable Information Services (Pennsylvania), LLC for approval of the adoption of an interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Pymatuning Independent Telephone Company and Time Warner Cable Information Services (Pennsylvania), LLC, by its counsel, filed on July 21, 2011, at the Pennsylvania Public Utility Commission (Commission), a joint petition for the approval of the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Pymatuning Independent Telephone Company and Time Warner Cable Information Services (Pennsylvania), LLC joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 11-1352. Filed for public inspection August 5, 2011, 9:00 a.m.]

### Telecommunications

**A-2011-2254054. Verizon Pennsylvania, Inc. and 321 Communications, Inc.** Joint petition of Verizon Pennsylvania, Inc. and 321 Communications, Inc. for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and 321 Communications, Inc., by its counsel, filed on July 25, 2011, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and 321 Communications, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 11-1353. Filed for public inspection August 5, 2011, 9:00 a.m.]

### Telecommunications

**A-2011-2254062. Verizon North, LLC and 321 Communications, Inc.** Joint petition of Verizon North, LLC and 321 Communications, Inc. for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, LLC and 321 Communications, Inc., by its counsel, filed on July 25, 2011, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North, LLC and 321 Communications, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 11-1354. Filed for public inspection August 5, 2011, 9:00 a.m.]

### Universal Service Low Income Support; Notice to Telecommunications Providers and Interested Parties

The Pennsylvania Public Utility Commission (Commission) invites comment on the following pending wireless carriers' petitions for designation as eligible telecommunications carriers (ETC) for purposes of Federal universal service low income support. Including:

Telrite Corporation, d/b/a Life Wireless—Doc. No. P-2011-2234287

Aegis Telecom, Inc., d/b/a Off the Hook Telecom—Doc. No. P-2011-2236827

i-wireless, LLC—Doc. No. P-2011-2235119

The Commission, at its July 29, 2010, public meeting adopted a final policy statement on ETC designation and ETC annual recertification and reporting requirements for all telecommunications carriers. This notice informs telecommunications providers and interested parties that the Commission intends to act on the previously-referenced ETC petitions pending before the Commission.

Interested parties are invited to file comments at the relevant docket numbers within 20 days of publication of this notice. Reply comments of the carrier are due within 10 days thereafter. Interested parties may review the pending petitions at the Commission web site <http://www.puc.state.pa.us/> or hard copies are available for a fee by means of written request to the Secretary of the Commission, Pennsylvania Public Utility Commission, Rosemary Chiavetta, Secretary, P. O. Box 3265, Harrisburg, PA 17105-3265.

The contact for questions regarding this notice is Elizabeth A. Lion Januzzi, Assistant Counsel, Law Bureau, (717) 772-0696.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 11-1355. Filed for public inspection August 5, 2011, 9:00 a.m.]

# STATE BOARD OF BARBER EXAMINERS

**Bureau of Professional and Occupational Affairs v.  
Miguel Rivera; Doc. No. 0928-42-2011**

On May 25, 2011, the State Board of Barber Examiners (Board) suspended the license of Miguel Rivera, license no. BL053772, of Lancaster, Lancaster County. The Board took this action under the Order of the Court of Common Pleas of Allegheny dated May 10, 2011, which the Court issued under 23 Pa.C.S. § 4355 (relating to denial or suspension of licenses). The suspension is effective immediately.

Individuals may obtain a copy of the order by writing to Cynthia K. Montgomery, Senior Counsel in Charge, State Board of Barber Examiners, P. O. Box 2649, Harrisburg, PA 17105-2649.

L. ANTHONY SPOSSEY,  
*Chairperson*

[Pa.B. Doc. No. 11-1356. Filed for public inspection August 5, 2011, 9:00 a.m.]

## STATE BOARD OF EDUCATION

**Approval of Keystone Exam Performance Level  
Descriptors and Performance Level Cut Scores**

At its public meeting on July 20, 2011, the State Board of Education (Board) approved new performance level descriptors (PLDs) and performance level cut scores for the Keystone Exams for Algebra I, Literature and Biology as recommended to the Board by the Department of Education (Department). The approved PLDs and performance level cut scores are based upon the recommendations of teachers and administrative staff who participated in a workshop facilitated by the Department's assessment contractor. Recommended cut scores and PLDs were presented at a public meeting of the Board on July 6, 2011, 2 weeks before scheduled Board action on the cuts scores, as required by 22 Pa. Code § 4.51(f)(9) (relating to State assessment system).

The performance level descriptors and performance level cut scores for Keystone Exams in Algebra I, Literature and Biology were established for the first time as 2011 was the first year in which these assessments were administered.

The Board action was taken under general authority granted to it by the Public School Code of 1949 (24 P. S. §§ 1-101—27-2702) and in accordance with specific provi-

sions of the Board's regulations codified in 22 Pa. Code Chapter 4 (relating to academic standards and assessment). The approved Keystone Exam performance level cut scores are described in the Appendix. The approved performance level descriptors are available for review on the Department's web site at [www.education.state.pa.us](http://www.education.state.pa.us).

### *Development and Approval of Descriptors and Scores*

As part of the State assessment system established by the regulations, the Board delegated to the Department the very important task of developing specific criteria for each of the performance levels prescribed by 22 Pa. Code § 4.51(b)(4)—advanced, proficient, basic and below basic. Specifically, the Department is directed by 22 Pa. Code § 4.51(b)(5) to consult with “educators, students, parents and citizens,” and then to “develop and recommend to the Board for its approval specific criteria” for each performance level.

As reported to the Board at its public meetings held July 6, 2011, and July 20, 2011, the Department met with educators from across this Commonwealth to assist the Department in developing the performance level descriptors and scores. Based on these efforts as described in detail for the Board at its meetings, the Department recommended the performance level descriptors and scores that the Board ultimately adopted at its July 20, 2011, meeting. Before adopting the performance level descriptors and scores on July 20, 2011, the Board provided members of the public in attendance with the opportunity to comment on the Department's recommendations. The Board at its July 6, 2011, meeting also provided members of the public with the opportunity to comment on the recommended performance level descriptors and scores.

The approved performance levels in the Appendix will be applied to the 2011 Keystone Exam scores, which will be publicly released in the fall of 2011. The PLDs, due to their length, are not included here but may be accessed on the Department's web site. The Department and the Board will review the descriptors and scores periodically based on actual experience in using them and consider revisions as appropriate, using the same process prescribed by 22 Pa. Code § 4.51(b)(4).

Persons with questions or who need additional information regarding the Board's approval of these performance level descriptors and performance level cut scores may contact Karen Molchanow, Acting Executive Director, State Board of Education, 333 Market Street, Harrisburg, PA 17126-0333, (717) 787-3787 or TDD (717) 787-7367. Persons with questions or needing additional information regarding the development and implementation of them should contact John Weiss, Director, Bureau of Assessment and Accountability, 333 Market Street, Harrisburg, PA 17126-0333, (717) 787-4234 or TDD (717) 787-7367.

KAREN MOLCHANOW,  
*Acting Executive Director*



## Appendix

Keystone Exam Performance Level Cut Scores for Algebra I, Literature and Biology, as approved by the State Board of Education, are as follows:

**Performance Level Cut Scores  
Keystone Exams: Algebra I, Biology & Literature**

<i>Content Area</i>	<i>Below Basic</i>	<i>Basic</i>	<i>Proficient</i>	<i>Advanced</i>
Algebra I	1200-1438	1439-1499	1500-1545	1546-1800
Biology	1200-1459	1460-1499	1500-1548	1549-1800
Literature	1200-1443	1444-1499	1500-1583	1584-1800

[Pa.B. Doc. No. 11-1357. Filed for public inspection August 5, 2011, 9:00 a.m.]

## STATE BOARD OF NURSING

### Bureau of Professional and Occupational Affairs vs. Angelene M. Baker, LPN; Doc. No. 2007-51-2009

On May 3, 2011, Angelene M. Baker, LPN, license no. PN257734L, of York, York County had her license revoked based upon her conviction of multiple felony crimes of moral turpitude.

Individuals may obtain a copy of the adjudication by writing to C. William Fritz, II, Board Counsel, State Board of Nursing, P. O. Box 2649, Harrisburg, PA 17105-2649.

This adjudication and final order represents the State Board of Nursing's (Board) final decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of their petition for review. The Board contact for receiving service of the appeals is the previously-named Board counsel.

JOSEPH J. NAPOLITANO, PhD, MPH, CRNP,  
*Chairperson*

[Pa.B. Doc. No. 11-1358. Filed for public inspection August 5, 2011, 9:00 a.m.]

### Bureau of Professional and Occupational Affairs vs. Elizabeth H. McLaughlin, RN; Doc. No. 0214-51-2011

On June 9, 2011, Elizabeth H. McLaughlin, RN, license no. RN564667, of Media, Delaware County had her license suspended for no less than 3 years retroactive to February 17, 2011, for failing to comply with a previously issued State Board of Nursing order.

Individuals may obtain a copy of the adjudication by writing to C. William Fritz, II, Board Counsel, State Board of Nursing, P. O. Box 2649, Harrisburg, PA 17105-2649.

JOSEPH J. NAPOLITANO, PhD, MPH, CRNP,  
*Chairperson*

[Pa.B. Doc. No. 11-1359. Filed for public inspection August 5, 2011, 9:00 a.m.]

### Bureau of Professional and Occupational Affairs vs. John D. Meyers, LPN; Doc. No. 0088-51-2011

On May 17, 2011, John D. Meyers, LPN, license no. PN259543IL of Vestaburg, Washington County had his license indefinitely suspended retroactive to February 17, 2011, because he is unable to competently practice practical nursing with reasonable skill and safety to patients due to addiction to alcohol or hallucinogenic or narcotic drugs or other drugs which tend to impair judgment or coordination.

Individuals may obtain a copy of the adjudication by writing to C. William Fritz, II, Board Counsel, State Board of Nursing, P. O. Box 2649, Harrisburg, PA 17105-2649.

This adjudication and final order represents the State Board of Nursing's (Board) final decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of their petition for review. The Board contact for receiving service of the appeals is the previously-named Board counsel.

JOSEPH J. NAPOLITANO, PhD, MPH, CRNP,  
*Chairperson*

[Pa.B. Doc. No. 11-1360. Filed for public inspection August 5, 2011, 9:00 a.m.]

### Bureau of Professional and Occupational Affairs v. Sara J. Whitlatch, RN; Doc. No. 1958-51-2010

On April 26, 2011, Sara J. Whitlatch, RN, license no. RN598054, of Uniontown, Fayette County, had her license indefinitely suspended retroactive to November 22, 2010, because she is unable to practice nursing with reasonable skill and safety to patients by reason of mental or physical illness or condition or physiological or psychological dependence upon alcohol, hallucinogenic or narcotic drugs or other drugs which tend to impair judgment or coordination.

Individuals may obtain a copy of the adjudication by writing to Roberta L. Silver, Board Counsel, State Board of Nursing, P. O. Box 2649, Harrisburg, PA 17105-2649.

This adjudication and final order represents the State Board of Nursing's (Board) final decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Com-

monwealth Court must serve the Board with a copy of their petition for review. The Board contact for receiving service of the appeals is the previously-named Board counsel.

JOSEPH J. NAPOLITANO, PhD, MPH, CRNP,  
*Chairperson*

[Pa.B. Doc. No. 11-1361. Filed for public inspection August 5, 2011, 9:00 a.m.]

## STATE BOARD OF VEHICLE MANUFACTURERS, DEALERS AND SALESPERSONS

### **Bureau of Professional and Occupational Affairs v. Chase Auto Center, Inc.; Doc. No. 1583-60-2010**

On May 3, 2011, Chase Auto Center, Inc., of Manheim, Lancaster County, was ordered to pay a civil penalty of \$3,000 for multiple facility violations.

Individuals may obtain a copy of the adjudication by writing to C. William Fritz, II, Board Counsel, State Board of Vehicle Manufacturers, Dealers and Salespersons, P. O. Box 2649, Harrisburg, PA 17105-2649.

This adjudication and final order represents the State Board of Vehicle Manufacturers, Dealers and Salespersons' (Board) final decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of their petition for review. The Board contact for receiving service of the appeals is the previously-named Board counsel.

KENNETH GLATFELTY,  
*Chairperson*

[Pa.B. Doc. No. 11-1362. Filed for public inspection August 5, 2011, 9:00 a.m.]

## STATE CONSERVATION COMMISSION

### **Dirt and Gravel Roads Pollution Prevention Maintenance Program**

As required by 25 Pa. Code § 83.604(f) (relating to apportionment criteria), the State Conservation Commission (Commission) is providing public notice of the apportionment of Fiscal Year (FY) 2011-2012 Dirt and Gravel Road Pollution Prevention Maintenance Program funds to participating County Conservation Districts. This apportionment is authorized under 75 Pa.C.S. § 9106 (relating to dirt and gravel road maintenance).

#### *A. Effective Date*

This apportionment is effective upon publication in the *Pennsylvania Bulletin*. Allocations will be disbursed when funds are released from the Treasury after July 1, 2011. The final amount and time of release of these allocations are subject to the final passage of the State budget of 2011-2012.

#### *B. Background*

The Commission approved the following allocations at their public meeting on May 17, 2011: \$3,528,000.00 of FY 2011-2012 funds are apportioned according to stipulations in 75 Pa.C.S. § 9106(c). Copies of the referenced statement of policy in 25 Pa. Code § 83.604, as published at 28 Pa.B. 4634 (September 12, 1998), and 75 Pa.C.S. § 9106 are available from Karen Ely, State Conservation Commission Office, Room 310, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA 17110-9408, (717) 787-8821.

The following allocations are being made to the County Conservation Districts participating in the program. Not all counties receive an allocation as provided for in 25 Pa. Code § 83.613(a) (relating to performance standards). Listed alphabetically, the allocations are as follows:

<i>District</i>	<i>FY 2011-12 Allocations</i>
* Adams	\$ 16,667
Allegheny	na
Armstrong	\$ 142,307
* Beaver	\$ 16,667
Bedford	\$ 45,327
* Berks	\$ 16,667
Blair	\$ 20,548
** Bradford	\$ 302,988
Bucks	\$ 17,790
*** Butler	\$ -
Cambria	\$ 16,816
Cameron	\$ 28,921
Carbon	\$ 24,034
Centre	\$ 31,300
Chester	\$ 18,183
Clarion	\$ 65,569
Clearfield	\$ 67,911
Clinton	\$ 26,727
Columbia	\$ 78,947
Crawford	\$ 150,206
* Cumberland	\$ 16,667
Dauphin	\$ 22,446
Elk	\$ 26,570
Erie	\$ 57,803
Fayette	\$ 34,801
Forest	\$ 21,251
Franklin	\$ 16,904
Fulton	\$ 29,269
Greene	\$ 51,764
Huntingdon	\$ 66,714

<i>District</i>	<i>FY 2011-12 Allocations</i>
Indiana	\$ 93,580
Jefferson	\$ 50,602
Juniata	\$ 31,022
Lackawanna	\$ 27,958
Lancaster	\$ 17,884
* Lawrence	\$ 16,667
* Lebanon	\$ 16,667
Lehigh	\$ 25,023
Luzerne	\$ 29,493
Lycoming	\$ 83,229
McKean	\$ 26,592
Mercer	\$ 45,757
Mifflin	\$ 20,621
* Monroe	\$ 16,667
* Montgomery	\$ 16,667
Montour	\$ 18,651
*** Northampton	\$ -
Northumberland	\$ 44,768
Perry	\$ 37,823
Pike	\$ 46,011
Potter	\$ 141,416
Schuylkill	\$ 47,750
Snyder	\$ 26,779
Somerset	\$ 40,806
Sullivan	\$ 70,153
** Susquehanna	\$ 182,761
Tioga	\$ 280,832
Union	\$ 23,681
Venango	\$ 81,125
Warren	\$ 169,640
Washington	\$ 74,729
Wayne	\$ 109,938
Westmoreland	\$ 28,014
Wyoming	\$ 58,068
York	\$ 94,886
TOTAL	\$3,528,000

*Notes:*

- \* Minimum allocation (\$16,667 for FY 2011-12)
- \*\* Impacted by maximum allocation cap of \$275,000
- \*\*\* Spending requirements not met

GEORGE GREIG,  
*Chairperson*

[Pa.B. Doc. No. 11-1363. Filed for public inspection August 5, 2011, 9:00 a.m.]

## STATE REAL ESTATE COMMISSION

### Bureau of Professional and Occupational Affairs v. Jorge Figueroa; Doc. No. 0809-56-2011

On May 11, 2011, Jorge Figueroa, Pennsylvania license no. BE000970, of Bronx, NY, was suspended under the Order of the Court of Common Pleas of Allegheny County dated April 11, 2011, which the Court issued under 23 Pa.C.S. § 4355 (relating to denial or suspension of licenses). The suspension is effective immediately.

Individuals may obtain a copy of the order by writing to Cynthia K. Montgomery, Senior Counsel in Charge, State Real Estate Commission, P. O. Box 2649, Harrisburg, PA 17105-2649.

JOSEPH J. MCGETTIGAN,  
*Chairperson*

[Pa.B. Doc. No. 11-1364. Filed for public inspection August 5, 2011, 9:00 a.m.]

### Bureau of Professional and Occupational Affairs v. Jeffrey L. Tonelis; Doc. No. 0660-56-2011

On April 26, 2011, the State Real Estate Commission (Commission) suspended the license of Jeffrey L. Tonelis, license no. BE-000279 of Albrightsville, Carbon County. The Commission took this action under the Order of the Court of Common Pleas of Philadelphia County dated April 12, 2011, which the Court issued under 23 Pa.C.S. § 4355 (relating to denial or suspension of licenses). The suspension is effective immediately.

Individuals may obtain a copy of the order by writing to Cynthia K. Montgomery, Senior Counsel in Charge, State Real Estate Commission, P. O. Box 2649, Harrisburg, PA 17105-2649.

JOSEPH J. MCGETTIGAN,  
*Chairperson*

[Pa.B. Doc. No. 11-1365. Filed for public inspection August 5, 2011, 9:00 a.m.]

## STATE TAX EQUALIZATION BOARD

### 2010 Common Level Ratios

The State Tax Equalization Board (Board) has established a Common Level Ratio for each county in this Commonwealth for the calendar year 2010. The ratios were mandated by the act of December 13, 1982 (P. L. 1158, No. 267).

The law requires the Board to use statistically acceptable techniques, to make the methodology for computing ratios public and to certify, prior to July 1, the ratio to the Chief Assessor of each county each year.

The statistical acceptable technique which the Board used for the 2010 Common Level Ratio is to determine the arithmetic mean of the individual sales ratios for every valid sale received from the county for the calendar year 2010.

The methodology used is to include every valid sale and compute an average mean. Using this mean as a base, the Board has defined high and low limits by multiplying and dividing this computed mean by 4. For those counties which have a predetermined assessment ratio of 100% the extreme upper sales ratio limit is 200%. Using these computed limits, the Board has utilized the valid sales, rejecting those sales, which exceed the limits. The resulting arithmetic mean ratio which the Board is certifying as the Common Level Ratio for each county for 2010.

The Common Level Ratios for 2010 are listed as follows:

**2010 COMMON LEVEL RATIOS**

<i>County</i>	<i>CLR</i>
^ Adams	26.2%
* Allegheny	85.8%
Armstrong	37.8%
Beaver	32.7%
* Bedford	78.4%
* Berks	73.2%
* Blair	15.0%
Bradford	33.5%
* Bucks	11.3%
* Butler	19.1%
* Cambria	33.4%
Cameron	41.0%
Carbon	42.9%
Centre	28.1%
* Chester	56.0%
Clarion	29.6%
Clearfield	20.2%
* Clinton	98.9%
Columbia	26.4%
Crawford	37.3%
* Cumberland	79.2%
* Dauphin	73.5%
* Delaware	67.5%
Elk	42.4%
* Erie	84.4%
* Fayette	82.7%
Forest	26.8%
* Franklin	13.1%
* Fulton	35.1%
* Greene	83.3%
Huntingdon	13.9%
* Indiana	19.2%

<i>County</i>	<i>CLR</i>
* Jefferson	54.1%
* Juniata	21.1%
* Lackawanna	18.2%
* Lancaster	76.5%
* Lawrence	95.6%
* Lebanon	15.8%
Lehigh	35.7%
* Luzerne	100.4%
* Lycoming	82.9%
* McKean	86.4%
* Mercer	34.6%
Mifflin	52.3%
Monroe	16.8%
* Montgomery	58.0%
* Montour	81.4%
Northampton	33.6%
* Northumberland	27.6%
* Perry	74.0%
Philadelphia	18.1%
Pike	21.4%
* Potter	31.2%
Schuylkill	47.3%
* Snyder	18.0%
Somerset	39.9%
* Sullivan	69.6%
Susquehanna	35.4%
* Tioga	73.8%
* Union	77.8%
* Venango	90.4%
Warren	34.6%
Washington	21.3%
* Wayne	80.0%
* Westmoreland	23.8%
Wyoming	19.7%
* York	83.7%

^ Partial sales data for the year

\* Counties with a predetermined assessment ratio of 100%

JAMES A. ZURICK, Esq.,  
Chairperson

[Pa.B. Doc. No. 11-1366. Filed for public inspection August 5, 2011, 9:00 a.m.]



# NOTICES

## GOVERNOR'S OFFICE

### Catalog of Nonregulatory Documents

Under Executive Order 1996-1, agencies under the jurisdiction of the Governor must catalog and publish nonregulatory documents such as policy statements, guidance manuals, decisions, rules and other written materials that provide compliance related information. The following compilation is the fifteenth list of the nonregulatory documents. This list is updated and published annually on the first Saturday in August.

This catalog is being provided to ensure that the public has complete access to the information necessary to understand and comply with state regulations. We have made every effort to ensure that the catalog includes all documents in effect as of August 7, 2010; however, due to the breadth and changing nature of these documents, we cannot guarantee absolute accuracy. Facilitating access to information is important to enhancing the partnership between the regulated community and the state.

Governor

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### ADMINISTRATION

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**Editor's Note:** The Index of Issuances, Manual M210.3, issued by the Governor's Office of Administration, Directives Management System, includes Executive Orders, Management Directives and Manuals. New or revised documents to the Index are published monthly in the *Pennsylvania Bulletin* and the entire index is revised yearly in the *Pennsylvania Code*.

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### AGING

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#### DECISIONS:

##### Office of Chief Counsel

Contact: Anne H. Kapoor, Assistant Counsel (717) 783-1609

- *Reynolds v. Department of Aging*, 570 A.2d 1373 (Pa. Commw. 1990).
- *Pennsylvania Department of Aging v. Lindbergh*, 469 A.2d 1012 (Pa.1983).
- *Suburban/Bustleton v. Department of Aging*, 579 A.2d 426 (Pa. Commw. 1990).
- *McGuire v. Department of Aging*, 592 A.2d 830 (Pa. Commw. 1991).
- *Dickey v. Department of Aging*, 615 A.2d 990 (Pa. Commw. 1992).
- *In the Interest of M.B.*, 686 A.2d 87 (Pa. Commw. 1996).
- *Calabro v. Department of Aging*, 689 A.2d 34 (Pa. Commw. 1997).
- *Calabro v. Department of Aging*, 698 A.2d 596 (Pa. 1997).
- *Schaffren v. Philadelphia Corporation for Aging*, 1997 U.S. Dist. Lexis 17493 (M.D. Pa., 1997).
- *Scanlon v. Department of Aging*, 739 A.2d 635 (Pa. Commw. 1999).
- *Nixon v. Com. of PA*, 789 A.2d 376 (Pa. Commw. 2001), affirmed by 576 Pa. 385 (Pa. 2003).

- *Peek v. Department of Aging*, 873 A.2d (Pa. Commw. 2005).
- *Silo v. Commonwealth*, 886 A.2d 1193 (Pa. Commw. 2005).
- *Commonwealth v. TAP Pharmaceutical Products, Inc.*, 885 A.2d 1127 (Pa. Commw. 2005).
- *Christian Street Pharmacy v. Department of Aging—unreported Commonwealth Court Opinion—May 30, 2007.*
- *Christian Street Pharmacy v. Pa. Department of Aging*, 946 A.2d 798 (Pa. Commonwealth Court, April 10, 2008).
- *Commonwealth v. TAP Pharmaceutical Products, et al.*, 212 MD 2004
- *Commonwealth v. Janssen Pharmaceutical Inc.* Philadelphia Court of Common Pleas, Case #002181

#### INTERNAL GUIDELINES:

#### PHARMACEUTICAL PROGRAM (PACE)

Contact: PACE Compliance Division (717) 787-7313

#### PACE PROVIDER BULLETINS: 2011

- January 4, 2011—Medicare Part D Partner Plan Assignments: PACE, CRDP and SPBP Programs solicit qualified Prescription Drug Plans who are interested in partnering with the Program to provide a coordinated benefit.
- January 6, 2011—Medicare Part D Additional Cardholders: Enclosed is an additional list of Medicare Part D cardholders.
- January 14, 2011—Part D Partner Plan Update: Wellcare PCN.
- January 21, 2011—Other Payer BIN: When submitting a claim to PACE/CRDP/SPBP as the secondary payer, be sure the BIN entered in the primary claim is the same as the BIN entered in the COB segment.
- January 28, 2011—Part D Primary Plan Edit: Effective Tuesday, February 1, 2011, claims billed to the cardholder's incorrect primary plan will deny with NCPDP Reject Code 7C—Missing/Invalid Other Payer ID.
- April, 2011—Non-Participating Manufacturer: Effective April 1, 2011, Fresenius Medical Care, labeler code 49230, has terminated its manufacturer's rebate agreement with the Commonwealth.
- May 16, 2011—Same Cycle Voids: The PACE processing system will be implementing a change effective October 1, 2011, affecting claims paid and voided with the same processing cycle.
- May 16, 2011—Chain Provider Voids: The PACE Processing system will be implementing a change effective October 1, 2011, that may impact chain providers.

#### PACE PROVIDER BULLETINS: 2010

- January, 2010—2010 Medicare Part D Partner Plans: PACE is conducting its annual assignment of cardholders into Part D partner plans.
- February 1, 2010—New PACE Cardholder ID Number: Beginning March 4, 2010, PACE will be mailing new PACE Cards to all current PACE/PACENET members.

- February 2, 2010—NEW PACE/PACENET CARD: All Cardholders will receive a new PACE/PACENET card and ID number. Effective Tuesday, May 4, 2010, only the new PACE/PACENET ID will be accepted. The old number will reject with the NCPDP error 07 M/I Cardholder ID number.
- February 19, 2010 New Edits: Effective February 23, 2010, PACE will implement the following edits:...
- March 1, 2010 New PACE/PACENET Card Implementation Revision: The PACE/PACENET card implementation has been delayed until April.
- March 10, 2010—CMS Termination of Fox Insurance: Effective March 9, 2010, CMS terminated Fox Insurance as a Medicare Part D plan.
- March 29, 2010—PPI EDIT: Effective Tuesday March 30, PACE will implement a PPI edit for cardholders enrolled in either MemberHealth Community CCRX or Ovations AARP Rx Saver plans.
- April 9, 2010—Osteopathic Assistants (OA's): The State Board of Osteopathic Medicine has amended its regulations whereby the supervising physician may delegate to the physician assistant (Osteopathic Assistant) the prescribing, dispensing, and administering of drugs and therapeutic devices.
- April 23, 2010—Osteopathic Assistants (OA's): As stated in the previous bulletin, the State Board of Osteopathic Medicine amended its regulations whereby the supervising physician may delegate to the physician assistant (Osteopathic Assistant) the prescribing, dispensing and administering of drugs and therapeutic devices.
- June 7, 2010—NEW PACE/PACENET CARD EDIT: The new PACE/PACENET card mailing has been completed. Distribution of pharmacy cardholder lists was completed in early April.
- June 11, 2010—New PACE/PACENET Card NCPDP Error 07.
- June 21, 2010—340B Pricing: Providers are advised that pharmaceuticals billed to the Commonwealth that are eligible for 340B pricing are being reviewed.
- June 24, 2010—Workers' Compensation Security Fund, Catastrophic Loss Benefits Continuation Fund Programs: All PACE Providers have been mailed packets of information inviting their participation as a pharmacy provider in the above mentioned Programs.
- August 23, 2010—Remittance Advice Name Change: In September the sender ID value and the electronic R/A file name will be changing.
- September 14, 2010—Prescription Imaging: The Department has reviewed the practice of scanning (imaging) a prescriber's original written order into pharmacy computer systems.
- October 1, 2010—Non-Participating Manufacturers: Effective immediately, the manufacturers and labeler codes listed below are not reimbursed by PACE.
- October, 2010—Prescription Records: The "Prescription Imaging" Bulletin dated September 14, 2010, addressed prescriptions received by the pharmacy as an "Original handwritten order."
- November 23, 2010—Propoxyphene (Darvon(r), Darvocet(r)): Xanodyne Pharmaceuticals is withdrawing propoxyphene.
- December 14, 2010—Prospective Drug Utilization Review (ProDUR) Criteria Additions: Effective December 14, 2010, the following maximum daily dose, duration, age and step therapy criteria have been added to the Department of Aging's Prospective Drug Utilization Review Program in the following drug classes.
- December 17, 2010—340B Pricing Retraction: Effective immediately the Department of Aging is withdrawing the June 21, 2010, Bulletin mandating that providers submitting claims using pharmaceuticals purchased through the 240B Drug Discount Program bill the Program a Usual and Customary price that reflected the 240B discounted price.
- December 28, 2010—Medicare Part D Partner Plans: PACE is sending lists of PACE cardholders and their Part D partner information to the cardholder's pharmacy to enable cardholder primary payer information to be updated as quickly as possible.

#### PACE PROVIDER BULLETINS: 2009

- September 23, 2009—Valid Claim Data: The May 2009, Provider Bulletins (included with this transmission) reminded providers that the responsibility for the validity of their claim data lies with them.
- July 1, 2009—MemberHealth CCRX and First Health Premier Claim Submissions: Enclosed is a list of cardholders that frequent your pharmacy and are enrolled in either MemberHealth CCRX or First Health Premier Part D Plans. This list contains the correct BIN, PCN, Member ID and Group for each member and is a duplicate of the list sent in early January.
- July 1, 2009—PACE Claim Submissions: The Pennsylvania Pharmaceutical Assistance Contract for the Elderly Program (PACE) has received bulletins forwarded by Pennsylvania pharmacy providers.
- May 29, 2009—Future Provider Notifications: As announced, this week's Remittance Advice is the last paper R/A for PACE, SPBP, CRDP, PAP and SWIF. To inform providers of Program changes or initiatives in the future, Provider Bulletins will continue to be e-mailed to pharmacy associations, chain corporate offices as well as being available on the Department of Aging's website at [www.aging.state.pa.us](http://www.aging.state.pa.us).
- May 29, 2009—Prospective Drug Utilization Review (ProDUR): Criteria Additions: The following list contains recommended initial maximum dose, maximum daily dose and duration criteria which have been added to the Department of Aging's Prospective Drug Utilization Review program in the following drug classes:
- May 29, 2009—Validity of Claim's Information: Providers are responsible for the validity of their claims' data. The PACE Provider Agreement states.
- May 15, 2009—Claim Reversal Specification Revision: PACE receives approximately 20,000 voids weekly. To insure that the PART D TrOOP (True Out Of Pocket) expenses, is calculated correctly, effective Tuesday, June 16, 2009, ALL voids / reversals for ALL Programs must include the cardholder's Program specific identification number.
- May 15, 2009—Payer Specification Sheet: COMPLIANCE: PACE Providers are responsible for the validity of their claims submissions data. PACE is receiving TrOOP (True Out Of Pocket) expense data indicating that the Patient Paid Amount field (Field 433-DX) reported to PACE is not matching the data returned by the primary payer. This discrepancy is appearing both

when the primary payer is making payment as well as during the deductible and the “donut hole.”

- May 1, 2009—Effective June 1, 2009, PACE IS GOING GREEN! The last paper Remittance Advice for PACE, CRDP, SPBP and all other Programs under the auspices of the Department of Aging will be printed May 29, 2009.
- April 11, 2008—Effective immediately, PAP will begin enrolling eligible patients into a new program.
- April 3, 2009—Other Coverage Code “6” EDIT: Effective Monday April 6, 2009, Providers submitting claims with the Other Coverage Code of “6” will have the claim(s) denied when identified as a participating pharmacy by certain plans.
- March 27, 2009—Disallowed Claims: As stated in the March 6, 2009 Provider Bulletin, PACE is currently developing an edit to ensure that the Other Coverage Code (OCC) 6 “Other Coverage Denied-Not a Participating Provider” is being used correctly.
- March 27, 2009—Pennsylvania Rx Price Finder Website: Last July, it was announced that the Commonwealth was creating a website that would permit the public to access pharmacy usual and customary pricing information.

#### **PACE PROVIDER BULLETINS: 2008**

- December 31, 2008—Medicare Part D Plans: Effective January 1, 2009, approximately 138,000 PACE/PACENET cardholders will be enrolled.
- December 26, 2008—OTHER COVERAGE CODE EDITS: The Program has found that the submission of inaccurate data accompanying certain Other Coverage Code (OCC) values is compromising the integrity of PACE data.
- November 21, 2008—PA RX PRICEFINDER: On July 22nd, the Commonwealth unveiled a website to permit the public to access usual and customary billing information. This website, [www.parxpricefinder.com](http://www.parxpricefinder.com), enables consumers to shop around and get the best price for their medications.
- November 12, 2008—PACE and EASY PRINT: A Guide to using Medicare Remit Easy Print (MREP) with PACE.
- October 31, 2008—Program Updates: For AVANDIA and ACTOS, Effective January 1, 2009, all new prescriptions.
- October 31, 2008—Program Training Information: Provider Services is currently developing a downloadable power point training presentation module that will be available to any pharmacy provider.
- October 3, 2008—PACE & E-PRESCRIBING: The number of prescribers and pharmacies utilizing e-prescribing continues to increase throughout Pennsylvania. To facilitate e-prescribing for cardholders, PACE will make eligibility data available for e-prescribing physicians beginning in November.
- March 5, 2008—2008 Part D Partner Plan List Update. To ensure that the correct Part D plan is being billed as the primary, PACE/PACENET is providing this revised cumulative list (enclosed) of all cardholders currently enrolled in the selected Medicare Part D plans who frequent your pharmacy.
- March 28, 2008—Primary Payer Edits: Effective Monday, March 31, 2008, PACE/PACENET is implementing

edits to insure providers bill the correct PACE Medicare Part D partner plan as the primary payer.

- April 11, 2008—PAPAP (Pennsylvania Patient Assistance Program) Effective immediately, PAP will begin enrolling eligible patients into a new program.
- April 25, 2008—Important Information About Prescriber NPI: On May 23, 2008, many primary prescription plans will accept only the prescriber’s NPI in Field 411-DB. PACE/PACENET, CRDP, SPBP and other programs administered by the Department of Aging will accept either the prescriber’s NPI or his/her Pennsylvania state license number. To avoid a denied claim, the correct Prescriber ID Qualifier must be entered in field 466-EZ. The Pennsylvania state license number qualifier is “13”; the NPI qualifier is “1”.
- May 2, 2008—PACENET Premium for Additional IBC Plans to be collected at Point of Sale: Effective for claims with a date of service of May 1, 2008, 6,800 PACENET cardholders enrolled in the following IBC Part D plans will have the Individual Plan’s Premium, up to the monthly premium benchmark of \$26.59, collected at the point of sale.
- May 2, 2008—Will Call Bin Spot-Check: The Department is conducting unannounced spot-checks of pharmacies’ “Will Call Bins” to insure that claims paid for by the Commonwealth of Pennsylvania have been received by the cardholder.
- May 16, 2008—Prescriber NPI: Effective Friday, May 23, 2008 PACE/PACENET, CRDP, SPBP and other programs administered by the Department of Aging will accept either the prescriber’s NPI or Pennsylvania state license number in the PRESCRIBER ID Field, number 411-DB.
- June 6, 2008—Remittance Advice Enhancement: PACE, SPBP, CRDP and all programs under the auspices of the Department of Aging are transitioning to all electronic remittance advices. When complete, this will eliminate the current paper R/A’s.

#### **Current Aging Program Directives**

- Provided below is a comprehensive list of current Aging Program Directives. Directives which do not appear on the list are no longer in effect. Current directives are as follows:

#### **Program Area 01—“Area Agency on Aging (AAA) Administration”**

- 88-01-07 Personnel Action Plan for Private Non-Profit Area Agencies on Aging (AAA)
- 91-01-01 Certification and Disclosure Regarding Lobbying
- 91-01-05 Area Agency on Aging Involvement in Corporate Eldercare Activities
- 92-01-01 Single Audit Act Audit Requirements
- 92-01-06 Minimum Standards for Governing Boards of Private Non-Profit Area Agencies on Aging
- 93-01-04 Providing AAA Funded Services to Domiciliary Care and Personal Care Home Residents
- 94-01-04 Department of Aging Heat Emergency Plan
- 95-01-09 Assessments of Persons With An “Other Related Condition” Who Are Exceptional Admissions
- 97-01-02 Accounting Manual For Area Agency on Aging Programs Updates to Accounting Manual 7/21/2005
- 00-01-04 PDA Waiver Paid Claims Reconciliation



Sections of the Home and Community-Based Service manual are currently being revised. The Department of Aging/Office of Long-Term Living (OLTL) has been working closely with the Centers for Medicare & Medicaid Services (CMS) on several waiver amendments and renewals. The two waiver renewals most recently approved by CMS—Attendant Care and Aging—are accompanied by detailed work plans and contain significant changes that require policy clarifications. Until revisions are completed, please refer to the Waiver applications for policy guidance regarding all Aging/OLTL waivers. The applications may be found at the following link: <http://www.dpw.state.pa.us/ServicesPrograms/MedicalAssistance/SuppServWaivers/>

OPTIONS Cost Sharing Scale 2011

—Functional Needs Measurement Tool Financial Resources Chart 2010

—Family Caregiver Support Program Reimbursement Benefits Chart 2010

—Family Caregiver Support Program Cost Sharing Guide

—Family Caregiver Support Program Comparison Chart

—03-01-07 HIPAA Standards for Privacy of Individually Identifiable Health Information and How the Requirements Impact the Pennsylvania Aging Network

—05-01-05 FY 2005-06 Data Submission Requirements Annual Submission Requirements  
Memo to APD # 05-01-06

—05-01-10 Indirect Cost Policy for Department of Aging Contracts

—05-01-11 Area Agency on Aging Program Income Policies

—05-01-12 FY 2005-06 Financial Reporting Requirements (FRR) Memo for APD #05-01-12

—06-01-03 Memo to APD #06-01-03  
Care Plan Review Completion of the Care Plan Review Template  
Care Plan Review Spreadsheet

—06-01-05 Program Requirements final planning allocations for the tobacco/bridge agreement for FY 2005-06

—06-01-06 Implementation of community choice rollout procedures

—06-01-08 Guidelines and approval process for authorization of environmental modification and adaptations in the PDA waiver program

—06-01-14 AAA Cost Settlement Process

—07-01-03 FY 06-07 Aging Block Grant Amendment: Final Funding Allocations Amendment to FY 06-07 Block Grant Allocations-memo

—07-01-04 Electronic Transfer of Client Specific Information

—07-01-05 AAA Program Requirements, Planning Allocation and Aging Services Block Grant Format for SFY 2007-2008

—07-01-06 Increase in Current Service Plan Cost Cap for Options

—07-01-07 FY 2008-2012 Four-Year Plan Requirements

—07-01-08 FY 2007-2008 Financial Reporting Requirements

—07-01-09 AAA Program requirements, planning allocations and reporting requirements for the PDA program agreement for FY 2007-2008 Aging Program Directive APD 07-01-09 Supplement

—08-01-01 Temporary Moratorium on Reimbursement Rates for Services

—08-01-02 Area Agency on Aging (AAA) Program Requirements, Planning Allocations and Aging Services Block Grant Format for FY 2008-2009

—08-01-02 Supp #2 2008-2009 Aging Block Grant Supplement #2: Final Funding Allocations

—08-01-03 Area Agency on Aging (AAA) Program Requirements, Planning Allocations and Reporting Requirements for the PDA Waiver Program for Fiscal Year 2008-2009 Aging Program Directive

—08-01-04 Fiscal Year (FY) 2008-2009 Financial Reporting Requirements (FRR)

—08-01-05 Fiscal Year 2008-2009 Annual Program Reporting Requirements

—08-01-08 FY 2008-2009 Annual Program Reporting Requirements (Memo)

—09-01-01 Incident Reporting APD  
Incident Reporting Q&A  
Incident Report Form

—09-01-02 Nursing Facility Clinically Eligible Clarification

—09-01-03 PDA Contract Procurement Requirements for Area Agencies on Aging

—09-01-05 Telecare Service Definitions and Standards

—09-01-06 Area Agency on Aging (AAA) Program Requirements, Planning Allocations and Aging Services Block Grant Format for SFY 2009-10

—09-01-06 Supp #2 2009-2010 Aging Block Grant Supplement #2: Final Funding Allocations

—10-01-01 Nursing Home Transition Payment

—10-01-02 Family Caregiver Support Program

—10-01-03 Area Agency on Aging (AAA) Program Requirements, Planning Allocations and Reporting Requirements for the Aging Waiver Program Agreement for FY 2009-10 Aging Program Directive

—10-01-04 Area Agency on Aging (AAA) Program Requirements, Planning Allocations and Format for FY 2010-11

—11-01-01 Area Agency on Aging (AAA) Program Requirements, Planning Allocations and Requirements for the Aging Waiver Program Agreements for FY 2010-11.

#### **Program Area 02—Home Delivered Meals**

—See APD # 06-03-01

#### **Program Area 03—Congregate Meals**

—06-03-01 Policies and Standards for the Department of Aging-Funded Nutrition Service Programs

Attachment V, Breakfast Meal Template, Five-Day Excel Version

Attachment V, Breakfast Meal Template, Seven-Day Excel Version

Attachment VI, Lunch/Dinner Meal Template, Five-Day Excel Version

Attachment VI, Lunch/Dinner Meal Template, Seven-Day Excel Version

—09-03-01 Leftover Food and Off-Site Consumption of Food/Private Pay Meals

**Program Area 04—Socialization/Recreation/Education/Health Promotion**

—96-04-01 Senior Community Center and Satellite Center Policies and Standards Revised Language for Aging Program Directive 96-04-01, Senior Community Center and Satellite Center Policies and Standards

—98-04-01 PrimeTime Health Program

**Program Area 05—Employment Services**

—07-05-01 Senior Community Service Employment Program: Eligibility Determination

—07-05-02 Fiscal Year 2007-2008 Title V Allocation, Slot Level, Fiscal Program and Reporting Requirements

—07-05-05 FY 08-09 Title V Allocation, Slot Level, Fiscal Program and Reporting Requirements

—08-05-01 Senior Community Service Employment Program (SCSEP)-Final Fiscal Year

—08-05-02 FY 2008-2009 Amended Senior Community Service Employment Program (SCSEP) Allocations and Slot Levels

—08-05-03 FY 2008-2009 Amended Senior Community Service Employment Program (SCSEP) Allocations and Slot Levels-Supplements APD# 08-05-02

—09-05-01 Senior Community Service Employment Program (SCSEP: Final FY 2008-2009 Funding Allocations)

—09-05-02 American Recovery and Reinvestment Act of 2009 SCSEP Funding Allocations

—09-05-03 Fiscal Year (FY) 2009-10 Title V Allocation, Slot Level, Fiscal, Program and Reporting Requirements  
Senior Community Service Employment Program State Plan

FY 2006-2007 Direct Care Worker Report  
FY 2007-2008 Direct Care Worker Report  
FY 2008-2009 Direct Care Worker Report  
FY 2009-2010 Direct Care Worker Report

—10-05-01 Senior Community Service Employment Program (SCSEP): Final FY 2009-2010 Funding Allocations

—10-05-02 Fiscal Year (FY) 2010-11 Title V Allocation, Slot Level, Fiscal, Program and Reporting Requirements

—10-05-03 Senior Community Service Employment Program (SCSEP) Individual

—11-05-01 Senior Community Service Employment Program (SCSEP) Policies, Sick Leave, Leave of Absences, Terminations and Grievances

**Program Area 06—Volunteer Services**

—85-06-01 Volunteer Services

**Program Area 07—Passenger Transportation Services**

—85-07-01 Policies for Transportation Services

—04-07-01 Payer of Last Resort Policy (additionally see ATAB 08-07-01)

—08-07-01 ATAB: PDA Waiver vs. DPW MATP

**Program Area 09—Legal Assistance**

—85-09-01 AAA Program of Legal Services to the Elderly

**Program Area 10—Ombudsman**

—98-10-01 Long-Term Care Ombudsman Program

—02-10-01 Implementation of Ombuds Manager

**Program Area 11—Information and Referral**

—85-11-01 Policies and Procedures for the Provision of Information & Referral Services by AAAs

**Program Area 12—Home Health**

—See APD #03-01-06

—Attendant Care Program Rate Change Memo

**Program Area 13—Personal Care**

—See APD #03-01-06

**Program Area 14—Personal Assistance Service**

—See APD #03-01-06

**Program Area 18—Medical Equipment, Supplies and Adaptive Devices**

—See APD #03-01-06

**Program Area 19—Home Support**

—See APD #03-01-06

**Program Area 20—Adult Day Care**

—See APD #03-01-06

**Program Area 22—Assessments**

—See APD #03-01-06

**Program Area 23—Care Management**

—See APD #03-01-06

**Program Area 24—Protective Services Intake/Investigation**

—See APD #05-01-01

—89 12 02 Required Standard Forms for Protective Services

—93 12 01 Protective Services Investigations

—93 12 02 Protective Services Investigations

—93 24 02 Protective Services Investigations

—97 24 01 Protective Services Report of Need and Investigation Summary and Assessment Form

—10-24-01 Protective service Reports of Abuse, Neglect, Exploitation and Abandonment For Individuals Under Age 60

**Program Area 25—Domiciliary Care**

—85-25-02 Statewide Expansion of the Domiciliary Care Program

—93-25-01 Keys amendment Implementation as it Relates to the Domiciliary Care Program

—03-25-01 Revised Domiciliary Care Agreement Forms Attachment 1 Agency/ Provider Agreement Form Attachment 2 Consumer/ Provider Agreement Form

—00 24 01 Perpetrator Designation and Notification in Protective Services Cases

—08 24 01 Passwords for Protective Service Files Attachment 2 Consumer/Provider Agreement Form

—07-25-01 2007-Domiciliary Care Supplemental Security Income State Supplement Increase and Consumer Payment Increase to Providers

—07-25-02 2008 Domiciliary Care Consumer Payment to Providers

—08-25-01 2009 Domiciliary Care Consumer Payment to Providers

—09-25-01 2010 Domiciliary Care Payment to Providers

—10-25-01 2011 Domiciliary Care Payment to Provider

#### **Program Area 29—Other**

—85-29-01 Changes in Planning and Service Area (PSA) Boundaries

—85-29-02 Generic Policies and Procedures for the Request and Consideration of Waivers of PDA Policies

—92-29-07 Advance Notice to Health Care Facilities Prior to Termination of Utility Service

—96-29-01 Statement of PDA Intent Regarding the Allocation of Funds to New AAAs

—97-29-01 Retention of Area Agency on Aging Records

—97-29-02 Emergency Operations Plan for the Department of Aging

—00-29-01 Department of Aging Energy Emergency Response Plan

—06-29-01 Memorandum of Understanding (MOU) Between Pennsylvania Department of Aging, Office of Community Services & Advocacy (OCSA) and Pennsylvania Department of Public Welfare, Office of Mental Health and Substance Abuse Services (OMHSAS)

—06-29-03 Minimum Performance Standards for the APRISE Telecenters

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### **AGRICULTURE**

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#### **POLICY STATEMENTS:**

##### **Bureau of Administrative Services**

• Right-to-Know Procedures-Public Access to Information  
Contact: Susan West (717) 787-5674

##### **Bureau of Animal Health and Diagnostic Services**

• Scrapie Containment and Eradication Strategy  
Contact: Dr. Craig Shultz (717) 772-2852

##### **Bureau of Food Distribution**

• Allowable Uses of State Food Purchase Program Capital Asset Program (CAP) Monies  
Contact: Sandy Hopple (717) 772-2693

##### **Bureau of Market Development**

• Instructions for Completion of Application for Fairs Capital Improvement Matching Funds Grant  
Contact: Frank Jurbala (717) 346-4202

• Guidelines: Agricultural and Rural Youth Grant Program Direct and Matching Grants  
Contact: Frank Jurbala (717) 346-4202

##### **Pennsylvania State Harness Racing Commission**

• Licensing Procedures and Standards for Applicants  
Contact: Daniel Tufano (717) 787-1942

##### **Pennsylvania Horse Racing Commission**

• Licensing Procedures and Standards for Applicants  
Contact: Daniel Tufano (717) 787-1942

##### **Pennsylvania State Conservation Commission**

• Pennsylvania's Nutrient Management Act Technical Manual  
Contact: Karl Brown (717) 787-8821

• Nutrient Management Program Administrative Manual  
Contact: Karl Brown (717) 787-8821

#### **GUIDANCE MANUALS:**

##### **Bureau of Animal Health and Diagnostic Services**

• Pennsylvania Animal Diagnostic Laboratory System User Guide  
Contact: Dr. Helen Acland (717) 787-8808

##### **Bureau of Food Distribution**

• Farmers Market Nutrition Program-Farmer/Vendor Procedure Manual

• Woman, Infants, and Children ("WIC") Clinic Procedure Manual

• Self Declaration of Need: Income Poverty Guidelines for TEFAP  
Contact: Sandy Hopple (717) 772-2693

##### **Bureau of Food Safety and Laboratory Services**

- rBST Labeling Information
  - Application to Install or Remodel a Milking System
  - Supplement to a Farm Refrigerated Bulk Milk Storage Tank and/or a Precooler Installation Application  
Contact: Lydia Johnson (717) 787-4315
  - Ice Manufacturing Plants Consumer Confidence Program Guidelines
  - Reduced Oxygen Packaging (ROP) Policy and Procedures for Meat, Poultry, Fish, & Seafood
  - Open Air Markets Requirements for Food Protection within a Retail Food Facility
  - Guidance and Requirements for Home Food Processors
  - Guidelines for the Preparation of Sushi Products
  - Guidelines for the Sanitary Operation of Honey Extracting Facilities
  - Guidelines for Deer Meats Donated to Food Banks by Hunters
  - Guidance for Labeling of Foods at Retail
  - Guidance Document: Permits Allowing the Sale of Raw Milk for Human Consumption
  - Guidelines: Rabbit Slaughter Operations
  - Ground Beef and Fresh Sausage Manufacturing and Labeling / Deli Labeling
  - Emergency Recovery: Power Outage, Flood, Contaminated Water Supply
  - A Guideline for the Safe Handling of Melons
  - Checklist for Mobile Food Facilities in PA
  - Checklist for Temporary Food Facilities Operating with Permanent Licenses in PA
  - Checklist for Retail Food Facilities Operating with Temporary Licenses in PA  
Contact: Sheri L. Morris (717) 787-4315
- ##### **Pennsylvania Harness Racing Commission**
- Guidelines for Medications in Racehorses  
Contact: Daniel Tufano (717) 787-1942
- ##### **Pennsylvania Horse Racing Commission**
- Guidelines for Medications in Racehorses  
Contact: Daniel Tufano (717) 787-1942
- ##### **Bureau of Plant Industry**
- Instructions for Licensing under the Pennsylvania Commercial Feed Law

- Instructions for Licensing under the Pennsylvania Fertilizer Act
- Directions for Renewing Specialty Fertilizer Registration in Pennsylvania
- Instruction for Licensing under the Pennsylvania Agricultural Liming Materials Act  
Contact: Erin Bubb (717) 772-5616
- Instructions for Licensing under the Pennsylvania Seed Act  
Contact: Charles Boettinger (717) 787-4894
- Directions for Registering Pesticides in Pennsylvania
- Experimental Pesticides Use Permits
- Grower Record Keeping Guidelines for Pesticides Applications made under an Emergency Exemption
- Instructions for Licensing under the Pennsylvania Soil and Plant Amendment Act
- Directions for Soil and Plant Amendment Registration in Pennsylvania  
Contact: Erin Bubb (717) 772-5616
- IPM for Pennsylvania Schools: A How-To Manual  
Contact: Sara Pickel (717) 772-5227
- Greenhouse IPM with Emphasis on Biocontrol  
Contact: Cathy Thomas (717) 772-5204
- Integrated Pest Management for Christmas Tree Production  
Contact: Cathy Thomas (717) 772-5204

#### **Bureau of Ride and Measurement Standards**

- Amusement Ride Operators' and Attendants' Manual  
Contact: John K. Dillabaugh (717) 787-6772

#### **Pennsylvania State Conservation Commission**

- Best Management Practices Manual for Pennsylvania Livestock and Poultry Operations  
Contact: Karl Brown (717) 787-8821
- Resource Enhancement and Protection Program (REAP)—Program Guidelines and Application  
Contact: Amy Smith (717) 787-8821
- Odor Management Guidance
- Pennsylvania Odor Management Program Technical Manual
- Odor Best Management (BMPs) for Facility Odor Management  
Contact: Karl Dymond (570) 836-2181, ext. 3030
- Guidelines for the Agricultural Conservation Technical Assistance Program
- Guidelines for the Agricultural Conservation Easement Conservation District Administrative Support Program
- Special Project Guidelines—"Building for Tomorrow" Leadership Development Program
- Special Project Guidelines—Ombudsman Program
- Special Project Guidelines—Pennsylvania Envirothon Education Scholarship Program  
Contact: Johan Berger (717) 772-4189

#### **INTERNAL GUIDELINES:**

##### **Bureau of Farmland Preservation**

- Checklist for Review of an Agricultural Conservation Easement Purchase Recommendation

- Checklist for Evaluation of a County Agricultural Conservation Easement Purchase Program  
Contact: Douglas M. Wolfgang (717) 783-3167

#### **Bureau of Food Safety and Laboratory Services**

- Summary of Enforcement Requirements for Violations of Bacterial Count, Somatic Cell Count and Antibiotic Residue Tests for Individual Milk Producer Samples
- Clarification of Enforcement Policy for a Producer Utilizing Two Bulk Milk Tanks
- Producer Record Transfer Program  
Contact: James C. Dell (717) 787-4315
- Tolerances for Egg Quality, below which a Warning Letter shall be issued to a store
- Tolerances for Egg Quality, below which Seizure of Eggs will be made at a store
- Tolerances for Egg Quality, below which Prosecution will be initiated against a store
- Tolerances for Egg Quality, below which Seizure of Eggs will be made at a plant  
Contact: Kim F. Miller (717) 787-3294
- Implementation Guidance for the Consumer Advisory Provision of the PA Food Code
- Potentially Hazardous Food Determination
- Inspection Requirement Guidelines for Farmers Markets and Stands
- Expired Food Products at Retail Sale  
Contact: Lydia Johnson (717) 787-4315

#### **Bureau of Market Development**

- Agricultural Fair Program State Premium Guideline Book  
Contact: Frank Jurbala (717) 787-6041
- Healthy Farms and Healthy Schools Program-Program Objectives  
Contact: Frank Jurbala (717) 787-6041
- PATH to Organic Program  
Contact: Frank Jurbala (717) 783-8462

#### **Bureau of Plant Industry**

- Plant Pest Act Enforcement Action Penalty Matrix  
Contact: Walt Blosser (717) 772-5205
- Fertilizer Enforcement Action Penalty Matrix  
Contact: Erin Bubb (717) 772-5216
- Soil and Plant Amendment Enforcement Action Penalty Matrix  
Contact: Erin Bubb (717) 772-5216
- Pesticide Enforcement Action Penalty Matrix  
Contact: Joseph Uram (717) 787-4843
- Seed Enforcement Action Penalty Matrix  
Contact: Charles Boettinger (717) 787-4894

#### **OTHER:**

##### **Bureau of Food Safety and Laboratory Services**

- Industry Responsibilities with respect to Broken Seals  
Contact: James C. Dell (717) 787-4316
- Hot and Cold Holding of Foods
- Guidelines for Maple Syrup Operations  
Contact: Sheri L. Morris (717) 787-4315
- A Retailer's Guide to Assuring Shelf Egg Safety & Quality

- Safe Handling of Eggs
- Safe Handling of Fresh Fruits & Vegetables  
Contact: Kim F. Miller (717) 787-3294

#### Bureau of Plant Industry

- Pennsylvania Pesticide Hypersensitivity Registration Information  
Contact: Dave Scott (717) 772-5214

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### BANKING

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Nonregulatory public documents of the Department of Banking are divided into three indexed categories listed below: Letters from Secretaries of Banking to Regulated Entities; Guidance Available Regarding Compliance with Depository Institution Statutes and Regulations; and, Guidance Available Regarding Compliance with Licensee Statutes and Regulations. The contact for all Department of Banking documents is the Office of Chief Counsel at (717) 787-1471.

#### SECRETARIES' LETTERS

The following is a historical list of letters to regulated entities from respective Secretaries of Banking providing guidance regarding compliance with statutes and regulations applicable to Pennsylvania state-chartered banking institutions, savings associations, credit unions, and nondepository institutions licensed to make mortgage and other types of loans in Pennsylvania.

##### 2011

1/27/11 Deputy Secretary's letter addresses issues regarding and provides guidance on the Small Business Lending Fund, established by the U.S. Department of the Treasury.

##### 2010

10/6/10 Deputy Secretary's Letter states that credit unions are preapproved to offer short-term, small amount loans ("STS Loans") in parity with the ability of federally chartered credit unions as authorized by the National Credit Union Administration ("NCUA") pursuant to Section 501(e)(1) and (f) of the Credit Union Code.

08/25/10 2011 Bank Holidays

##### 2009

09/18/09 2010 Bank Holidays

08/05/09 The letter provides information regarding Act 31 of 2009, House Bill 1654 (P.N. 2448), which amends Pennsylvania's existing mortgage industry licensing law, 7 Pa.C.S. Chapter 61, in order to implement the federal Secure and Fair Enforcement for Mortgage Licensing Act of 2008 (the "SAFE Act"), 12 U.S.C. § 5101 et seq.

05/29/09 Secretary's Letter asking banking institutions to show flexibility and understanding toward state employees whose incomes may be temporarily disrupted as the result of a potential budget impasse.

04/24/09 Secretary's Letter to discussing the depository institutions confidentiality provisions of the Department of Banking Code related to examination reports and enforcement proceedings.

01/08/09 Secretary's Letter regarding debt management services and debt settlement services in Pennsylvania under the Debt Management Services Act, effective February 6, 2009.

##### 2008

10/31/08 Secretary's Letter addresses questions regarding the ability of state-chartered banks, bank and trust companies and stock savings banks to participate in the United States Treasury's Capital Purchase Program in light of certain requirements contained in the Banking Code of 1965.

10/27/08 Secretary's Letter regarding recently announced programs by the U.S. Treasury and FDIC to enhance the strength of financial institutions, foster market liquidity and promote market stability.

09/09/08 2009 Bank Holidays

07/11/08 Secretary's letter provides detailed explanation of three bills signed into law by Governor Edward G. Rendell on July 8, 2008: Act 56 of 2008, House Bill 2179 (P.N. 4020), the new consolidated mortgage licensing bill (the "Mortgage Act"), Act 57 of 2008, Senate Bill 483 (P.N. 2163), which amends the Loan Interest and Protection Law (the "LIPL"), and Act 58 of 2008, Senate Bill 484 (P.N. 2251), which amends the Department of Banking Code (the "DOB Code").

04/23/08 Secretary's Letter discusses the MOU between NY, NJ and PA Department of Banking regarding regional interstate branching.

02/28/08 Secretary's Letter regarding General Assembly considering legislation to create a new licensing category for individual mortgage originators in the Commonwealth.

##### 2007

12/10/07 Secretary's Letter asking financial institutions to work to meet the credit needs of Pennsylvania heating oil dealers during the 2007-2008 winter season.

10/10/07 2008 Bank Holidays

09/14/07 Deputy Secretary's Letter addresses acceptable means by which the required annual audit of trust activities of trust companies, bank and trust companies, and savings banks and savings associations that exercise trust powers may be accomplished, as required by Section 1407 of the Banking Code.

04/13/07 Letter provides guidance on nontraditional mortgage product risks.

02/01/07 The Pennsylvania Department of Banking joins with the Federal Deposit Insurance Corporation in urging you to consider ways that your institution might choose to participate in the IRS' Volunteer Income Tax Assistance (VITA) program.

- 01/12/07 The Secretary's Letter announces the December 16, 2006 publication in the *Pennsylvania Bulletin* of a Statement of Policy which defines dishonest, fraudulent, illegal, unfair, unethical, negligent and incompetent conduct under Sections 313(a)(5) and (14) of the MB-BCEPA.
- 01/10/07 Letter announces that Pennsylvania state banking institutions and Pennsylvania national banks are hereby permitted to observe Monday, November 12, 2007, as an optional legal holiday in recognition of Veteran's Day.
- 2006**
- 10/04/06 2007 Bank Holidays
- 06/28/06 Secretary's Memo to State-Chartered Banking and Trust Institutions, Savings Associations and Credit Unions; National Banks and Federal Thrifts regarding the Rise in Reports of Fraudulent Cashier's Checks.
- 06/01/06 Secretary's Memo to State-Chartered Banking and Trust Institutions, Savings Associations and Credit Unions regarding the Influenza Pandemic Preparedness.
- 2005**
- 10/14/05 2006 Bank Holiday Schedule
- 04/13/05 Secretary's Letter states that overdraft protection programs are permissible for state-chartered depository institutions and provides guidelines for such programs.
- 2004**
- 12/1/04 The Secretary's Letter request that State and National Banks, State and Federally Chartered Savings Banks and State and Federally Chartered Savings and Loan Associations consider the difficult winter period and the effect it will have on the cash flow of over 600 heating oil dealers operating in the Commonwealth.
- 09/30/04 Pennsylvania state-chartered trust companies, bank and trust companies, and savings banks and savings associations with trust powers may engage in fiduciary activities to the same extent as national banks without notice to the Department.
- 09/23/04 Secretary's Letter on behalf of Governor Edward G. Rendell, encourage leaders of financial institutions to act with reasonable forbearance toward local governments, individuals and businesses which are experiencing financial difficulties due to the recent floods.
- 08/03/04 The Secretary's Letter informs all lenders and brokers under the jurisdiction of the Department of the Department's concerns related to the use of improperly influenced appraisals. Letter also addresses "builder exception" under the Mortgage Bankers and Brokers and Consumer Equity Protection Act.
- 03/19/04 Secretary's Letter addresses terms and conditions of "selective first payment due date" options and "deferred first payment" options that may be offered to buyers as part of installment sale contracts under the MVSFA.
- 2003**
- 9/30/03 The Secretary's Letter states that overdraft protection programs permissible for state-chartered depository institutions and provides guidelines for such programs. OCC Interpretive Letter #914
- 9/2/03 The Secretary's Letter informs all mortgage lenders and/or mortgage brokers of the restrictions regarding the use of lock-in agreements.
- 8/22/03 The Secretary's Letter reminds all motor vehicle lenders that PA law requires motor vehicle lienholders to mail or deliver the outstanding motor vehicle certificate of title to the vehicle owner immediately upon satisfaction of the respective lienholder's security interest in the vehicle.
- 8/11/03 The Secretary's Letter, informs all mortgage lenders and/or mortgage brokers of the requirement to provide the written cautionary notice disclosure to an applicant for a "covered loan" at least three business days prior to consummation of that type of mortgage loan transaction.
- 7/25/03 The Secretary's Letter discusses the terms and conditions of deferred payment programs that may be offered to buyers as part of installment sales contracts originated by licensees.
- 6/25/03 The Secretary's Letter is intended to clarify the Department's position regarding the terms and conditions of deferred payment programs that may be offered to buyers as part of installment sales contracts originated by licensees under the MVSFA.
- 6/11/03 The Secretary's Letter that requests licensees and registrants under the Check Casher Licensing Act to voluntarily adopt a policy of cashing all government-issued checks at the rate authorized for government assistance checks in Section 503(a)(1) of the Check Casher Licensing Act.
- 5/8/03 The Secretary's Letter states that the Act 207 of 2002 provides Pennsylvania state-chartered credit unions parity with federally-chartered credit unions in regard to activities, field of membership requests, and investing in credit union service organizations, subject to a notice requirement.
- 5/2/03 Secretary's Letter stating that check cashers licensed by the Department of Banking must comply with the statement of policy issued May of 1998 concerning the Check Casher Licensing Act. The statement of policy provides that check cashers should post a notice of exact fees and charges, which shall be within the maximum prescribed in the act. The notice should be in plain view and in a location readily apparent to the consumer transacting business at each check casher location.

- 5/2/03 Secretary's Letter stating that retail food stores registered with the Department of Banking must comply with the statement of policy issued May of 1998 concerning the Check Cashier Licensing Act. The statement of policy provides that check cashers should post a notice of exact fees and charges, which shall be within the maximum prescribed in the act. The notice should be in plain view and in a location readily apparent to the consumer transacting business at each check cashier location.
- 4/1/03 The Secretary's Letter discusses state-charted banks engaging in payday lending activities.
- 3/26/03 The Secretary's Letter discusses the Streamlined Call Report filing requirements.
- 2002**
- 9/23/02 The Secretary's Letter discusses that the Act 55 of 2001 definition of "Covered Loan" changes effective October 1, 2002; and that "Median Family Income" statistical estimates necessary for lenders to calculate (a) repayment ability of potential obligor under Section 512(b), and (b) whether negative amortization terms may be imposed on a potential obligor under Section 511(c), are now stated in the convenient chart attached to the letter.
- 6/3/02 Secretary's letter discusses the Pilot Program for Residential Real Estate and Small Business Loans.
- 3/15/02 Secretary's Letter announces that by virtue of publication in the March 2, 2002 *Pennsylvania Bulletin* (Vol. 32, No. 9), the Mortgage Bankers and Brokers and Consumer Equity Protection Act ("MBBCEPA") Continuing Education Regulation (the "Regulation") is now in effect for all licensees under the MBBCEPA. Therefore, all licensees must be in compliance with the requirements contained in the Regulation by June 30, 2003, in order to renew a license.
- 2001**
- 12/21/01 This letter is to set forth in writing the Pennsylvania Department of Banking (the "Department") position on issues related to the ability of a Pennsylvania state-chartered bank, bank and trust company, or savings bank ("PA Bank") under Section 322 of the Banking Code of 1965 ("Section 322"). 7 P. S. § 322.
- 10/19/01 Secretary's Letter regarding President Bush's Executive Order Blocking Property and Prohibiting Transactions with Persons Who Commit, Threaten to Commit or Support Terrorism.
- 8/17/01 Letter to announce Act 55 of 2001, the Mortgage Bankers and Brokers and Consumer Equity Protection Act. A summary of Act 55 is attached to the Secretary's letter.
- 1/4/01 Letter announces that Pennsylvania state banking institutions and Pennsylvania national banks are hereby permitted to observe Monday, November 12, 2001, as an optional legal holiday in recognition of Veteran's Day.
- 2000**
- 11/29/00 Governor Ridge signed into law as Act 89 of 2000, the Bank Parity Bill, HB 2533 of 2000 (P.N. 4073).
- 3-30-00 Pennsylvania State-chartered banks, bank and trust companies and savings banks may establish and operate messenger service branches.
- 3-23-00 Loans to Directors and Section 1414
- 1-18-00 Department's General Position on Internet Banking
- 1999**
- 8-23-99 Holidays for 2000
- 5-26-99 Letter interprets section 1414 of the Banking Code of 1965 as permitting Pennsylvania state-chartered banks, bank and trust companies, and savings banks to charge interest on loans to their executive officers to the same extent as permitted under Federal Reserve "Regulation O."
- 5-12-99 Permissible Bank Holidays for 2000.
- 5-12-99 Letter states that state-chartered banking institutions and offices of national banks located in Pennsylvania may remain open for business on January 1, 2, and 3, 2000, in order to address customers' questions and concerns regarding Year 2000 computer transaction issues.
- 1-22-99 Record Keeping Guidelines under the Mortgage Bankers and Brokers Act.
- 1-22-99 Record Keeping Guidelines under the Consumer Discount Company Act.
- 1998**
- 1-23-98 Year 2000 readiness and credit underwriting criteria for credit unions.
- 1-15-98 Year 2000 readiness and credit underwriting criteria.
- 1997**
- 8-27-97 Holidays for 1998.
- 6-9-97 Letter addresses electronic submission of Call Reports.
- 4-24-97 Letter discusses computer problems in the year 2000.
- 1-31-97 Letter regarding federal regulatory agencies having adopted a revised Uniform Financial Institutions Rating System which has been known as CAMEL.
- 1996**
- 11-25-96 Letter discusses the adjustment to the overhead assessment methodology for non-depository trust companies that it implemented in 1994.
- 4-16-96 Letter regarding authority of Pennsylvania state-chartered banking institutions to sell annuities issued by insurance companies.

- 1-26-96 Letter regarding heavy snowfall and floods having had a profound impact upon many communities in Pennsylvania and the financial hardships imposed upon your customers by this devastation.
- 1995**
- 10-10-95 Letter to Presidents of Pennsylvania State-chartered Credit Unions forwarding Investment Powers, Standards and Accounting Guidelines for Pennsylvania state-chartered credit unions as required by Section 501(b)(7) of the Credit Union Code which was amended by House Bill 2563, effective February 12, 1995.
- 7-11-95 Letter regarding Act 39 of 1995, amends the provisions of Pennsylvania's Banking Code to authorize full interstate banking and branching under Pennsylvania law and to facilitate the operations of interstate banks in Pennsylvania.
- 3-24-95 Letter regarding the Simplification and Availability of Bank Credit Act.
- 1994**
- 11-17-94 Letter to the Presidents and Chief Compliance Officers of Pennsylvania First Mortgage Companies regarding mortgage companies disbursing loan proceeds in a form prescribed by applicable law.
- 11-8-94 Letter to all Chief Executive Officers of Banks, Bank and Trust Companies, Savings Banks regarding Assets pledged for uninsured trust deposits.
- 10-13-94 Letter to the Presidents of Pennsylvania State-Chartered Credit Unions regarding automated teller machines at locations other than credit union's principal place of business.
- 10-5-94 Letter to all Chief Executive Officers of Banks, Bank and Trust Companies, Trust Companies, Savings Banks, Savings and Loan Associations regarding role change for outside auditors.
- 8-22-94 Letter to Chief Executive Officers of Pennsylvania Banking Institutions regarding bank holidays.
- 8-9-94 Letter to the Chief Executive Officers of Pennsylvania State-Chartered Banking Institutions, Savings Associations and Entities Licensed by the Department of Banking regarding enforcing the regulations of the Department of Banking Code, which provides for assessments of penalties and interest against financial institutions for failing to pay assessment and examination fees in a timely manner.
- 3-29-94 Letter to the Chief Executive Officers of Pennsylvania State-Chartered Non-Depository Trust Companies regarding the Department revising its examination/assessment billing method for non-depository trust companies.
- 1993**
- 12-9-93 Letter to the Presidents and Chief Executive Officers of Pennsylvania State-Chartered Banking Institutions regarding a new schedule for costs associated with the examination and supervision of state-chartered banks.
- 1992**
- 9-24-92 Letter to the Presidents and Chief Executive Officers of Pennsylvania State-Chartered Banking Institutions regarding evaluating the adequacy of capital and loan loss reserves separately.
- 1991**
- 9-3-91 Letter to all Motor Vehicle Sales Finance Companies discussing the problems with late delivery of certificates of title by motor vehicle lenders upon satisfaction of the existing loan. Letter states that title must be released immediately upon satisfaction of a loan.
- 8-23-91 Letter to all CEOs of Pennsylvania Chartered Savings Associations and all Pennsylvania Department of Banking Examiners clarifying its 7-29-91 interpretation of section 510 of the Savings Association Code of 1967, 7 P. S. § 6020-70(a)(3) which states that the Department will not object to and will not cite in an examination report a savings association employer for offering and providing favorable terms and rates on loans to such association's employees.
- 7-29-91 Letter to all CEOs of Pennsylvania Chartered Savings Associations and all Pennsylvania Department of Banking Examiners interpreting section 510 of the Savings Association Code of 1967, 7 P. S. § 6020-70(a)(3).
- 5-2-91 Letter to all Pennsylvania State-Chartered Banks, Savings Associations, and Credit Unions, OCC, OTS, NCUA, FDIC, Federal Reserve Board and all State Financial Regulatory Agencies informing them that Settlers Trust Savings Bank has not been and is not currently chartered to be a Pennsylvania state-chartered or federally chartered bank, bank and trust company, savings bank, or savings association.
- 1990**
- 12-3-90 Letter to the Executive Officer of the banking institution addressed: regarding the new minimum requirements for Annual Audits performed by Certified Public Accountants.
- 7-10-90 Letter to CEOs of Pennsylvania Financial Institutions informing them of an enforcement order against Mellon Bank, N.A. by the Pennsylvania Department of Insurance-re: Collateral Protection Insurance. Letter requests a summary of any existing collateral protection insurance programs to be used by the Department to assist the Department in drafting regulations to determine reasonable fees for licensees under the MVSFA.
- 7-10-90 Letter to CEOs of all Pennsylvania financial institutions informing them of the Department's opinion on the applicability of the "Anti-takeover law", Act 36 of 1990.



- 7-10-90 Letter to CEOs of all Pennsylvania Credit Unions informing them that credit unions must take immediate action in order to retain the power to indemnify their directors and volunteer officers. Also informing them that a special meeting of the board of directors should be called immediately to discuss adoption of a bylaw opting out of new provisions of the recently enacted "Anti-takeover Law", Act 36 of 1990.
- 6-11-90 Letter to CEOs and Boards of Directors of State-Chartered Credit Unions informing them that strict compliance with section 27 of the Credit Union Act, 15 Pa. C.S.A. § 12327, is required whenever a state-chartered credit union plans to merge or consolidate with any other credit union. In the future, failure to submit a merger application to the Department prior to the consummation of a merger will be viewed as a violation of law.
- 6-6-90 Letter to CEOs of state-chartered commercial banks and state-chartered credit unions informing them of the Department's opinion on the permissibility of the Federal Home Loan Bank of Pittsburgh ("FHLB/P") offering membership to other depository institutions in PA. Specifically, the FHLB/P would like to extend offers of membership to state-chartered commercial banks and state-chartered credit unions in PA.
- 5-17-90 Letter to CEOs of all Pennsylvania banking institutions informing them that the Department has recently issued an opinion regarding the impermissible collateralization of interest rate swap agreements.
- 4-30-90 Letter to all state-chartered credit unions issuing a new fee schedule for overhead assessment.
- 3-5-90 Letter to CEOs of all federally-insured state-chartered banks and S & Ls discussing the Resolution Trust Corporation, who is soliciting potential bidders for failing S&Ls. Letter requests institutions who are considering bidding to notify this Department before the bidding process begins.
- 1-18-90 Letter discusses FIRREA and additional language added to Section 222, entitled ACTIVITIES OF SAVINGS ASSOCIATIONS, which adds a new section to the Federal Deposit Insurance Act, Section 28, which states that Disclosures by Uninsured Savings Associations which are not insured by the Corporation, shall disclose clearly and conspicuously that the savings association's deposits are not federally insured.
- 1989**
- 11-1-89 Letter to CEOs of PA Banking Institutions discusses legal holidays for 1990. The Department has been advised by the Federal Reserve Banks of Philadelphia and Cleveland that it is their intention to observe Veterans' Day on Monday, November 12. The Department exercises its authority under Section 113(b)(x) that all state-chartered institutions have the option to observe Monday, November 12, 1990, as an optional holiday.
- 9-29-89 Letter lists legal bank holidays for 1990.
- 8-11-89 Letter to PA savings associations which are insured by the PSAIC regarding Financial Institutions Reform, Recovery and Enforcement Act and Section 222, entitled "Activities of Savings Associations" which requires certain disclosures be made by non-federally insured savings associations.
- 4-13-89 Letter discusses House Bill 979, Act 173 of 1988 which makes several significant changes in the Banking Code of 1965, including provisions which provide real estate investment and development authority to commercial savings banks; permit commercial and mortgage-backed securities powers; and, permit commercial and savings banks to make investments not presently permitted under statute in amounts up to 3% of assets with no more than 1% in any one investment.
- 1988**
- 11-3-88 Letter regarding survey of institutions offering low-cost checking and savings accounts.
- 11-2-88 Letter announces survey to be conducted by the Department regarding low-cost deposit accounts availability at banks and savings and loan associations.
- 10-17-88 Letter lists legal bank holidays for 1989.
- 9-30-88 Letter mailed to state-chartered banking institutions asking for a Report of Condition and Report of Income as of the close of business 9-30-88.
- 7-15-88 Letter to lenders asking them to act with forbearance toward farmers who may have been experiencing financial difficulties due to poor weather conditions.
- 6-30-88 Letter announces increase in assessments.
- 6-27-88 Letter to CEOs of bank and trust companies discusses the review of assessment fees for trust companies and trust departments. Letter asks institutions to complete a Report of Trust Assets.
- 6-3-88 Letter announces legislative amendments to sections 112, 166 & 117 of the Banking Code of 1965.
- 5-31-88 Letter to realtors discusses Senate Bill 7 of 1988, the Mortgage Bankers and Brokers Act.
- 4-6-88 Letter discusses the liquidation of TMIC Insurance Company and the need for some financial institutions to obtain alternate coverage.
- 1987**
- 12-11-87 Letter to bank and savings and loan association CEOs—re: provisions of the Uniform Commercial Code regarding full-day hours during the holidays.
- 11-4-87 Letter lists fixed and optional bank holidays for 1988.
- 8-28-87 Letter permits closing of institutions for Constitution Day celebration in Philadelphia, September 17, 1987.

- 6-24-87 Letter discusses requirements under Section 403 of the Banking Code of 1965 relating to report of condition & report of income.
- 3-23-87 Letter addressed to CEOs of all PA state-chartered banking institutions discusses Sections 1407(a) and 1407(c) of the Banking Code of 1965, which revises the minimum requirements for Directors' audits performed by CPAs.
- 2-5-87 Letter discusses permissibility of purchase or establishment of discount brokerage office subsidiaries under sections 311(b), 502(d) and 203(d) of the Banking Code of 1965.
- 1-16-87 Letter discusses Senate Bill 1389, Act No. 205 of 1986, amending various provisions of the Banking Code of 1965 (P. L. 847 No. 346) particularly § 1610 relating to fair pricing provisions.
- 1-6-87 Letter discusses permissibility of investment on mutual funds under the provision of the Banking Code of 1965, 7 P. S. § 307.
- 1986**
- 11-6-86 Letter contains a list of fixed and optional bank holidays for 1987.
- 9-30-86 Letter requests Report of Condition and Income as of September 30, 1986.
- 8-21-86 Letter discusses ownership of stock by state chartered institutions of out-of-state bank holding companies and 7 P. S. §§ 116, 311.
- 6-26-86 Letter requests Report of Condition and Income as of the close of business June 30, 1986.
- 3-17-86 Letter announces CSBS Computer Audit & Control Conference for bankers.
- 1985**
- 12-20-85 Letter requests report of condition and income for 4th Quarter of 1985.
- 12-16-85 Letter announces Martin Luther King, Jr.'s Birthday as a fixed holiday.
- 11-4-85 Letter lists all fixed and optional bank holidays for 1986.
- 9-25-85 Letter requests report of condition and income as of the close of business - 9/30/85.
- 6-14-85 Letter announces upcoming examination of all corporations licensed under Pennsylvania's Secondary Mortgage Loan Act.
- 5-31-85 Letter discusses brokered loan fraud.
- 5-16-85 Letter announces "Day with the Secretary" program.
- 4-29-85 Letter discusses requirements for directors' audits pursuant to 7 P. S. § 1407(a) and the relevant regulations.
- 4-2-85 Letter announces CSBS Computer Audit & Control Conference for bankers.
- 1-30-85 Letter announces substantive amendments to 7 P. S. § 408, House Bill No. 2453, Act No. 1984-217.
- 1984**
- 12-20-84 Letter announces staff changes in the banking bureau of the Department.
- 12-12-84 Letter discusses requirement of § 1407 of the Banking Code of 1965 regarding audit requirements.
- 11-28-84 Letter discusses increasing fees and charges for traditional financial services.
- 10-19-84 Letter announces banking legal holidays for 1985.
- 10-9-84 Letter discusses Section 105(B.1) of the Banking Code of 1965, establishment of additional offices in Pennsylvania by foreign banking organizations.
- 7-26-84 Letter discusses Senate Bill 1304, Act No. 128 of 1984, Senate Bill 1305, Act No. 129 of 1984 and amendments to § 302, § 303, § 401 of the Banking Code of 1965.
- 7-26-84 Letter discusses Senate Bill No. 1304, Act No. 128 of 1984 which amended sections 203, 306, 308, 310, 311, 404, 405, 505, 805, 908, 1415, 1609, 1910, 2002 of the Banking Code of 1965.
- 7-26-84 Letter discusses Senate Bill No. 1080, Act No. 125 of 1984 which amended sections 311, 404, 514, 610, 802, 1217, 1405, 1609, 1801 and 1809 of the Banking Code of 1965.
- 7-13-84 Letter discusses amendment to Section 1910(d) of the Banking Code of 1965, which requires directors and officers to have an audit performed of the books and affairs of the institution at least once per year.
- 6-18-84 Letter announces Department's revisions to branch application forms.
- 6-14-84 Letter discusses Banking Code of 1965, § 307—Investment Securities (other than stock) and OCC revising its interpretation of ruling 7.1100, redefining capital and surplus for the purposes of investment limitations.
- 3-5-84 Letter is a reminder of importance of making and maintaining arrangements to backup data processing equipment and provide for reconstruction of records.
- 2-23-84 Letter discusses Section 319 of the Banking Code of 1965 and variable rate consumer installment loans.
- 2-17-84 Letter discusses the technological revolution which is affecting the banking industry. The letter also announces a presentation of CSBS Computer Audit and Control Conference for Bankers to be held in Philadelphia, PA on April 23-26, 1984.
- 1-24-84 Letter discusses Section 307 of the Banking Code of 1965 and investments in shares of money market mutual funds.
- 1983**
- 12-5-83 Letter discusses annual audits of one-bank holding companies and multi-bank holding companies in compliance with Sections 1407 of the Banking Code of 1965.
- 12-1-83 Letter discusses impact of deregulation on industry.

- 10-13-83 Letter announces deletion of Section 14.1 and 14.2 from Title 10 of the Pa. Code.
- 10-7-83 Letter announces 1984 legal bank holidays.
- 4-14-83 Letter discusses Garn-St. Germain Depository Act of 1982 and preemption of state law re: alternative mortgage loans and override of 7 P. S. § 505.
- 4-12-83 Letter regarding electronic automation.
- 4-8-83 Letter regarding the Garn-St Germain Depository Institutions Act of 1982 overrides state law to the extent that it permits adjustable-rate mortgages to be made or purchased by state-chartered banks, bank and trust companies, trust companies, and private banks.
- 2-28-83 Letter discusses annual audits requirement contained in Section 17.1(a), Title 10 of the Pennsylvania Code.
- 2-15-83 Letter discusses mortgage loans requiring special consideration such as those affected by temporary unemployment of borrower.
- 2-2-83 Letter discusses Garn-St. Germain Depository Institution Act of 1982 overriding substantially equal payments requirements of Section 310 of the Banking Code of 1965.
- 1-24-83 Letter discusses exercising of compassion and forbearance in dealing with unemployed customers.
- 1-17-83 Letter discusses recent amendments to Chapter 7 of the Banking Code of 1965, as amended.
- 1-3-83 Letter concerns substantial increase in the number of institutions advertising repurchase agreements.
- 1982**
- 12-8-82 Letter discusses examination of PA Bank Holding Companies by Department.
- 11-1-82 Letter lists legal bank holidays for 1983.
- 7-30-82 Letter addressed to thrift CEOs and discusses asset restatement accounting.
- 7-2-82 Letter to MVSFA licensees discusses Act No. 160 of 1982 and maximum permissible finance charges.
- 6-4-82 Letter discusses House Bill No. 1739, Act No. 79 of 1982, which amended sections 202, 308, 311, 319, 320, 407, 504, 506, 610, 702, 703, 1414, 2004 and 1609 of the Banking Code of 1965.
- 6-4-82 Letter discusses House Bill No. 1889, Act No. 44 of 1982, which amended sections 113, 114, 115, 903, 904 and 905 of the Banking Code of 1965.
- 4-5-82 Letter announces change of policy from capital-to-deposit ratio as a measurement of capital adequacy to capital-to-assets ratio.
- 4-2-82 Letter discusses the technological revolution which is affecting the banking industry. The letter also announces a presentation of CSBS Bank Executives EDP/EFT Conference to be held in Philadelphia, April 27-28, 1982.
- 3-26-82 Letter discusses the technological revolution which is affecting the banking industry. The letter also announces a presentation of CSBS Bank Executives EDP/EFT Conference to be held in Philadelphia, April 27-28, 1982.
- 1981**
- 11-20-81 Letter lists legal bank holidays for 1982.
- 10-13-81 Letter discusses sections 702(c) and 610(c) of the Banking Code of 1965, as amended.
- 10-9-81 Letter announces CSBS Computer Audit and Control Conference for Bankers.
- 1-21-81 Notice of authorization to close banks in Philadelphia for official celebrations
- 1980**
- 11-7-80 Letter lists legal bank holidays for 1981.
- 10-28-80 Letter discusses proposed amendments to Department regulations pertaining to Legal Reserve Funds, 10 Pa. Code, Chapter 11.
- 7-7-80 Letter announces "Day with the Secretary" program.
- 6-17-80 Letter discusses Chapter 7 and Section 103 of the Banking Code of 1965, as amended, and Section 202 of the Banking Code of 1933, as amended, legal reserves of PA nonmember banks.
- 6-10-80 Letter discusses Section 318 of the Banking Code of 1965 and permissible interest computations.
- 5-29-80 Letter discusses Act No. 51 of 1980, amending various provisions of the Banking Code of 1965 (P. L. 847, No. 346).
- 3-13-80 Letter discusses proposed legislation requiring mandatory reserves to be maintained at the Federal Reserve.
- 2-14-80 Letter discusses Act No. 286 of 1980 and new requirements for CPAs.
- 2-4-80 Letter discusses conversions of PA National Banks to State Charters.
- 1-2-80 Letter discusses federal law preemption of first lien residential mortgage rate portion of Pennsylvania usury law.
- 1979**
- 11-29-79 Letter discusses whether a bank or a bank and trust company may charge the Federal Reserve discount rate plus 1% on a residential mortgage loan.
- 11-16-79 Letter discusses legal bank holidays.
- 11-1-79 Letter discusses attempts to curb inflation and to maintain stability and balance in Pennsylvania.
- 10-26-79 Letter regarding a Conference on technological revolution involving electronics.
- 10-9-79 Letter discusses Outstanding Mortgage Loans
- 10-8-79 Letter discusses Outstanding Mortgage Loans
- 10-3-79 Letter discusses to what extent PA banks may invest in mortgage-backed pass-through certificates sold by banks through an underwriting syndicate.

7-26-79 Letter discusses Outstanding Mortgage Loans.

### 1975

3-7-75 Letter discusses instructions for filing documents with the Corporation Bureau of the Department of State.

### 1966

3-4-66 Letter discusses Saturday Banking Hours.

### POLICY STATEMENTS

- 10 Pa. Code Chapter 47—Loan Modifications—Statement of Policy
- 10 Pa. Code Chapter 49—Reverse Mortgage Loans—Statement of Policy
- 10 Pa. Code §§ 13.61—13.68—Exception to Definition of “Branch”
- 10 Pa. Code § 41.3a—Calculation of Consumer Discount Company Act default charges—Statement of Policy 10 Pa. Code § 7.9—Disclosure Requirements—Statement of Policy
- 10 Pa. Code Chapter 81—Check Cashers—Statement of Policy
- 10 Pa. Code § 13.51—Simplification and Availability of Bank Credit—Statement of Policy
- 10 Pa. Code Chapter 48—Mortgage Loan Business Practices—Statement of Policy

### INDEX OF GUIDANCE AVAILABLE REGARDING COMPLIANCE WITH DEPOSITORY INSTITUTION STATUTES AND REGULATIONS

The following is a list of applications and instructions to assist depository institutions in complying with various provisions of the statutes and regulations respectively applicable to Pennsylvania state-chartered banking institutions, thrift institutions, and credit unions.

#### • *Branch Applications:*

DeNovo Branch—Bank, Savings Association, Credit Union, Non-Depository Trust Company

Purchase of Assets/Assumption of Liabilities—Bank, Savings Association

Remote Service Facility—Savings Association

Branch Relocation—Bank, Savings Association

Relocation of Main Office—Savings Association

Branch Discontinuance—Bank, Savings Association

Foreign Bank Office

#### • *Conversions*

National Bank to State Bank

Savings Association to Savings Bank

Mutual Savings Bank to Stock Savings Bank

Mutual Savings Association to Stock Savings Association

Federal Credit Union to State Credit Union

#### • *Mergers*

Banks

Savings Associations

Credit Unions

#### • *Charters*

Bank

Interim Bank

Savings Association

Interim Savings Association

Credit Union

Non-Depository Trust Company

#### • *Dissolutions*

Savings Associations

Bank

#### • *Intrastate Acquisitions*

Bank Holding Company

Thrift Holding Company

#### • *Interstate Acquisitions*

Thrift Holding Company

#### • *Other*

Change In Bank Control—Individuals

Mutual Holding Company Reorganizations

Trust Department—Bank, Savings Association

Bank Subsidiary and Parity Notice

### INDEX OF GUIDANCE AVAILABLE REGARDING COMPLIANCE WITH LICENSING STATUTES AND REGULATIONS

Instructions for license applications and Guidelines for compliance are available regarding each of the following statutes and, to the extent that regulations have been promulgated, their respective underlying regulations:

- Consumer Discount Company Act,
- Debt Management Services Act,
- Money Transmitter Act,
- Motor Vehicle Sales Finance Act,
- Pawnbrokers License Act,
- Check Cashers Licensing Act,
- Credit Services Act, and
- Mortgage Licensing Act

In addition to the above indices, the Department of Banking maintains interpretive letters addressing the applicability of statutes and regulations administered by the Department of Banking to specific fact patterns. The Department may provide a summary of the Department's position on a particular issue or a redacted interpretive letter when appropriate in response to particular questions previously addressed by the Department, in order to assist the public and members of the lending industry in complying with laws administered by the Department. The Department of Banking will continue to issue interpretive letters on a case by case basis when appropriate regarding new issues raised by persons requesting such interpretive information.

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### BOARD OF PARDONS

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No report to submit at this time

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### COMMUNITY & ECONOMIC DEVELOPMENT

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#### I. POLICY STATEMENTS:

##### Center for Business Financing Loans:

Machinery and Equipment Loan Fund

Pennsylvania Industrial Development Authority

Kevin Rowland (717-787-6245)

**Center for Private Financing**

Private Activity Bonds  
Gail Wagner (717-783-1109)

**Operations Center**

Community Revitalization Program  
Fritz Smith (717-787-7402)

**II. GUIDANCE MANUALS:****Business Assistance Office**

Business Financing Programs  
Customer Service: 1800-379-7448 or 717-787-3405

**Center for Entrepreneurial Assistance**

Entrepreneurs Guide: Starting and Growing a Business in Pennsylvania  
Brenda Scott (1-800-280-3801)

**Governor's Center for Local Government Services**

2007-08 Annual Report for Governor's Center for Local Government Services  
2008-09 Annual Report for Governor's Center for Local Government Services  
2009-10 Annual Report for Governor's Center for Local Government Services  
Administering Police Services in Small Communities Auditor's Guide  
Borough Council Handbook  
Borough Mayor's Manual  
Boundary Change Procedures  
Chart of Accounts  
Citizen's Guide to Local Government  
City Government in PA Handbook  
Councils of Governments Directory  
Councils of Governments Director's Handbook  
COG Director's Handbook  
Debt Management Handbook  
Elective Office in Local Government  
Financial Monitoring Workbook  
Fiscal Management Handbook  
Flood Plain Management Regulations  
Home Rule in Pennsylvania  
Insurance Primer for Municipal Officials  
Intergovernmental Cooperation Handbook  
Local Government Regulation of Wireless Telecommunications Facilities  
Local Taxpayers Bill of Rights and Real Property Tax Payer Programs under Act 50 of 1998  
Manual for County Chief Clerk's/Administrator  
Manual for County Commissioners  
Manual for Municipal Secretaries  
Model Hiring Manual for Pennsylvania Municipalities  
Municipal Authorities in Pennsylvania  
Municipal Pension Handbook  
Municipalities Financial Recovery Act  
Open Meetings/Open Records  
Public Works Manual  
Purchasing Handbook  
Records Management—Retention Schedules  
Referendum Handbook  
Regional Police Services in Pennsylvania  
Risk Manager's Insurance Guide  
Solicitor's Handbook  
Tax Collector's Manual  
Taxation Manual  
Township Commissioner's Handbook  
Township Supervisor's Manual

**Planning Series**

Municipalities Planning Code  
No. 1—Local Land Use Controls In Pennsylvania

No. 2—The Planning Commission  
No. 3—The Comprehensive Plan  
No. 4—Zoning  
No. 5—Technical Information on Floodplain Management  
No. 6—The Zoning Hearing Board  
No. 7—Special Exceptions, Conditional Uses and Variances  
No. 8—Subdivision and Land Development  
No. 9—The Zoning Officer  
No. 10—Reducing Land Use Barriers to Affordable Housing  
Growing Smarter Toolkit: Catalog of Financial and Technical Resources  
Planning for Agriculture  
State Planning Board's 2006 Report  
Denny Puko (1-888-223-6837)  
2010 State Land Use and Growth Management Report

**Act 32 Related Publications**

Act 32 EIT Best Practices Report  
Weighted Vote Calculation Guide  
Residency Certification Form

**Municipal Code Fiscal Related Publications**

Annual Audit and Financial Report  
County Annual Financial Report

**Center for Community Financing**

CDBG Grantee Monitoring Systems  
CDBG Grantee Performance Evaluation Report Handbook  
Civil Rights Manual  
Economic Development Handbook  
Environmental Review Guide  
Housing Rehabilitation Guide  
Labor Standards Handbook  
New Users Integrated Disbursement and Information System (IDIS) Manual  
Procedures for Closeout of Contracts  
Procurement/Contract Guide  
Sample Construction Contract Documents  
Section 3 Plan and Program Guide  
Section 108 Loan Program Guidelines  
Section 108 Loan Program Standards for Financial Underwriting  
Special Assessments Guide  
Donna Enrico (717-720-7343)  
Lauren Atwell (717-720-7402)

**III. DECISIONS:**

None.

**IV. INTERNAL GUIDELINES:****Center for Business Financing****Grants Division:**

Customized Job Training Program  
Guaranteed Free Training Program (WEDnet)  
Partnerships for Regional Economic Performance (PREP)  
Commonwealth Financing Authority—Local Share Account Fund  
(Gaming Funds) Luzerne County  
Community Financing Authority—Local Share Account Fund  
(Gaming Funds) Monroe County  
Local Share Account Fund (Gaming Funds) Washington County  
Opportunity Grant Program  
Commonwealth Financing Authority—Solar Energy  
Lynne Ruby (717-787-7120)

**Loans Division:**

Commonwealth Financing Authority—First Industries/Agriculture/MELF  
 Commonwealth Financing Authority—First Industries/Tourism/MELF  
 Machinery and Equipment Loan Fund  
 Pennsylvania Industrial Development Authority  
 Kevin Rowland (717-787-6245)

**Site Development Division:**

Commonwealth Financing Authority—Alternative & Clean Energy  
 Commonwealth Financing Authority—Business in Our Sites  
 Commonwealth Financing Authority—PennWorks  
 Commonwealth Financing Authority—Building PA  
 Commonwealth Financing Authority—H2O PA  
 Commonwealth Financing Authority—Renewable Energy  
 Infrastructure and Facilities Improvement Program  
 Industrial Sites Reuse Program  
 Infrastructure Development Program  
 Keystone Opportunity Zone  
 Brian Eckert (717-787-7120)

**Small Business Financing Division:**

Commonwealth Financing Authority—First Industries/Small Business  
 First Program  
 Community and Economic Development Loan Program  
 Export Financing Program  
 Pollution Prevention Assistance Account  
 Small Business First  
 Commonwealth Financing Authority—High Performance Building  
 Jared Lucas (717-783-5046)

**Tax Credit Division:**

Educational Improvements Tax Credits  
 Job Creation Tax Credit Program  
 Pre-Kindergarten Tax Credit Business Guidelines  
 Jim O'Donnell (717-787-7120)

**Center for Private Financing**

Pennsylvania Community Development Bank Business Plan  
 Accreditation Standards  
 Capacity Building Grants  
 State Accreditation Guidelines and Application Underwriting  
 Business Opportunities Fund  
 Pennsylvania Capital Access Program  
 Steve Drizos (717-783-1109)

Commonwealth Financing Authority  
 Tax Increment Financing Guarantee Program  
 Brian Deamer (717-783-1109)  
 First Industries Tourism Loan Guarantee Program  
 First Industries Agriculture Loan Guarantee Program  
 Second Stage Loan Program  
 Craig Petrasic (717-783-1109)

Pennsylvania Economic Development Financing Authority  
 Conventional Bond Financing Taxable  
 Exempt Facility & Small Issue Bonds  
 Industrial Development Fund Financing  
 Revenue Bond & Mortgage Program  
 Gail Wagner (717-783-1109)  
 Taxable and Tax-Exempt Bond Financing  
 Craig Petrasic or Brian Deamer (717-783-1109)

**Community Affairs and Development**

Appalachian Regional Commission  
 Neil Fowler (717-214-5395)

**Local Government Services Center**

Early Intervention Program  
 Harry Krot (1-888-223-6837)  
 Floodplain Management  
 Dan Fitzpatrick (1-888-223-6837)  
 Local Government Capital Project Loan Program  
 Harry Krot (1-888-223-6837)  
 Municipalities Financial Recovery Act Program  
 Fred Reddig (1-888-223-6837)  
 Regional Police Assistance Program  
 Ron Stern (1-888-223-6837)  
 Shared Municipal Services Program  
 Harry Krot (1-888-223-6837)  
 Tax Collector Training, Examination, Qualification and Continuing Education Program  
 Madra Clay (1-888-223-6837)

**Center for Community Financing**

Community Development Block Grant Program—Guidelines and Application Kit  
 Community Development Block Grant—R Program  
 Emergency Shelter Grant Program—Guidelines and Application Kit  
 Growing Greener II  
 Homeless Prevention and Rapid Re-housing Program—County Housing Partnerships  
 Homeless Prevention and Rapid Re-housing Program—Underserved Populations & Pilot Initiatives and Legal Services  
 Housing and Redevelopment Assistance  
 HOME Investment Partnerships Program—Guidelines and Application Kit  
 Land Use Planning and Technical Assistance Program  
 Neighborhood Stabilization Program  
 New Communities Program (Elm Street, Main Street, Enterprise Zone)  
 PA Accessible Housing Program  
 Section 108 (of the Housing & Community Dev. Act) Loan Guarantee Program  
 Ed Geiger (717-787-5327)  
 Community Services Block Grant Directives  
 Community Services Block Grant Program  
 Community Services Block Grant—R Program  
 Community Services Block Grant Discretionary Grants—Guidelines  
 Family Savings Account Program  
 Family Savings Account Program Directives  
 Neighborhood Assistance Program—Guidelines  
 Neighborhood Assistance Enterprise Zone Tax Credit Program—Guidelines  
 Neighborhood Assistance Program Special Program  
 Priorities—Guidelines  
 Neighborhood Partnership Program  
 Neighborhood Partnership Program—Guidelines  
 Vicki Lori (717-720-7432)

**Office of International Business Development**

Export 2000 Block Grant  
 Alain Mortha (717-720-7380)  
 Market Access Grant  
 Paige Pynos (717-214-5452)  
 Regional Investment Marketing Grant  
 Amy Zecha (717-720-7339)

**Technology Investment Office**

Agile Manufacturing  
 Tom Palisin (717-720-1396)

Alternative Energy Investment Program  
Ben Franklin Technology Partners  
Wendy Sweigart (717-720-1373)  
Bona Fide Request Program  
Broadband Outreach and Aggregation Fund  
Business Attraction and Retention Program  
Tony Marsico (717-214-5828)  
Commonwealth Financing Authority  
New PA Venture Investment Program  
New PA Venture Guarantee Program  
Sheri Collins (717-346-7046)  
Keystone Innovation Zone Program  
Sheri Collins (717-346-7046)  
Keystone Innovation Grants  
Sheri Collins (717-346-7046)  
Keystone Innovation Starter Kits  
Colton Weber (717-220-1393)  
Life Sciences Greenhouse Program  
Steve Fishman (717-720-1359)  
Pennsylvania Infrastructure Technology Alliance  
(PITA)  
Pennsylvania Industrial Resource Center Program  
Tom Palisin (717-720-1396)  
Pennsylvania Technical Assistance Program  
(PennTAP)  
Sheri Collins (717-346-7046)  
Pittsburgh SuperComputing Center  
Wendy Sweigart (717-720-1373)  
Powdered Metals Initiative  
Tom Palisin (717-720-1396)  
Research and Development Tax Credit Program  
Colton Weber (717-720-1393)  
Technology Fund Investment  
Steve Fishman (717-720-1359)  
Technology Collaborative  
Technology Development Grant  
Sheri Collins (717-346-7046)  
University Research Grant  
Colton Weber (717-720-7393)  
Workforce Leadership Grants  
Tom Palisin (717-720-1396)

#### **Travel, Film, and Economic Development Marketing Office**

Cultural Activities  
Cultural Exhibitions and Expositions Program Guidelines  
Cultural Preservation Assistance Grant Guidelines  
PA Tourism Office Grant Programs for Destination Marketing Organizations  
Tourist Accredited Zoos  
Film Tax Credit Guidelines  
Film Regional Office Program Guidelines  
Janice Collier (717-720-1312)

#### **Energy Conservation & Weatherization**

Weatherization Program Guidelines  
Weatherization Program Directives  
Lynette Praster (717-787-3003)

#### **V. OTHER**

##### **Center for Community Financing**

Consolidated Plan  
Ed Geiger (717-787-5327)

##### **Energy Conservation & Weatherization**

ARRA Weatherization State Plan  
Regular DOE Weatherization State Plan  
Lynette Praster (717-787-3003)

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## CONSERVATION AND NATURAL RESOURCES

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### **POLICY STATEMENTS:**

#### **Bureau of Forestry**

State Forest Natural Areas  
Contact: VACANT (717-787-3444)

Transfer or Exchange of State Forest Land Acquisition  
Contact: Craig Chapman (717-787-3444)

#### **Bureau of State Parks**

State Park User Fees  
Contact: David Sariano (717-787-6640)

Transfer or Exchange of State Park Land  
Contact: Robert Barth (717-787-6674)

State Park Natural Areas  
Contact: Robert Barth (717-787-6674)

#### **Bureau of Recreation and Conservation**

Land Acquisition Grants

### **GUIDANCE MANUALS:**

#### **Bureau of Forestry**

Cooperative Forest Insect Pests Suppression Program—  
Procedure for Cooperator Participation Manual County/  
Municipal Cooperator

Cooperative Forest Insect Pests Suppression Program—  
Procedure for Cooperator Participation Manual—Other  
Agency Cooperator

Cooperative Forest Insect Pests Suppression Program—  
Procedure for Cooperator Participation Manual—Forest  
Stewardship Cooperator

Cooperative Gypsy Moth Suppression Program Operating  
Procedure and Deadlines Manual  
Contact: Donald Eggen (717-948-3941)

Forest Fire Warden Manual  
Contact: Randall White (717-783-7959)

Wildland/Urban Interface Guidance Document  
Contact: Levi Gelnett (717-783-7956)

Forest Camp Lease Manual  
Right-of-Way Administration Manual  
Contact: Bob Beleski (717-783-4481)

Snowmobile Youth Safety Instructor's Manual  
Contact: Jason Hall (717-783-7941)

ATV Youth Safety Instructor's Manual  
Contact: Jason Hall (717-787-3706)

Forest Products Permit  
Contact: John Hecker (717-787-4009)

Silviculture Manual  
Contact: Scott Miller (717-772-0272)

Camping Permit  
Contact: Matt Beaver (717-783-7941)

District Forester Permit  
Contact: John Hecker (717-787-4009)

Road Use Agreement  
Contact: Bob Beleski (717-783-4481)

Special & Commercial Activities Agreement  
Contact: Matt Beaver (717-783-7941)

License for Right of Way  
Contact: David Mong (717-783-7947)

Prospecting Permit Coal & Water  
Contact: Ted Borawski (717-772-0269)

Seismic Survey Agreement  
Contact: Ted Borawski (717-772-0269)

Oil and Gas Leases  
Contact: Ted Borawski (717-772-0269)

Surface Use Agreements  
Contact: Ted Borawski (717-772-0269)

Gas Storage Leases  
Contact: Ted Borawski (717-772-0269)

Agreements of Consent to Assignments  
Contact: Ted Borawski (717-772-0269)

Coal Agreements  
Contact: Ted Borawski (717-772-0269)

Hard Mineral Agreement  
Contact: Ted Borawski (717-772-0269)

Unitization Agreements  
Contact: Ted Borawski (717-772-0269)

River Lands Gas Leases  
Contact: Ted Borawski (717-772-0269)

**Bureau of Recreation and Conservation**  
Pennsylvania Scenic Rivers Program Guidelines  
Pennsylvania Scenic Rivers Program Management Guidelines

Pennsylvania Scenic Rivers Program Eligibility Process and Criteria  
Contact: Terry Hough (717-783-2712)

Community Conservation Partnerships (C2P2) Grant Manual and Forms  
A Guide to Funding Recreation and Conservation Projects  
Contact: Greg Gove (717-783-2662)

Heritage Area Program  
Contact: Vanyla Tierney (717-783-5877)

Pennsylvania Greenways and Trail Program  
Contact: Diane Kripas (717-772-1282)

Pennsylvania Recreational Trail Program  
Contact: Vanyla Tierney (717-783-5877)

#### **Bureau of State Parks**

Boat Docks  
Rights-of-Way and Antenna Sites  
Marina Manuals  
Contact: Lori Nygard (717-787-8800)

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### **EDUCATION**

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#### **POLICY STATEMENTS:**

##### **State Board of Education**

- Statement of Policy—Accrediting Organizations  
Contact: Karen Molchanow (717-787-3787)
- Statement of Policy—NOCTI as an Alternative Pathway to Meeting High School Graduation Requirements  
Contact: Karen Molchanow (717-787-3787)
- Statement of Policy—Keystone Exams—Local Assessment Option  
Contact: Karen Molchanow (717-787-3787)

##### **Bureau of Teaching and Learning-School Services Unit**

- Secretary of Education's Plan to Require and Assist Each School District to Establish and Maintain a Program of Appropriate Counseling and Support Services to Students Experiencing Problems Related to the Use of Drugs, Alcohol and Dangerous Controlled Substances
- BEC Drug and Alcohol Education, Counseling, and Support Services; 24 P. S. § 15-1547  
Contact: Russ Alves (717-783-6777)

- Basic Education Circular Education for Homeless Youth; 42 U.S.C. § 11431 et seq.  
Contact: Sheldon Winnick (717-772-2066)
- Basic Education Circular Pregnant & Parenting Teen; 24 P. S. § 13-1327  
Contact: Jennifer Brinley (717-346-9399)
- Basic Education Circular Alternative Education for Disruptive Youth (Available on the website.)  
Contact: Drew Schuckman (717-705-6908)
- Charter School Application (on PDE Website)
- Cyber Charter School Application (on PDE Website)
- Pennsylvania Charter School Annual Report (on PDE Website)
- Competitive Charter School Federal Grant Program (on PDE Website)
- Competitive PA Charter School Planning Grants-Guidelines and Application Forms (on PDE Website)
- Cyber Charter Schools Review (On PDE Website)  
Contact: Marlene Kanuck (717-783-9294)

##### **Bureau of School Leadership and Teacher Quality**

- Pennsylvania Department of Education Standards, Policies and Procedures for State Approval of Certification Programs and for the Certification of Professional Educators for the Public Schools of Pennsylvania  
Contact: Christina Baumer (717-783-6720)
- Certification and Staffing Policies and Guidelines Regarding Education Certification and Staffing Requirements for Public Schools  
Contact: Barbara Seifert (717-772-4508)
- Policy on Evaluation Procedure for Certificate of Preliminary Education Evaluation of Credentials
- Commonly Asked Questions on Act 48
- Memorandum to inform school entities of Computer Education Guideline
- Memorandum to inform school entities of Emergency Permits
- Memorandum to inform school entities of Emergency Permit Updates and Revised 338E Form
- Memorandum to inform school entities of Emergency Permit Electronic Processing for Day-to-Day Substitute Teachers
- Memorandum to inform school entities of English as a Second Language: General Policies and Competencies
- Memorandum to inform school entities of Education Resolutions for No Child Left Behind Legislation
- Memorandum to inform colleges/universities of Test Rules for 2002-2003
- Notice to inform Out-of-State Certificate Candidates of Chapter 354 Regulations Regarding GPA and Math/English Requirements
- Notice to Inform State Board Resolutions for Interstate Agreement and Replacement of PLT
- Memorandum to inform school entities of certification updates regarding ESL, Act 48 and TIPS website (March 4, 2004)
- Memorandum to inform school entities of certification updates regarding Act 48 four-year notices and American Board certification (April 23, 2004)
- Memorandum to inform school entities of change to payment method for application fees (July 30, 2004)
- Memorandum to inform school entities of Instructional Level II application requirements (September 2, 2004)
- Memorandum to inform school entities of requirement of official transcripts with certification applications (October 26, 2004)
- Memorandum to inform school entities of American Board for Certification of Teacher Excellence (January 6, 2005)
- Memorandum to inform school entities of procedures to update educator addresses with PDE (April 26, 2005)



- Memorandum to inform school entities of Act 36 procedures for requesting substitute teachers (May 9, 2005)
- Memorandum to inform school entities of revision to CSPG #61 for Special Education N-12 (May 10, 2005)
- Memorandum to inform school entities of Act 48 deadline extension (August 4, 2005)
- Memorandum to provide clarification to school entities on official transcript requirements with certification applications (September 22, 2005)
- Memorandum to inform school entities of new on-line teacher certification application system (October 14, 2005)
- Memorandum to inform school entities that Reading Specialist certification will no longer be available as an “add-on” area (November 29, 2005)
- Memorandum to inform school entities of extension of deadline to apply for Reading Specialist certification as an “add-on” (March 2, 2006)
- Memorandum to inform school entities of procedures for applying for Level II certification (March 22, 2006)
- Memorandum to inform school entities and Pennsylvania teacher preparing colleges/universities of revisions to fee structure for all Pennsylvania certification applications (May 23, 2006)
- Memorandum to inform school entities of Vocational Certification Staffing Policies and Guidelines (August 27, 2007)
- Memorandum to inform school entities of updated procedure for applying for Letter of Equivalency for Master’s Degree (October 25, 2007)
- Memorandum to Pennsylvania teacher preparing colleges/universities and school entities regarding revisions to CSPG No. 21—Testing (May 30, 2008)
- Memorandum to school entities regarding revisions to CSPG No. 13—Emergency Permits (June 17, 2008)
- Praxis Composite Score (March 10, 2009)
- Speech and Language Praxis Content Test (February 24, 2009)
- Emergency Permit Reminders (June 4, 2009)
- Acceptance of Mathematics and English Requirements When No Credit is Awarded (June 9, 2009)
- Vocational Instructional Programs—78 Credit Requirement (July 2009)
- CSPG No. 45—Foreign World Languages (July 1, 2009)
- CSPG No. 5—Evaluation of Credentials for Individuals Prepared Outside of the United States (July 1, 2009)
- Revisions to CSPG No. 5 and CSPG No. 6 (August 21, 2009)
- New Teacher Certification Fees Notification (March 5, 2010)
- Level II Conversion (April 30, 2010)
- Emergency Permit Processing (May 28, 2010)
- Instructions for Emergency Uploads for 2010-2011 School Year (June 29, 2010)
- Certification and Staffing Policy Guidelines Updates (July 15, 2010)
- Certification Application Processing (August 23, 2010)
- Development of New Testing Program (December 20, 2010)
- Updates and Reminders on Submitting Certification Applications (February 10, 2010)
- New Test Development (February 10, 2010)
- Certification Testing Updates (March 23, 2010)
- Development of New Testing Program (April 15, 2011)
- Administrative Certification and the PIL Induction Requirement (May 4, 2011)
- Memorandum to Pennsylvania teacher preparing colleges and universities announcing six new Praxis series assessments for beginning teachers effective November 1, 1997 and the qualifying scores for these assessments.
- Memorandum to teacher preparing colleges and universities providing instruction and policies for the use of new application forms for professional educator certification.
- Memorandum to provide for new processing procedures for Emergency Certificates.
- Memorandum to Pennsylvania teacher preparation institutions announcing changes to the Pennsylvania Certification Testing program effective September 1, 2001.
- Memorandum to Pennsylvania teacher preparing institutions announcing changes to major reviews and changes to the Pennsylvania Teacher Testing Program for the 1998—99 program year.
- Memorandum: Important Notice on Tests Required (March 2000)
- Memorandum: Important Notice on Tests Required (March 2001)
- Memorandum: Important Notice on Tests Required (April 2001)
- Guidelines for Reporting Pennsylvania Institutions of Higher Education Responses to Title II, Section 207 of the Higher Education Act of 1998 & General Standards for the Institutional Preparation of Professional Educators—Chapter 354
- Memorandum: Important Notice Regarding Title II, Section 207 of the Higher Education Act of 1998.
- Professional Educator Memorandum—01 (February 2001) Guide to Interpreting Chapter 354
- Professional Educator Preparation Memorandum—02 (July 27, 2001)
- Professional Educator Preparation Memorandum—03 (September 18, 2001)
- Professional Educator Preparation Memorandum—04 (December 7, 2001)
- Professional Educator Preparation Memorandum—05 (February 20, 2002)
- Professional Educator Preparation Memorandum—06 (November 12, 2002)
- Professional Educator Preparation Memorandum—07 (May 19, 2003)
- Professional Educator Preparation Testing Memorandum—01 (January 22, 2002)
- Professional Educator Preparation Testing Memorandum—02 (April 29, 2002)
- Professional Educator Preparation Testing Memorandum—03 (May 30, 2002)
- Professional Educator Preparation Testing Memorandum—04 (January 10, 2003)
- Professional Educator Preparation Testing Memorandum—05 (August 25, 2003)
- Professional Educator Preparation Testing Memorandum—06 (November 21, 2003)
- Professional Educator Preparation Testing Memorandum—07 (July 12, 2004)
- Professional Educator Preparation Testing Memorandum—08 (April 29, 2005)
- Memorandum to Pennsylvania teacher preparing colleges/universities regarding Chapter 49 proposed changes to Early Childhood, Elementary and Special Education guidelines (September 20, 2005)
- Professional Educator Program Memorandum #10—GPA Requirements (January 24, 2006)
- Memorandum to provide Pennsylvania teacher preparing colleges/universities with information on initial program reviews (August 31, 2006)

Contact: Barbara Seifert (717-772-4508)

- Memorandum to inform Pennsylvania teacher preparing colleges/universities of criminal history records amendment to 24 PS 1-111 (September 6, 2006) Memorandum to Pennsylvania teacher preparing colleges/universities regarding Title II foreign language test results reporting (October 30, 2006)
- Memorandum to Pennsylvania teacher preparing colleges/universities regarding FBI background check requirements (November 27, 2007)
- Memorandum to Pennsylvania teacher preparing colleges/universities providing notes to include on student advisement sheets in catalogs regarding State Board of Education adopted changes that affect teacher certification programs (March 31, 2008)
- Memorandum to Pennsylvania teacher preparing colleges/universities regarding the release of the PIL Invitation to Qualify (April 16, 2008)
- Memorandum to Pennsylvania teacher preparing colleges/universities and school entities announcing release of the new guidelines for grades 4-8 (April 18, 2008)
- Memorandum to Pennsylvania teacher preparing colleges/universities and school entities announcing release of new Pre-k through 4th Grade guidelines (May 2, 2008)
- Memorandum to Pennsylvania teacher preparing colleges/universities and school entities announcing release of new Special Education and ELL guidelines (May 6, 2008)
- Memorandum to Pennsylvania teacher preparing colleges/universities and school entities announcing release of new Special Education Guidelines (June 13, 2008)
- Chapter 49 Conferences Summary Report (October 28, 2008)
- Background Check Information—Adding New Users (December 11, 2008)
- ELL Resource (August 13, 2009)
- ELL Terminology (August 13, 2009)
- Standard Deviation 2.8 GPA (October 7, 2009)
- Math and English Requirements AP Course—Testing (October 7, 2009)
- Electronic Application Upgrades (January 22, 2010)
- Testing Memo 15—Updated Tests (January 25, 2010)
- Re-Test Program for Praxis I and II (February 9, 2010)
- Raising GPA with 12 Graduate Credits (February 17, 2010)
- New Certification Fees (March 11, 2010)
- Recommendations for Level I Certification (April 27, 2010)
- Testing Memo (July 14, 2010)
- Testing Memo—Updated Tests (September 13, 2010)
- Reporting on Certification Preparation Programs for Academic Year 2009-2010 (September 27, 2010)
- Autism Guidelines (October 6, 2010)
- Changes to PreK-4 and 4-8 Programs Due to TAOC Articulation (March 31, 2011)  
Contact: Christina Baumer (717-783-6720)
- Memorandum to inform school entities of making 2002-2003 date on highly qualified teachers in Pennsylvania available to all local school entities (October 17, 2003)
- Memorandum to inform school entities of reporting data on the Highly Qualified Teachers—State Report Card (November 10, 2003)
- Memorandum to inform school entities of guidelines for Bridge I and Bridge II Highly Qualified Designation (March 9, 2005)
- Memorandum to inform school entities of NCLB requirements for elementary level special education teachers (March 10, 2005)
- Memorandum to Pennsylvania teacher preparing colleges/universities regarding special education candidates who will be affected by the academic content requirements contained within the No Child Left Behind Act. (March 28, 2005)
- Memorandum to inform school entities of Bridge program extension (July 1, 2005)
- Memorandum to inform school entities of availability of Bridge I extension reporting system (November 4, 2005)
- Memorandum to inform school entities of updates regarding highly qualified issues (June 16, 2006)
- Memorandum to inform school entities and Pennsylvania teacher preparing colleges/universities of NBPTS Grant availability (August 18, 2006)
- Memorandum to provide update to school entities on Pennsylvania's HQT, HOUSSE and Bridge programs (June 13, 2007)
- Memorandum to provide charter schools with HQT requirements (June 13, 2007)
- Memorandum to inform school entities of requirements for completion of Bridge Program (March 20, 2008)
- Memorandum to inform school entities of Implementation of the Technical Assistance and Accountability Provisions of Section 2141 of the Elementary and Secondary Education Act, as Amended by No Child Left Behind (August 27, 2008)
- Clarification on PA's Highly Qualified Teacher Guidelines Applicable to Departmentalized or Self-Contained Fifth and Sixth Grade Classrooms (April 24, 2009)
- Memorandum to inform charter schools to Reiterate Highly Qualified Teacher Requirements for Charter School Teachers and to Request the Submission of Charter School Educator Record Data Form for All Non-Certified Core Academic Subject Teachers (August 17, 2009)
- 2011 Higher Education Opportunity Act Title II Report Card Data Collection (February 17, 2011)  
Contact: Jamal Wakeen (717-772-3566)
- Specific Program Guidelines for State Approval of Professional Educators (January 2001)  
Contact: Christina Baumer (717-783-6720)

#### **Bureau of Adult Basic and Literacy Education**

- Adult Education and Family Literacy Guidelines—Program Year 2011-12—Pennsylvania Act 143 of 1986, The Workforce Investment Act of 1998, Title II (Adult Education and Family Literacy Act), Federal Even Start Family Literacy Program (Title I, Part B of Improving Americas Schools Act)
- Policy C.100, Adult Education and Family Literacy Performance Standards
- Policy C.130, Verification and Reporting of Data
- Policy C.135, Goal Setting and Core Outcomes
- Policy C.310, Even Start Independent Local Evaluations
- Policy C.330, Early Childhood Assessment
- Policy C.800, Nonimmigrant Foreign Students with F-1 Visa
- Policy C.900, Safety and Security
- Policy D.100, Adult Learner Assessment
- Policy D.120, Special Needs Student Assessment
- Policy D.130, Distance Learning
- Policy D.140, Adult Diploma Program (ADP) [formerly High School Diploma Program for Adults (HSDP)]
- Policy D.150, Interactive Literacy Activities (ILA)
- Policy D.160, Interactive Literacy Activities (ILA) Assessment
- Policy F.100, Professional Development
- Policy G.100, Adult Education and Workforce Investment Boards

- Policy Guidance H.100, Residency Requirements for Issuance of the Commonwealth Secondary School Diploma through GED® Testing
  - Policy Guidance, H.200, GED® Testing for Institutionalized Youth
  - Policy H.300, Verification of GED® Test Candidate Identity and Pennsylvania Residency
  - Policy Guidance H.400, Foreign Language Versions of the GED® Tests and Credentials
  - Policy H.500, The Official GED® Practice Tests as a Condition for GED Testing eData v2 Instruction Manual
  - ABLE Data Collection Glossary
- Contact: Michael J. Sobkowski (717-783-6788)

#### **Office of Postsecondary and Higher Education**

##### **Institutional and Program Approval Information**

- Clarification of State Board of Education Regulations Regarding Curriculum (§ 31.21) and Academic Calendar (§ 31.22) Curricular Credit Policy
  - Guidelines for the Approval of Degree Programs
  - Records Accessibility Policy for Closing / Closed Degree Granting Institutions
  - Substantive Change Policy for Degree Programs
- Contact: Albert Happ (717-772-3623)

#### **Bureau of Postsecondary Education**

##### **Division of Occupational Training Schools**

- Private Licensed Schools Memorandum—Revised Board Policy on the Use of the Term Tuition “Savings”
- Private Licensed Schools Memorandum—Revised Scholarships Policy
- Private Licensed Schools Memorandum—Applications for Approval of New Programs
- Private Licensed Schools Memorandum—Student Information Publications
- Private Licensed Schools Memorandum—Clock Hour/Lesson/Semester Credit/Quarter Credit
- Private Licensed Schools Memorandum—Statement Concerning Transfer of Credit Hours
- Private Licensed Schools Memorandum—Contract Bond Form
- Private Licensed Schools Memorandum—Allowable Administrative Fee and Refunds of \$25.00 or Less
- Private Licensed Schools Memorandum—Non-Resident Program Application
- Private Licensed Schools Memorandum—Program Applications
- Private Licensed Schools Memorandum—Leave of Absence
- Private Licensed Schools Memorandum—Enrollment in Single Courses
- Private Licensed Schools Memorandum—Non-Resident Program Application
- Private Licensed Schools Memorandum—Limit of 3 Applications
- Private Licensed Schools Memorandum—Enrollment Agreement and Alternate
- Private Licensed Schools Memorandum—Irrevocable Administrative Trust
- Private Licensed Schools Memorandum—Financial Reporting
- Private Licensed Schools Memorandum—Cure Period
- Private Licensed Schools Memorandum—Taking Attendance
- Private Licensed Schools Memorandum—Fines and Violations
- Private Licensed Schools Memorandum—Certificate of Occupancy Required
- Private Licensed Schools Memorandum—Trimester Credits

- Private Licensed Schools Memorandum—Externships
  - Private Licensed Schools Memorandum—Electronic Financial Reporting
  - Private Licensed Schools Memorandum—Invitation to Provide Feedback
  - Private Licensed Schools Memorandum—New Director Seminar—Required
  - Private Licensed Schools Memorandum—Role and Authority of Financial Review Committee
  - Private Licensed Schools Memorandum—Program Quality
- Contact: Patricia Landis (717-783-8228)

#### **Bureau of Career and Technical Education**

- Pennsylvania State Plan for the Administration of the Carl D. Perkins Career and Technical Education Improvement Act of 2006
- Contact: Frank DiNatale (717-783-6981)

#### **Bureau of Teaching and Learning**

- Pennsylvania State Board of Education AIDS Policy—Admissions/Readmissions of Students or Staff Persons with AIDS, March 1987
- Contact: Shirley A. Black (717-772-0067)
- Enhanced Driver Education Program Guide
  - Procedures for Establishing a Private Driver Training School
- Contact: Harry Sherman (717-783-4382)
- Act 48 of 1999 Appeals Process Statement of Policy
- Contact: Bob Staver (717-783-6583)

#### **Bureau of Special Education**

- State Plan under the Individuals with Disabilities Education Act—Part B
- Contact: Patricia Hozella (717) 783-2311
- Memorandum to Local Education Agencies (Penn\* Link): Revised Chapters 14 and 711 (June 13, 2008)
- Contact: John Tommasini (717-783-6134)
- Memorandum to Local Education Agencies (Penn\* Link): Use of Response to Intervention (RtI) in the Diagnosis of Specific Learning Disabilities (SLD) March 24, 2008
- Contact: Jean Inskip (717-783-6906)
- Memorandum to Local Education Agencies (Penn\* Link): PIMS and Special Education PennData Submissions (May 24, 2008)
- Contact: Jodi Rissinger (717-783-6911)
- Memorandum to Local Education Agencies (Penn\* Link): Public Input on Cyclical Monitoring System (May 12, 2008)
- Contact: Jill Deitrich (717-783-6876)
- Memorandum to Local Education Agencies (Penn\* Link): Speech and Language Distance Learning Program (May 19, 2008)
- Contact: Dr. Joneen Lowman (Bloomsburg University) (570-389-4999)
- Memorandum to Local Education Agencies (Penn\* Link): Revised Special Education Forms (June 30, 2008)
- Contact: Janet Sloand (1-800-441-3215)
- Memorandum to Local Education Agencies (Penn\* Link): Questions and Answers for Paraprofessional Requirements in Chapter 14 (July 16, 2008)
- Contact: Malcolm Conner (717-667-3153)
- Memorandum to Local Education Agencies (Penn\* Link): PA Guidelines for Identifying Students with Specific Learning Disabilities (SLD) (August 13, 2008)
- Contact: Jean Inskip (717-783-6906)
- Memorandum to Local Education Agencies (Penn\* Link): IDEA-B State Performance Data Reporting Fiscal Program Determinations (August 18, 2008)
- Contact: Sue Leonard (717-772-1114)

- Memorandum to Local Education Agencies (Penn\* Link): Paraprofessional Requirements Under Revised Chapter 14 (September 30, 2008)  
Contact: Malcolm Conner (717-667-3153)
- Memorandum to Local Education Agencies (Penn\* Link): Final-Omitted Form Rulemaking Correcting Error in Section 14.143(B) Disciplinary Placements  
Contact: Malcolm Conner (717-667-3153)
- Memorandum to Local Education Agencies (Penn\* Link): Reporting of New Caseload Requirements (October 15, 2008)  
Contact: Malcolm Conner (717-667-3153)
- Memorandum to Local Education Agencies (Penn\* Link): Gaskin Settlement Agreement Update-Individualized Education Program (IEP) Format and Supplementary Aids and Services (October 22, 2008)  
Contact: Patricia Hozella (717-783-5768)
- Memorandum to Local Education Agencies (Penn\* Link): Side-by-Side Quick Reference of the State and Federal Special Education Regulations (October 28, 2008)  
Contact: Malcolm Conner (717-667-3153)
- Memorandum to Local Education Agencies (Penn\* Link): Questions and Answers Regarding Revised Chapter 14 (November 4, 2008)  
Contact: Malcolm Conner (717-667-3153)
- Memorandum to Local Education Agencies (Penn\* Link): Required Reporting of the Use of Restraints (November 5, 2008)  
Contact: Elizabeth Shenk (717- 783-6894)
- Memorandum to Local Education Agencies (Penn\* Link): Change in Amount of Special Education Service (November 21, 2008)  
Contact: Malcolm Conner (717-667-3153)
- Memorandum to Local Education Agencies (Penn\* Link): Presentation of PSSA Accommodations Guidelines for Students with IEPs and Students with 504 Plans (December 12, 2008)  
Contact: Lynda Lupp (717-783-6885)
- Memorandum to Local Education Agencies (Penn\* Link): Supplemental Regulations to 34 CFR Part 300 (Special Education Programs and Services) (December 31, 2008)  
Contact: Malcolm Conner (717-667-3153)
- Memorandum to Local Education Agencies (Penn\* Link): Website for Chapter 16 Questions (January 16, 2009)  
Contact: Shirley Curl (717-786-6361)
- Memorandum to Local Education Agencies (Penn\* Link): State Performance Plan Data Requirements-Postsecondary School Survey (January 20, 2009)  
Contact: Michael Stoehr (1-800-446-5607)
- Memorandum to Local Education Agencies (Penn\* Link): Paraprofessional Online Courses For Special Education Paraeducator Credential of Competency Standards (February 11, 2009)  
Contact: Shatarupa Podder (717-772-2646)
- Memorandum to Local Education Agencies (Penn\* Link): Chapter 14 Questions and Answers (Volume 3) (February 11, 2009)  
Contact: Malcolm Conner (717-667-3153)
- Memorandum to Local Education Agencies (Penn\* Link): Clarification of Special Education Templates in PIMS (February 17, 2009)  
Contact: Jodi Rissinger (717-783-6911)
- Memorandum to Local Education Agencies (Penn\* Link): Pennsylvania State Performance Plan-Enhancing Parent Involvement (March 5, 2009)  
Contact: Sandy Zeleznik (412-278-0259)
- Memorandum to Local Education Agencies (Penn\* Link): Ensuring Accuracy in Reporting on Penn Data Table 8 (March 17, 2009)  
Contact: Jodi Rissinger (717-783-6911)
- Memorandum to Local Education Agencies (Penn\* Link): Child Find, Equitable Participation, and Evaluations (May 1, 2009)  
Contact: Tom Seben (717-783-6922)
- Memorandum to Local Education Agencies (Penn\* Link): Language for Use in All Textbook Purchase Orders to Ensure Timely Access to Accessible Instructional Materials for Students with IEPs (May 13, 2009)  
Contact: Janet Sloand (1-800-441-3215)
- Memorandum to Local Education Agencies (Penn\* Link): National Institute for School Leadership (NISL): Leadership for Students with Disabilities Institute Professional Development Opportunity  
Contact: Debbie Brown (1-800-441-3215)
- Memorandum to Local Education Agencies (Penn\* Link): Training for Functional Behavioral Assessments (May 29, 2009)  
Contact: Malcolm Conner (717-667-3153)
- Memorandum to Local Education Agencies (Penn\* Link): Surrogate Parent Manual (January 2010)  
Contact: Malcolm Conner (717-667-3153)
- Memorandum to Local Education Agencies (Penn\* Link): Special Education Plan Requirements-Identification of Students with SLD using the RtII Option (January 2010)  
Contact: John Machella (814- 536-1956)
- Memorandum to Local Education Agencies (Penn\* Link): IEP Team's Responsibility for Educational Placement in Partial Hospitalization Programs (January 2010)  
Contact: Malcolm Conner (717-667-3153)
- Memorandum to Local Education Agencies (Penn\* Link): Impact of School-Based ACCESS Program Services on MA Services (January 2010)  
Contact: Elizabeth Shenk (717-783-6894)
- Memorandum to Local Education Agencies (Penn\* Link): State Performance Plan Data Requirements—Post Secondary School Survey (January 2010)  
Contact: Michael Stoehr (800-446-5607, ext. 6864)
- Memorandum to Local Education Agencies (Penn\* Link): Secondary Transition Folder CD (January 2010)  
Contact: Mary Gordon (800-446-5607, ext. 6871)
- Memorandum to Local Education Agencies (Penn\* Link): Dual Enrollment for Special Education Students who are Parentally-Placed in a Nonpublic School (February 2010)  
Contact: Malcolm Conner (717-667-3153)
- Memorandum to Local Education Agencies (Penn\* Link): Guidance for School Districts and Charter Schools in Determining if a Student with a Disability is a Foster Child or Residential Child for Billing Purposes (February 2010)  
Contact: Malcolm Conner (717-667-3153)
- Memorandum to Local Education Agencies (Penn\* Link): Qualified Status for Special Education Instructional Paraprofessionals (March 2010)  
Contact: Shatarupa Podder (717-772-2646)
- Memorandum to Local Education Agencies (Penn\* Link): Pennsylvania Guidelines for the Provision of Accessible Instructional Materials (AIM Guidelines) (March 2010)  
Contact: Frank Irzyk (800-360-7282, ext. 3334)
- Memorandum to Local Education Agencies (Penn\* Link): School-Based ACCESS Program Services and Use of Electronic Signatures (April 2010)  
Contact: Tom Seben (717-783-6922)

- Memorandum to Local Education Agencies (Penn\* Link): Questions and Answers Regarding Reevaluation Procedures and Process (April 2010)  
Contact: Malcolm Conner (717-667-3153)
- Memorandum to Local Education Agencies (Penn\* Link): Revocation of Parental Consent for Special Education and Related Services (April 2010)  
Contact: Malcolm Conner (717-667-3153)
- Memorandum to Local Education Agencies (Penn\* Link): PSSA-Modified (PSSA-M) Assessments (May 2010)  
Contact: Lynda Lupp (717-783-6885)
- Memorandum to Local Education Agencies (Penn\* Link): Additional Questions and Answers Regarding the Use of Restraints (May 2010)  
Contact: Elizabeth Shenk (717-783-6894)
- Memorandum to Local Education Agencies (Penn\* Link): Required Reporting of the Use of Restraints (May 2010)  
Contact: Elizabeth Shenk (717-783-6894)
- Memorandum to Local Education Agencies (Penn\* Link): Final 2010-11 Special Education Compliance Monitoring Schedule (June 2010)  
Contact: Jill Deitrich (717-783-6876)
- Memorandum to Local Education Agencies (Penn\* Link): Pennsylvania's Individuals with Disabilities Education Act Part B Determination (June 2010)  
Contact: Patricia Hozella (717-783-2311)
- Memorandum to Local Education Agencies (Penn\* Link): PSSA-Modified Science Assessment (June 2010)  
Contact: Lynda Lupp (717-783-6885)
- Memorandum to Local Education Agencies (Penn\* Link): Subgrantee Restricted Indirect Cost Recoveries—Individuals with Disabilities Education Act (June 2010)  
Contact: Sue Leonard (717-772-1114)
- Memorandum to Local Education Agencies (Penn\* Link): Gifted Education Monitoring (September 2010)  
Contact: Dr. Shirley Curl (717-786-6361)
- Memorandum to Local Education Agencies (Penn\* Link): Special Education Restraint Tracking (September 2010)  
Contact: Elizabeth Shenk (717-783-6894)
- Memorandum to Local Education Agencies (Penn\* Link): Special Education Contingency Fund Application (September 2010)  
Contact: Dr. Ron Wells (717-783-6882)
- Memorandum to Local Education Agencies (Penn\* Link): Reporting of Expenditures Relating to Exceptional Students (October 2010)  
Contact: Don Dolbin (717-783-6879)
- Memorandum to Local Education Agencies (Penn\* Link): Special Education Plan Requirements—Instructional Guidelines for English Language Learners (October 2010)  
Contact: Jean Inskip (717-783-6906)
- Memorandum to Local Education Agencies (Penn\* Link): Legal Requirements Governing Resolution Meetings (November 2010)  
Contact: Masako Farrell (717-783-6137)
- Memorandum to Local Education Agencies (Penn\* Link): Rosa's Law—Change in Disability Terminology (November 2010)  
Contact: Malcolm Conner (717-667-3153)

#### **Bureau of Budget and Fiscal Management**

- School Construction Policies and Procedures (This booklet describes how reimbursement is calculated along with examples and formulas.)  
Contact: Jim Vogel (717-787-5480)

#### **GUIDANCE MANUALS:**

##### **Bureau of Special Education**

- Special Education Mediation Services  
Contact: Kerry Smith (717-541-4960)
- Education of Students with Hearing Loss  
Contact: Shatarupa Podder (717-772-2646)
- Special Education Complaint Investigation Manual  
Contact: Masako Farrell (717-783-6889)
- School District Special Education Plan Guidelines  
Contact: Thomas Seben (717-783-6922)
- Intermediate Unit Special Education Plan Guidelines  
Contact: Shatarupa Podder (717-772-2646)
- Disabilities Education Act-Part B Program Guidelines for Local Education Agency Applications  
Contact: Ronald Wells (717-783-6882)
- Credential of Competency for Special Education Paraeducators  
Contact: Virginia Kobb (717-787-8603)
- Special Education Contingency Fund Guidelines  
Contact: Ronald Wells (717-783-6882)
- Individuals with Disabilities Education Act-Part B (IDEA-B), IDEA-B, Section 611, Special Education State Grant  
Contact: Ronald Wells (717-783-6882)  
Sue Leonard (717-772-1114)
- PA Guidelines for De-escalation and the Use of Restraints in Educational Programs  
Contact: Elizabeth Shenk (717-783-6894)
- Chapter 14 Questions and Answers (Paraprofessional, Volume 2, and Volume 3)  
Contact: Malcolm Conner (717-667-3153)
- PA Guidelines for Identifying Students with Specific Learning Disabilities (SLD)  
Contact: Lynda Lupp (717-783-6885)
- Identification of Students with Specific Learning Disabilities (SLD) using Response to Intervention (RtI)  
Contact: Jean Inskip (717-783-6906)

##### **Bureau of Special Education**

- Surrogate Parent Manual  
Contact: Malcolm Conner (717-667-3153)
- Special Education Plan Requirements—Identification of Students with SLD using the RtII Option  
Contact: John Machella (814-536-1956)
- IEP Team's Responsibility for Educational Placement in Partial Hospitalization Programs  
Contact: Malcolm Conner (717-667-3153)
- Impact of School-Based ACCESS Program Services on MA Services  
Contact: Elizabeth Zeisloft (717-783-6894)
- State Performance Plan Data Requirements—Post Secondary School Survey  
Contact: Michael Stoehr (800-446-5607, ext. 6864)
- Secondary Transition Folder CD  
Contact: Mary Gordon (800-446-5607, ext. 6871)
- IDEA-B and ARRA-IDEA Fiscal Reporting Training  
Contact: Sue Leonard (717-772-1114)
- Dual Enrollment for Special Education Students who are Parentally-Placed in a Nonpublic School  
Contact: Malcolm Conner (717-667-3153)
- School-Based ACCESS Program Services and Medical Authorization  
Contact: Elizabeth Shenk (717-783-6894)
- Guidance for School Districts and Charter Schools in Determining if a Student with a Disability is a Foster Child or Residential Child for Billing Purposes  
Contact: Malcolm Conner (717-667-3153)
- Qualified Status for Special Education Instructional Paraprofessionals  
Contact: Shatarupa Podder (717-772-2646)

- Pennsylvania Guidelines for the Provision of Accessible Instructional Materials (AIM Guidelines)  
Contact: Frank Irzyk (800-360-7282, ext. 3334)
- School-Based ACCESS Program Services and Use of Electronic Signatures  
Contact: Tom Seben (717-783-6922)
- Questions and Answers Regarding Reevaluation Procedures and Process  
Contact: Malcolm Conner (717-667-3153)
- Revocation of Parental Consent for Special Education and Related Services  
Contact: Malcolm Conner (717-667-3153)
- The PA Leadership Program for Special Education Leaders  
Contact: Judy Ball (800-441-3215, ext. 7263)
- National Institute for School Leadership: Leadership for Students with Disabilities Institute Professional Development Opportunity  
Contact: Debbie Brown (800-441-3215, ext. 7244)
- Online SEPRN Webinar  
Contact: Tom Seben (717-783-6922)
- Survey of Parent of Students with Disabilities  
Contact: Sandy Zeleznik (412-278-0259)
- LEA Reports Preview  
Contact: Jodi Rissinger (717-783-6911)
- PSSA-Modified (PSSA-M) Assessments  
Contact: Lynda Lupp (717-783-6885)
- Additional Questions and Answers Regarding the Use of Restraints  
Contact: Elizabeth Shenk (717-783-6894)
- Required Reporting of the Use of Restraints  
Contact: Elizabeth Shenk (717-783-6894)
- July 2010 PennData Table 8A Submission  
Contact: Jodi Rissinger (717-783-6911)
- LEA Special Education Data Reports Online  
Contact: Jodi Rissinger (717-783-6911)
- Final 2010-11 Special Education Compliance Monitoring Schedule  
Contact: Jill Deitrich (717-783-6876)
- Indicator 13 Cohort Training  
Contact: Michael Stoehr (800-446-5607, ext. 6864)
- Pennsylvania's Individuals with Disabilities Education Act Part B Determination  
Contact: Patricia Hozella (717-783-2311)
- PSSA-Modified Science Assessment  
Contact: Lynda Lupp (717-783-6885)
- Special Education Performance Grant Opportunity—School-Based Behavioral Health  
Contact: James Palmiero (800-446-5607, ext. 6851)
- Special Education Performance Grant Opportunity—Transition from School to Community-Based Employment for Students with Autism Spectrum Disorders  
Contact: James Palmiero (800-446-5607, ext. 6851)
- Subgrantee Restricted Indirect Cost Recoveries—Individuals with Disabilities Education Act  
Contact: Sue Leonard (717-772-1114)
- The Right to Education Task Force  
Contact: Amy Deluca (724-736-4463)
- Gifted Education Monitoring  
Contact: Dr. Shirley Curl (717-786-6361)
- Adapted Physical Education  
Contact: Donna Salkin (800-441-3215, ext. 7267)
- State Performance Plan Data Requirements—Postsecondary School Survey  
Contact: Michael Stoehr (800-446-5607, ext. 6864)
- Special Education Restraint Tracking  
Contact: Elizabeth Shenk (717-783-6894)
- Special Education Contingency Fund Application  
Contact: Dr. Ron Wells (717-783-6882)
- National Institute for School Leadership: Leadership

- for Students with Disabilities Institute Professional Development Opportunity  
Contact: Debbie Brown (800-441-3215, ext. 7244)
- Reporting of Expenditures Relating to Exceptional Students  
Contact: Don Dolbin (717-783-6879)
- Special Education Plan Requirements—Instructional Guidelines for English Language Learners  
Contact: Jean Inskip (717-783-6906)
- Special Education Plan Trainings  
Contact: Linda McNelis (717-772-2647)
- Special Education Plan Requirements Identification of Students with Special Learning Disabilities (SLD)  
Contact: Jean Inskip (717-783-6906)
- Chapter 14 De-Escalation and Restraint Reporting Videoconference  
Contact: Elizabeth Shenk (717-783-6894)
- Legal Requirements Governing Resolution Meetings  
Contact: Masako Farrell (717-783-6137)
- Rosa's Law-Change in Disability Terminology  
Contact: Malcolm Conner (717-667-3153)
- Special Education Contingency Fund Application-Reminder  
Contact: Dr. Ron Wells (717-783-6882)
- BrainSTEPS Program  
Contact: Brenda Eagan Brown (724-944-6542)
- Reporting of Expenditures Relating to Exceptional Students—Reminder  
Contact: Don Dolbin (717-783-6879)

#### **Office of Child Development and Early Learning**

##### **Pennsylvania Pre-K Counts**

- PA Pre-K Counts Child Outcomes Report, June 2011
- PA Pre-K Counts Annual Report 2009-10
- List of 2010-11 Programs by County and Enrollment Contacts
- PA Pre-K Counts 2011-12 Continuation Grant Guidance
- PA Pre-K Counts Policy Manual: 2010-11  
Contact: Susan Mitchell (717-787-7489)

##### **Head Start Supplemental Assistance Program**

- Head Start Supplemental Assistance Outcomes Report
- Head Start Supplemental Assistance Program Continuation Grant Guidance  
Contact: Susan Mitchell (717-787-7489)

##### **Early Intervention Services**

- 2009-2010 Pennsylvania State Interagency Coordinating Council—Early Intervention in Pennsylvania—Annual Report Submitted to the Governor  
Contact: Maureen Cronin (717-346-7213)
- Intermediate Unit Special Education Plan Guidelines  
Contact: Mark Ishman (717-346-0042)
- State Early Intervention, Federal 619 IDEA B and Component I Guidelines  
Contact: Brian Bell (717-346-0038)
- Grant Procedure Manual  
Contact: Brian Bell (717-346-0038)
- Certificate of Competency—COC EI Standards for Licensed Private Providers applications and instructions  
Contact: Kathy Vradenburgh (717-346-1117)
- Certificate of Competency—COC Directions and Requirements for Renewals Only  
Contact: Kathy Vradenburgh (717-346-1117)
- ELS-EI-06 #02 Common Process for Measuring Child Progress 5/22/2006
- ELS-EI-06 #04 Natural Environments 7/24/2006
- ELS-EI-06 #05 Common Process for Measuring Child Progress—Additional Tools 6/13/2006

- ELS-EI-06 #06 Guidance on the Individuals with Disabilities Education Act Amendment of 2004 7/24/2006
- ELS-EI-06 #07 Clarification of Waiver of 4300 Fiscal Regulations 8/15/2006
- ELS-EI-06 #09 Childhood Lead Poisoning Prevention Program 8/24/2006
- ELS-EI-06 #10 Acceptable Signers of the Beneficiary Choice Form for Infants, Toddlers and Families Medicaid Waiver 9/05/2006
- ELS-EI-06 #12 Medicaid Waiver for Infants, Toddlers and Families Renewal 10/03/2006
- EI-07 #03 Mediation Procedures for EI, Part C 1/26/2007
- EI-07 #04 OCDEL Operating Agreement, ITF Provider Agreement And County/Provider Contract 4/03/2007
- EI-07 #08 EI Provider & Service Coordination Monitoring Tools 6/29/2007
- EI-07 #12 PA Pre-K Counts and Early Intervention Working Together 10/24/2007
- EI-07 #13 Third Party Insurance Denials and Leader Services 11/20/2007
- EI-08 #02 Reportable Incidents 3/07/2008
- EI-08 #03 Extent and Duration of Early Intervention Programs for Preschoolers, Including Services During Scheduled Breaks in Their Programs 4/16/2008
- EI-08 #04 Early Intervention Management Verification Tool 7/01/2008
- EI-08 #05 Issuance of Two New Forms—the Evaluation Reports (ER) And the Individualized Family Service Plan (IFSP)/Individualized Education Program (IEP) 6/30/2008
- EI-08 #08 FY 2008/2009 1% Cost of Living Allowance Distribution Plan 6/30/2008
- EI-08 #09 Early Intervention Special Education Plan Review Notice (EI SEPRN) 8/18/2008
- EI-08 #10 Eligibility for Infants Toddlers Families Medicaid Waiver 9/22/2008
- EI-08 #11 FY 08/09 Funding for Preschool Early Intervention Programs 12/11/2008
- EI-09 #01 Recommendations for Children who are Deaf or Hard of Hearing (DHOH) 1/2/2009
- EI-09 #04 Common Process for Measuring Child Progress—Using The WSS/Ounce Online Data Collection Systems 2/16/2009
- EI-09 #05 Provider Monitoring Tool and Service Coordination Monitoring Tool 2/16/2009
- EI-09 #06 Local Determination Process and the Performance Improvement Process 3/24/2009
- EI-09 #07 Funding Responsibilities for Early Intervention Services for Children at Kindergarten Age 4/13/2009
- EI-09 #08 Early Head Start Expansion in Pennsylvania and Informational Sessions for PA Early Learning Organizations on Early Head Start, “Early Head Start: What’s It All About?” 04/14/2009
- EI-09 #09 Early Head Start Expansion in Pennsylvania Grant Opportunity Posted with Deadline of July 9, 2009 05/14/2009
- EI-09 #10 Transition of Toddlers to Preschool or Other Community Services 05/18/2009
- EI-09 #11 Infant/ Toddler Early Intervention Service Coordination 08/14/2009
- EI-09 #12 Temporary Child Care Facility Closure Due to Budget Impasse 08/21/2009
- EI-09 #13 Childfind System Including Children who are Wards of the State, Children Living in Residential Facilities Children Who Were Abused And Children who are Homeless 09/11/2009
- EI-09 #14 Contracting With Early Intervention Service Providers and Suspending and Terminating Early Intervention Service Providers 09/16/2009
- EI-09 #15 Centers for Disease Control Guidance Regarding Influenza for Early Childhood Programs 09/21/2009
- EI-09 #16 Use of Hand Sanitizers in Early Childhood Programs 09/25/2009
- EI-09 #17 Qualifications for Individuals to Provide Speech-Language Pathology Services in Early Intervention and the Requirements for Billing 10/05/2009
- EI-09 #18 Update on Early Learning Network and Child Outcome Reporting in 2009-2010 10/19/2009
- EI-09 #19 Transition of Preschool Children to School Age Programs 10/20/2009
- EI-09 #20 Reporting Child Care Center Closings Due to Influenza 10/23/2009
- EI-09 #21 Excluding and Readmitting Children and Staff with Influenza-like Illness 10/26/2009
- EI-2010 #01 Revised Early Intervention Audit And Fiscal Reporting Requirements 01/19/2010
- EI-2010 #02 Release of Information 01/29/2010
- EI-2010 #03 Session Notes 04/07/2010
- EI-2010 #04 Operational Guidance for Infant/Toddler Programs Regarding Children Living in Residential Facilities 04/09/2010
- EI-2010 #06 Funding Responsibilities for Early Intervention Services For Children at Kindergarten Age 05/18/2010
- EI-2010 #07 Paraprofessional Qualifications 06/15/2010
- EI-2010 #08 Amended Behavior Supports for Young Children 10/25/2010
- EI-2010 #09 State Set Rates for Infant Toddler Early Intervention Services 11/09/2010

- EI-2011 #01 IDEA Early Intervention Complaint Procedures 06/01/2011  
Contact: Caroline Bingaman (717-772-2376)
- ELS-EI-06 #02 Common Process for Measuring Child Progress 5/22/2006
- ELS-EI-06 #04 Natural Environments 7/24/2006
- ELS-EI-06 #05 Common Process for Measuring Child Progress—Additional Tools 6/13/2006
- ELS-EI-06 #06 Guidance on the Individuals with Disabilities Education Act Amendment of 2004 7/24/2006
- ELS-EI-06 #07 Clarification of Waiver of 4300 Fiscal Regulations 8/15/2006
- ELS-EI-06 #09 Childhood Lead Poisoning Prevention Program 8/24/2006
- ELS-EI-06 #10 Acceptable Signers of the Beneficiary Choice Form for Infants, Toddlers and Families Medicaid Waiver 9/05/2006
- ELS-EI-06 #12 Medicaid Waiver for Infants, Toddlers and Families Renewal 10/03/2006
- EI-07 #03 Mediation Procedures for EI, Part C 1/26/2007
- EI-07 #04 OCDEL Operating Agreement, ITF Provider Agreement And County/Provider Contract 4/03/2007
- EI-07 #08 EI Provider & Service Coordination Monitoring Tools 6/29/2007
- EI-07 #12 PA Pre-K Counts and Early Intervention Working Together 10/24/2007
- EI-07 #13 Third Party Insurance Denials and Leader Services 11/20/2007
- EI-08 #02 Reportable Incidents 3/07/2008
- EI-08 #03 Extent and Duration of Early Intervention Programs for Preschoolers, Including Services During Scheduled Breaks in Their Programs 4/16/2008
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- EI-08 #05 Issuance of Two New Forms-the Evaluation Reports (ER) And the Individualized Family Service Plant (IFSP)/Individualized Education Program (IEP) 6/30/2008
- EI-08 #08 FY 2008/2009 1% Cost of Living Allowance Distribution Plan 6/30/2008
- EI-08 #09 Early Intervention Special Education Plan Review Notice (EI SEPRN) 8/18/2008
- EI-08 #10 Eligibility for Infants Toddlers Families Medicaid Waiver 9/22/2008
- EI-08 #11 FY 08/09 Funding for Preschool Early Intervention Programs 12/11/2008
- EI-09 #01 Recommendations for Children who are Deaf or Hard of Hearing (DHOH) 1/2/2009
- EI-09 #04 Common Process for Measuring Child Progress—Using The WSS/Ounce Online Data Collection Systems 2/16/2009
- EI-09 #05 Provider Monitoring Tool and Service Coordination Monitoring Tool 2/16/2009
- EI-09 #06 Local Determination Process and the Performance Improvement Process 3/24/2009
- EI-09 #07 Funding Responsibilities for Early Intervention Services for Children at Kindergarten Age 4/13/ 2009
- EI-09 #08 Early Head Start Expansion in Pennsylvania and Informational Sessions for PA Early Learning Organizations on Early Head Start, “Early Head Start: What’s It All About?” 04/14/2009
- EI-09 #09 Early Head Start Expansion in Pennsylvania Grant Opportunity Posted with Deadline of July 9, 2009 05/14/2009
- EI-09 #10 Transition of Toddlers to Preschool or Other Community Services 05/18/2009
- EI-09 #11 Infant/ Toddler Early Intervention Service Coordination 08/14/2009
- EI-09 #12 Temporary Child Care Facility Closure Due to Budget Impasse 08/21/2009
- EI-09 #13 Childfind System Including Children who are Wards of the State, Children Living in Residential Facilities Children Who Were Abused And Children who are Homeless 09/11/2009
- EI-09 #14 Contracting With Early Intervention Service Providers and Suspending and Terminating Early Intervention Service Providers 09/16/2009
- EI-09 #15 Centers for Disease Control Guidance Regarding Influenza for Early Childhood Programs 09/21/2009
- EI-09 #16 Use of Hand Sanitizers in Early Childhood Programs 09/25/2009
- EI-09 #17 Qualifications for Individuals to Provide Speech-Language Pathology Services in Early Intervention and the Requirements for Billing 10/05/2009
- EI-09 #18 Update on Early Learning Network and Child Outcome Reporting in 2009-2010 10/19/2009
- EI-09 #19 Transition of Preschool Children to School Age Programs 10/20/2009
- EI-09 #20 Reporting Child Care Center Closings Due to Influenza 10/23/2009
- EI-09 #21 Excluding and Readmitting Children and Staff with Influenza-like Illness 10/26/2009
- EI-2010 #01 Revised Early Intervention Audit And Fiscal Reporting Requirements 01/19/2010
- EI-2010 #02 Release of Information 01/29/2010
- EI-2010 #03 Session Notes 04/07/2010
- EI-2010 #04 Operational Guidance for Infant/Toddler Programs Regarding Children Living in Residential Facilities 04/09/2010
- EI-2010 #06 Funding Responsibilities for Early Intervention Services For Children at Kindergarten Age 05/18/2010
- EI-2010 #07 Paraprofessional Qualifications 06/15/2010



- EI-2010 #08 Amended Behavior Supports for Young Children 10/25/2010
  - EI-2010 #09 State Set Rates for Infant Toddler Early Intervention Services 11/09/2010
  - EI-2011 #01 IDEA Early Intervention Complaint Procedures 06/01/2011
- Contact: Caroline Bingaman (717-772-2376)

#### **Center for Data Quality and Information Technology**

- Secondary Career and Technical Education Information System Instruction Manual for Student Data Submission, 2006-2007
- Contact: Steve Simchock (717-787-2644)
- Adult Career and Technical Education Instruction Manual, 2006-2007
- Contact: Deb Rodrigues (717-787-2644)
- Private and Nonpublic Enrollment Instruction Manual, 2006-2007
- Contact: Deb Rodrigues (717-787-2644)
- Postsecondary Career and Technical Education Instruction Manual, 2005-2006
- Contact: Deb Rodrigues (717-787-2644)
- Electronic Dropout/Graduate Report (EDGR): Dropout Instructions for School Year 2006-2007
- Contact: Michele Hiester (717-787-2644)

#### **Bureau of State Library**

- Revised Classification Scheme for Pennsylvania State Publications,—Provides Call Numbers to be Used in Classifying Pennsylvania State Publications
- Contact: Mary Spila (717-783-3884)

#### **Bureau of Library Development**

- Guidelines for Negotiating Agreements, 2003—Guidance for District Library Centers in Negotiating Service Agreements With Local Libraries
  - Guidelines for Statewide Library Card System, 1999 rev.—Rules for Public Libraries Participating in the Statewide Library Card System
  - A Handbook for Public Library Trustees, Fifth Edition, 2003—Guidance for People Serving as Trustees for Pennsylvania Public Libraries
  - Continuing Education Guidelines for Public Library Staff, 2005—Guidance for Determining What Kinds of Continuing Education are Acceptable for Meeting the Continuing Education Requirements in The Library Code.
  - Library Services and Technology Act Five-Year Plan 2003-2007, 2002—A Focused Program for the Improvement of Library Services for the People of Pennsylvania through Federal LSTA Funds.
  - Library Services and Technology Act Five-Year Plan 2008-2012, 2007—A Focused Program for the Improvement of Library Services for the People of Pennsylvania through Federal LSTA Funds.
  - Pennsylvania Guidelines for School Library Information Programs, 2005—Suggestions for Implementing Quality Library Programs in Pennsylvania.
  - Measuring Up To Standards Findings: The Impact of School Library Programs and Information Literacy in Pennsylvania Schools.
  - The Pennsylvania School Library Information Specialist TOOLKIT for Implementing Information Literacy in Schools—Defines information literacy standards integrated into curricular areas.
  - The Pennsylvania School Library Information Specialist TOOLKIT for Implementing Information Literacy in Schools Supplement 2003
- Contact: Jim Hollinger (717-783-5722)

#### **Bureau of Teaching and Learning**

- Pregnant and Parenting Teen Evaluation Packet
  - Education Leading to Employment and Career Training Monthly Attendance Instructions
  - Education Leading to Employment and Career Training Operational Manual
- Contact: Jennifer Brinley (717-346-9399)
- 2011-2013 Alternative Education for Disruptive Youth Guidelines (Available on the website.)
  - Alternative Education for Disruptive Youth Private Provider Application and Guidelines (Available on the website.)
  - Alternative Education for Disruptive Youth Program Application and Guidelines (Available on the website.)
- Contact: Drew Schuckman (717-705-6908)

#### **Office for Safe Schools**

- Guidelines for Student Assistance Program Implementation (Guidelines for Secondary Student Assistance Program Teams)
  - Commonwealth Student Assistance Program Training System Handbook: Guidelines, Monitoring Procedures, Standards and Core Competencies, and Related Information
- Contact: Russ Alves (717-783-6777)

#### **Office of Elementary and Secondary Education—School Services Unit**

- Basic Education Circulars (BECs)—Current collection of Pennsylvania Department of Education guidance statements on state and federal basic education laws and regulations. These guidance statements cover several areas of the School Code within Title 24 of Purdon's Statutes, Articles 1—25, and State Board of Education Regulations—Title 22 of the Pennsylvania Code, Chapters 1—23, 342 and 349, and other state and federal laws and regulations. Topics include among others: Enrollment of Students—Employee Rating Form—Home Education Programs—Special Education—Payments for Education—Graduation of Seniors—School Construction—Safe Schools—Copyright Law—Commissions—Instructional Time) (Link to BECs: [http://www.education.state.pa.us/portal/server.pt/community/basic\\_education\\_circulars/7497](http://www.education.state.pa.us/portal/server.pt/community/basic_education_circulars/7497))
  - Basic Education Circular (BEC): Enrollment of Students
- Contact: Dan Iser (717-783-8088)
- Basic Education Circular (BEC): Foreign Student's Eligibility for Enrollment
- Contact: Dan Iser (717-783-8088)
- Child Labor Laws and Employment of Minors
- Contact: Dan Iser (717-783-8088)
- Suspensions/Furlough of Staff Due to Alteration/Curtailment of Programs Under 24 PS 11-1124
- Contact: Stephen Fisher (717-787-6016)
- Background Checks (Act 114)
- Contact: Denise Wolfgang (717-783-3750)

#### **Bureau of School Leadership and Teacher Quality**

- Pennsylvania Teacher Intern Certification Handbook and Institutional Listing (Revised, 1998)
- Contact: Christina Baumer (717-783-6720)
- Education Testing Service Praxis Series Registration Bulletin
- Contact: Barbara Seifert (717-772-4508)
- Pennsylvania Department of Education Application and Instructions for Professional Educator (Includes background information, application forms, and directions.)
  - Teacher Certification Information Sheets (Various hand-out papers used to respond to queries on professional educator certification in Pennsylvania.)
- Contact: Barbara Seifert (717-772-4508)

- Guidelines for the Preparation of Self-Study Materials for Certification in Pennsylvania

Contact: Christina Baumer (717-783-6720)

- Certification for Charter School Professional Staff
- Application Booklets (Revised May 2001)
  - Applicant Prepared Outside of Pennsylvania (Revised 1/11)
  - Emergency Permits and Act 97 Waivers (Revised 1/11)
  - Letter of Equivalency for Master's Degree (Revised 7/10)
  - Applicant Prepared In Pennsylvania (Revised 7/10)
- Professional Educator Certificate (Revised 6/08)
- Letter of Equivalency for Master's Degree (Issued 3/00)
- Letter of Equivalency for Bachelor's Degree (Issued 3/00)
  - Application information and form
  - Letter of Equivalency with seal
- Emergency Permit with seal (Issued 3/00)
- Private School Certificate Application (Revised 6/11)
- Requirements of Act 48 of 1999
  - Application for Voluntary Inactive Certification (Form 338R)
  - Approval notice for Voluntary Inactive Certification
  - Application for Removal of Voluntary Inactive Certification (Form 338R2)
  - Approval notice for Removal of Voluntary Inactive Certification
  - Four and five-year notices for educators and school entities
  - Informational Handout: Important Information About Your Certificate (Revised 6/02)

Contact: Barbara Seifert (717-772-4508)

#### **Bureau of Postsecondary Education**

- Pennsylvania Department of Education Guidelines for the Approval of Degree Programs
- Chart of Activities for a Group Wishing to Establish a Domestic Nonprofit/For-Profit Degree-Granting Institution in Pennsylvania or a Foreign Nonprofit/For-Profit Degree-Granting Corporation Wishing to Operate in Pennsylvania

Contact: Albert Happ (717-772-3623)

- Technical College Programs Guidelines

Contact: Julie Kane (717-772-3643)

- Materials Related to the Approval of Postsecondary Institutions Requesting a Certificate of Approval to Award the Associate in Specialized Business and/or the Associate in Specialized Technology Degree

Contact: Patricia Landis (717-783-8228)

- Criteria for Approval of Community College Economic Development Stipend High Priority Occupation Programs
- Criteria for Approval of Community College Economic Development Stipend Noncredit Workforce Development Courses
- Calculation of Instructional Costs of High Priority and High Instructional Cost Programs for Community College Economic Development Stipend
- Guidelines for the Establishment of Public Community Colleges in Pennsylvania
- Act 101 Program Guidelines

Contact: Michael Dotts (717-705-7787)

#### **Deputy Secretary's Office of Postsecondary and Higher Education**

- Clarification of State Board of Education Regulations Regarding Curriculum (§ 31.21) and Academic Calendar (§ 31.22) Curricula Credit Policy

Contact: Albert Happ (717-772-3623)

#### **Bureau of Career & Technical Education**

- Cooperative Education Guidelines for Administration

Contact: Mike Stanger (717-772-4870)

- Application for Approval of the Nurse Aide Training Program Submission Guidelines

Contact: Sheri Weidman (717-772-4868)

- A Guide to Student Occupational Competency Testing in Pennsylvania

- Pennsylvania Student Occupational Competency Testing

Contact: Kevin Springman (717-346-9720)

- Funding Guidelines for the Career and Technical Education Professional Personnel Development Center

Contact: John Brown (717-783-6991)

- Secondary & Postsecondary Perkins Local Plan Guidelines 2008-2013

Contact: Monique Williams (717-346-3188)

- Secondary Career and Technical Education Program Approval Application Procedure

Contact: Forrest Keiser (717-783-6996)

- Self-Study Guidelines—Accreditation System of Institutions for Adult Education

- Administration Guidelines for the Accreditation System of Institutions for Adult Education

- The Occupational Competency Assessment Program Brochure

Contact: Beth Marshall (717-783-6860)

- Child Development Laboratory Procedures Guidelines
- CDA-Ready Verification Form

- CDA-Ready Certificate Documentation, Preschool

- CDA-Ready Certificate Documentation, Infant/Toddler

Contact: Jean Kelleher (717-783-6956)

- Industry-Recognized Certifications for Career and Technical Education Programs: A Resource Guide for Pennsylvania Career and Technology Centers

Contact: Cynthia Gross (717-782-4864)

- Career and Technical Student Organizations Brochure

Contact: Katherine Simchock (717-783-6964)

- Monitoring/Self-Study Booklet of the Nurse Aide Training and Competency Evaluation Program

- Teaching the Educator Workshop for Nurse Aide Training and Competency Evaluation Program

Contact: Sheri Weidman (717-772-4868)

- Federal Carl Perkins Vocational and Technical Education Local Performance Review/Report

Contact: Monique Williams (717-346-3188)

- Guidelines for Technical Institutes

- Perkins Statewide Articulation Agreement

- Student Documentation Coversheet for Programs of Study Articulation Agreements

Contact: David Garnes (717-783-6859)

- Pennsylvania Department of Education Methods of Administration for Complying with Civil Rights Guidelines in Vocational Education

Contact: Jerilynn Millvan (717-772-4851)

- Federal and State Final Performance Reports

Contact: John Bonchalk (717-772-4177)

- Program Administration Manual: Policy and Procedures for Perkins Subgrants and Related State Grants

Contact: Frank DiNatale (717-783-6981)

- Establishing & Operating Effective Local Advisory Committees

- Establishing & Operating Effective Occupational Advisory Committees

Contact: Katherine Simchock

- Guidelines for Technical Institutes

- Perkins Statewide Articulation Agreement

- Student Documentation Coversheet for Programs of Study Articulation Agreements

Contact: David Garnes (717-783-6859)

**Bureau of Teaching and Learning**

- Chapter 4 Strategic Planning Guidelines, May 2002  
Contact: Dolores Cobb-Jones (717-783-4307)

- Act 48 Professional Education Plan Guidelines, March 2007

Contact: Bob Staver (717-783-6583)

- Act 48 Approved Provider Guidelines, May 2007

Contact: Bob Staver (717-783-6583)

- Limited English Proficient System (LEP System) HELP Document

Contact: Linda Long (717-783-6595)

- Home Language Survey

Contact: Tami Shaffer (717-705-3829)

- Post Exit Monitoring Guidance & Sample Monitoring Forms

Contact: Linda Long (717-783-6595)

- Induction Plan Guidelines, May 2002

Contact: Bob Staver (717-783-6583)

- Pennsylvania Department of Education Gifted Guidelines, August 2010

Contact: Bob Staver (717-783-6583)

- Online Theory Drive Education Policy

Contact: Harry Sherman (717-783-4382)

- Pennsylvania Literacy Framework

Contact: JoBeth McKee (717-525-5981)

- No Child Left Behind Act—Supplemental Education Services—Instructions for Completing the Provider Application (on PDE Website)

Contact: Karl Streckewald (717-783-3381)

- BEC 22 Pa. Code § 04.26

- Educating Students With Limited English Proficiency (LEP) and English Language Learners (ELL)

Contact: Linda Long (717-783-6595)

**PENNLINKs:**

- January 12, 2005, SUBJECT: Parental Consent for English Language Instruction Programs

- December 26, 2007, SUBJECT: Updated State Required Exit Criteria for Pennsylvania's English Language Instructional Programs for English Language Learners

- September 12, 2007, SUBJECT: Use of the WIDA-ACCESS Placement Test (W-APT) for ESL Screening/Placement and ACCESS Tier Assignment for English Language Learners (ELLs)

Contact: Linda Long (717-783-6595)

- PA Environmental Education Act of 1993. This Act set responsibilities for the Department of Education as it relates to environmental education for the school districts of the Commonwealth. It also sets responsibilities for formal and non-formal educational entities. This Act is incorporated into the PA School Code of 1949.

Contact: Patti Vathis (717-783-6994)

**Bureau of Budget and Fiscal Management**

- Planning and Construction Workbook (Forms Used to Apply for Commonwealth Reimbursement for a School Construction Project)

- Revised Self-Certification Application Forms for Non-Reimbursable Construction Projects (PDE-3074(a), PDE-3074(b) and PDE-3074(c))

- Charter School Lease Reimbursement Program

Contact: Jim Vogel (717-787-5480)

- Pennsylvania Community Colleges Capital Funding Framework—2011-12

- Application for State Assistance for Construction of Community College Facilities

- Space Approval Formula for Community Colleges

Contact: Jessica Sites (717-787-5993)

- Instructions for Reporting Child Accounting Data

- Instructions for Reporting Pupil Transportation Data

- Instructions for Charter Schools to Request Subsidy Withholding from School Districts

Contact: Benjamin Hanft (717-787-5423)

- Individuals with Disabilities Education Act Part B (IDEIA-B) 2011-2012 Administrative and Fiscal Guidelines for Rider H—Program Application of LEA; Rider I—Support Services and Rider J—Direct Services—Bureau of Special Education

- Individuals with Disabilities Education Act Part B (IDEIA-B) 2011-2012 Administrative and Fiscal Guidelines for Approved Private Schools—Bureau of Special Education

- Individuals with Disabilities Education Act Part B (IDEIA-B) 2011-2012 Administrative and Fiscal Guidelines for Institutions of Higher Education and other Nonpublic School Entities—Bureau of Special Education

- Procedures for Commonwealth Reimbursement of the Special Education Cost of Wards of the State

- Out-of-State Special Education Placements Approval and Reimbursement (jointly with the Bureau of Special Education [John Tommasini])

Contact: Benjamin Hanft (717-787-5423)

- Nutrition Standards for Competitive Foods In Pennsylvania Schools for the School Nutrition Incentive

Contact: Evelyn Arnold (717-787-7698)

**Bureau of Assessment and Accountability**

- Assessment Handbooks

Contact: Ray Young (717-783-6633)

- Pennsylvania Accountability Workbook

Contact: John Nau (717-214-9391)

- Accommodations Guidelines for Students with IEPs, and Students with 504 Plans

Contact: Diane Simaska (717-346-8064)

- Accommodations Guidelines for English Language Learners

Contact: Diane Simaska (717-346-8064)

- AYP Score and Participation Attribution Map

Contact: Tom Gillin (717-772-0020)

- PSSA Test Security Procedures

Contact: Jay Gift (717-783-1144)

**DECISIONS:****State Charter School Appeal Board**

- Vitalistic Therapeutic Center Charter School (Bethlehem Area SD) CAB # 1999-6

- William Bradford Academy Charter School (Keystone Oaks SD) CAB # 1999-8

- Wonderland Charter School (State College Area SD) CAB # 1999-3

- Sugar Valley Rural Charter School (Keystone Central SD) CAB # 1999-4

- Phoenix Academy Charter School (Phoenixville Area SD) CAB # 1999-10

- Hills Academy Charter School (Penn Hills SD) CAB # 1999-12

- Collegium Charter School (West Chester Area SD) CAB # 1999-9

- Vitalistic Therapeutic Center Charter School (Allentown City SD) CAB # 1999-5

- Shenango Valley Regional Charter School (Hermitage and Sharon City SD) CAB # 1999-11

- Ronald G. Brown Charter School (Harrisburg City SD) CAB # 1999-1

- Edith & Eloise Academy (Steel Valley and Pittsburgh School Districts) CAB # 1999-13

- Creative Educational Concepts Charter School (Chester Upland SD) CAB # 1999-15

- Souderton Charter School Collaborative (Souderton Area SD) CAB # 1999-2

- Bucks County Montessori Charter School (Pennsbury SD) CAB # 1999-7
- Environmental Charter School (Palisades SD) CAB # 1999-14
- W.E.B. Dubois Charter School (Philadelphia SD) CAB # 2000-10
- William Bradford Academic Charter School (Philadelphia SD) CAB # 2000-1
- Dimensions of Learning Academic Charter School (Philadelphia SD) CAB # 2000-7
- Rising Sun Academy Charter School (Philadelphia SD) CAB # 2000-4
- Leadership Learning Partners Charter School (Philadelphia SD) CAB # 2000-8
- Delaware Valley High Charter School (Philadelphia SD) CAB # 2000-5
- Lincoln-Edison Charter School (York SD) CAB # 2000-11
- Independence Charter School (Philadelphia SD) CAB # 2000-2
- Kemetec Institute charter School (Philadelphia SD) CAB # 2000-6
- Genesis Charter School (Philadelphia SD) CAB # 2000-9
- Legacy Charter School (Council Rock SD) CAB # 2000-14
- Lehigh Valley Academy Regional Charter School (Bethlehem Area SD) CAB # 2000-12
- Lehigh Valley Academy Regional Charter School (Saucon Valley SD) CAB # 2000-13
- Vitalistic Therapeutic Center Charter School (Bethlehem Area SD) CAB # 2000-15
- Dr. Lorraine K. Monroe Academy Charter School (Millcreek Township SD) CAB # 2000-16
- Learning Connection Charter School (Chester Upland SD) CAB # 2001-1
- Renaissance Academy of Pittsburgh, Alternative of Hope Edison Charter School (SD of Pittsburgh) CAB #2001-2
- Elan Charter School (Pennsbury SD) CAB # 2001-3
- Ricci J. Hausley Charter School (Philadelphia SD) CAB # 2001-4
- Thurgood Marshall Charter School (Wilkes-Barre SD) CAB # 2001-5
- Phoenix Charter School (Philadelphia SD) CAB # 2001-6
- Penn Hills Charter School (Penn Hills SD) CAB # 2001-7
- David P. Richardson Charter School (Philadelphia SD) CAB # 2001-8
- Fell Charter School (Carbondale Area SD) CAB # 2001-9
- Graystone Academy Charter School (Coatesville Area School District) CAB #2002-1
- Infinity Charter School (Central Dauphin School District) CAB #2002-4
- Einstein Academy Charter School (Morrisville Borough School District) CAB #2002-6
- Wonderland Charter School (State College Area School District) CAB #2002-7
- Lincoln-Edison Charter School (School District of the City of York) CAB #2002-03
- Montessori Regional Charter School (Millcreek Township School District) CAB #2002-05
- Einstein Academy Charter School (Morrisville Borough School District) CAB #2002-06
- Wonderland Charter School (State College Area School District) CAB #2002-07
- Propel Charter School (Steel Valley School District) CAB # 2003-01
- Bear Creek Community Charter School (Wilkes-Barre School District) CAB #2003-03
- Bucks County Montessori Charter School (Pennsbury School District) CAB #2003-04
- Propel Charter School (McKeesport Area School District) CAB #2004-01
- Bear Creek Community Charter School (Wilkes-Barre Area School District) CAB #2004-2
- Propel Montour Charter School (Montour School District) CAB # 2004-03
- Sugar Valley Rural Charter School (Keystone Central SD) CAB # 2004-04
- Pocono Mountain Math Science & Technology Charter School (Pocono Mountain SD) CAB # 2004-05
- Propel Charter School-East (Penn Hills SD) CAB #2005-01
- Propel Charter School-East (Woodland Hills SD) CAB # 2005-02
- Lincoln Charter School (SD of the City of York) CAB # 2005-03
- Lehigh Valley Academy Regional C.S. (Bethlehem ASD) CAB # 2005-04
- Arts & 3 R's Inc. (Wyoming Valley West SD) CAB #2005-05
- Lehigh Valley Academy Regional C.S. (Saucon Valley SD) CAB # 2005-06
- Vitalistic Therapeutic C.S. (Bethlehem SD) CAB # 2005-07
- Ronald H. Brown Charter School (Harrisburg City School District) CAB # 2005-08
- Voyager Charter School (Garnet Valley School District) CAB # 2005-09
- City College Prep Charter School (Pittsburgh School District) CAB # 2006-01
- Career Connections Charter Middle School (Pittsburgh School District) CAB # 2006-03
- Propel Montour (Montour School District) CAB # 2006-04
- Family Choice (Towanda, Wyalusing & Northeast Bradford) CAB # 2006-05
- Propel Charter School Duquesne (Duquesne School District) CAB # 2006-06
- Education Innovations Lab Charter School (Pittsburgh School District) CAB # 2007-01
- RAPAH (Pittsburgh Public School District) CAB # 2007-03
- Fell Charter School (Carbondale Area School District) CAB # 2007-04
- Environmental School in Frick Park (School District of Pittsburgh) CAB # 2007-05
- Capital Academy Charter School (Harrisburg School District) CAB # 2007-02
- Family Choice Charter School (Towanda and Northeast Bradford School Districts) CAB # 2007-06
- Lincoln Charter Middle School (School District of the City of York) CAB # 2008-01
- IDEA Cyber Charter School, CAB # 2008-03
- The Lighthouse Cyber Charter School CAB # 2008-04
- Penn Johns Charter School (Conestoga Valley School District) CAB # 2008-05
- Germantown Settlement Charter School (Philadelphia School District) CAB # 2008-06
- Renaissance Charter School (Philadelphia School District) CAB # 2008-07
- Mt. Jewett Area Charter School for Academic Excellence (Kane Area School District) CAB # 2009-01
- Vida Charter School (Gettysburg Area and Hanover Public School Districts) CAB # 2009-02
- Propel Charter School—Sunrise (Woodland Hills School District) CAB # 2009-03

- Thomas Paine Charter School (Catasaugua and Northampton School Districts) CAB # 2000-04
- Montessori Regional Charter School (Millcreek Twp. And Erie School Districts) CAB # 2009-05
- ASPIRA Bilingual Charter School v. Department of Education CAB # 2009-06
- Sugar Valley Rural Charter School (Keystone Central School District) CAB # 2009-07
- Northside Urban Pathways Charter School (Pittsburgh Public School District) CAB # 2010-01
- Community Services Leadership Development Charter School (Pittsburgh Public School District) CAB#2012-02
- Young Scholars of Western Pennsylvania Charter School (Baldwin Area School District) CAB # 2010-03
- Vitalistic Therapeutic Charter School (Bethlehem Area School District) CAB # 2010-04
- Valley Academy Charter School (Hazleton Area School District) CAB # 2010-05

Contact: Ernest Helling (717) 787-5500

#### **Office of Chief Counsel Teacher Tenure Appeal Opinions**

- Patricia A. Gorman v. East Allegheny School District, Teacher Tenure Appeal No. 4-96
- In Re: Petition of Stroudsburg Area School District, Teacher Tenure Appeal No. 6-96
- Bridget E. Kelly v. Stroudsburg Area School District, Teacher Tenure Appeal No. 6-96A
- Joseph G. Cesari v. North Schuylkill School District, Teacher Tenure Appeal No. 2-96
- Deborah N. Collins v. Bethlehem Area Vocational-Technical School, Teacher Tenure Appeal No. 3-96
- Renee Czubowicz-Drouse v. Mid Valley School District, Teacher Tenure Appeal No. 6-95
- Margaret M. McMackin v. Pittsburgh School District, Teacher Tenure Appeal No. 8-95
- Wayne Sousa v. Palisades School District, Teacher Tenure Appeal No. 10-95
- James D. Holt v. Muncy Area School District and Board of Directors, Teacher Tenure Appeal No. 12-94
- Roland H. Holvey v. Northumberland County Area Vocational-Technical School, Teacher Tenure Appeal No. 13-94
- Sally Bollinger v. Curwensville Area School District and Board of School Directors, Teacher Tenure Appeal No. 9-94
- William Dopko, et al. v. Riverside Board of School Directors, Teacher Tenure Appeal No. 2-94
- Callie Anderson, et al. v. Board of Education of the School District of Philadelphia, Teacher Tenure Appeal No. 16-94
- Patricia Peiffer v. Lake-Lehman School District, Teacher Tenure Appeal No. 9-93
- Mary Ellen Mela v. Morrisville School District, Teacher Tenure Appeal No. 5-95
- Angela Martino v. Philadelphia City School District, Teacher Tenure Appeal No. 7-95
- Shawn-Kimberly Kocher v. Salisbury School District, Teacher Tenure Appeal No. 5-97
- Dale Kessler v. Line Mountain School District, Teacher Tenure Appeal No. 11-94
- Thomas Katruska v. Bethlehem-Center School District, Teacher Tenure Appeal No. 4-97
- Jane L. Shaffer v. Riverview Intermediate Unit, Teacher Tenure Appeal No. 6-97
- John Reber and Thomas L. McDevitt v. Reading School District, Teacher Tenure Appeal No. 12-95
- Mark Berman, et al v. Philadelphia School District, Teacher Tenure Appeal No. 3-97
- Jay Mastro v. City of Pittsburgh School Board, Teacher Tenure Appeal No. 1-98
- Carol Ann Russo v. Easton Area School District, Teacher Tenure Appeal No. 4-98
- Mary Anne Norris v. Penns Valley Area District, Teacher Tenure Appeal No. 2-98
- Alice Hirsch v. Montour School District, Teacher Tenure Appeal No. 2-97
- Karen Korman v. Penns Valley Area School District, Teacher Tenure Appeal No. 1-99
- Kevin Santry v. Philadelphia School District, Teacher Tenure Appeal No. 2-99
- Stephen Moiles v. Marple Newtown School District, Teacher Tenure Appeal No. 1-00
- James B. Dickinson, Jr. v. Gettysburg Area School District, Teacher Tenure Appeal No. 3-98
- Dale Clymer v. Berks County Intermediate Unit, Teacher Tenure Appeal No. 2-00
- Nancy J. Zelno v. Lincoln Intermediate Unit, Teacher Tenure Appeal No. 3-00
- Colleen Sheptock v. Muncy School District, Teacher Tenure Appeal No. 4-00
- Priscilla Barto v. Williamsport Area School District, Teacher Tenure Appeal No. 3-99
- Margaret McMackin v. Pittsburgh School District, Teacher Tenure Appeal No. 5-99
- Mary Claire Brown v. Parkland Area School District, Teacher Tenure Appeal No. 7-97
- Robert Adams v. Harrisburg School District, Teacher Tenure Appeal No. 5-00
- Dr. Henry Benz v. Board of Public Education of the School District of Pittsburgh, Teacher Tenure Appeal No. 3-01
- Glenn Gow v. Big Spring School District, Teacher Tenure Appeal No. 1-97
- Carol Ann Russo v. Easton Area School District, Teacher Tenure Appeal No. 4-98A
- Maureen Joyce v. Board of Directors of Spring-Ford School District, Teacher Tenure Appeal No. 2-01
- Kenna Williams v. Clearfield County Vocational-Technical School, Teacher Tenure Appeal No. 4-99
- Barbara Palumbo v. Board of Directors of DuBois Area School District, Teacher Tenure Appeal No. 4-01
- Jacquelyn N'Jai v. Pittsburgh School District, Teacher Tenure Appeal No. 5-01
- William Brunson v. Coatesville Area School District, No. 1-02
- Thomas Hajduz v. Peters Twp. School District, No. 1-03
- Dr. Linda Portlock v. Harrisburg Area School District, No. 2-02
- Edwin Hasson v. Glendale School District, No. 5-03
- Joanne Henshaw v. Boyertown Area School District, No. 7-03
- Shirley Curl v. Solanco School District, No. 1-04
- Peter Igoe v. Dunmore School District, No. 3-03
- Cecil E. Clugston v. Franklin County Career and Technology Center, No. 4-03
- Eleanor Jones v. School District of Pittsburgh, No. 3-04
- Donald Becker v. York County School of Technology, No. 4-04
- Dr. Brenda G. Turner v. Wilkinsburg School District, No. 5-04
- Faith Kline v. Loyalsock Township School District, No. 1-05
- Bradley Flickinger v. Lebanon School District, No. 2-05
- Dr. Adrienne Lancaster v. Carlynton School District, No. 3-05
- Albert J. Papada v. Pine Grove Area School District, No. 4-05
- Shirley Curl v. Solanco School District, No. 1-04A
- Carol J. Belas v. Juniata School District, No. 2-04

- Cassandra Richardson Kemp, Richard Mascari, Lorraine Eberhardt Tyler & Margaret Brown v City of Pittsburgh Public Schools, No. 1-06
- Gene Lawrence Rizzo v. Apollo-Ridge School District, No. 2-06
- Marilyn Chapleskie v. Williams Valley School District, No. 2-07
- Rox-Ann Reifer v. Williamsburg Area School District, No. 1-07
- Judith Sargent v. Schuylkill Valley School District, No. 2-08
- Lee V. McFerrin v. Farrell Area School District. 3-08
- Ronald J. McCauley v. Lenape Vocational Technical School, No. 4-08
- Kimla Robinson v. School District of Philadelphia, No. 1-09
- Shahla Mazdeh v. School District of Philadelphia, No. 2-09
- Gertrude W. Rose v. School District of Philadelphia, No. 5-09
- Eric Waters v. Harrisburg School District, No. 7-09
- Jeffrey Madden v. Perkiomen Valley School District, No. 5-08
- Vicky Rose v. School District of Pittsburgh, No. 4-09
- Dr. Carole Policastro v. Steel Valley School District, No. 6-09
- Robert J. Ritz, Jr. v. Hazleton Area School District, No. 8-09
- Dr. Joseph W. Findley, Jr. v. Montour School District, No. 1-10
- Richard Migliore v. Philadelphia City School District, No. 2-10

Contact: Karen Feuchtenberger (717) 787-5500

#### **Certification Appeal Committee Decisions**

- John DiLeonard, Certification Appeal #01-01
- Mark Lysiak, Certification Appeal #01-02
- Donna Radice, Certification Appeal #01-03
- Edward Penn, Certification Appeal #01-04
- Brook Kabakjian, Certification Appeal #01-05
- Mark Mannella, Certification Appeal #01-06
- Timothy Kalajainen, Certification Appeal #01-07
- Andrew Igbineweka, Certification Appeal #01-08
- Frances Santiago, Certification Appeal #01-09
- Ronald Duska, Certification Appeal #01-10
- Kim Cuff, Certification Appeal #01-11
- John Hillard, Certification Appeal #01-12
- Gregory Williams, Certification Appeal #01-13
- Shirley Dickinson, Certification Appeal #01-14
- Mary Lamm, Certification Appeal #01-15
- Thomas Podpora, Certification Appeal #01-16
- Joseph Liberati, Certification Appeal #01-17
- M Miller, Certification Appeal #01-18
- Dianne Hammett, Certification Appeal #01-19
- Sandra Williams, Certification Appeal #01-20
- Paul Gomes, Certification Appeal #01-21
- John Lyman, Certification Appeal #01-22
- Robert Gockley, Certification Appeal #01-23
- Ronald Mihalko, Certification Appeal #01-24
- Patricia Hoffman-Miller, Certification Appeal #01-25
- Thomas Smith, Certification Appeal #01-26
- Susan Karnbauer, Certification Appeal #01-27
- Bryan McGraw, Certification Appeal #01-28
- Sister Marilynn Chapleski, Certification Appeal #01-29
- John Ray, Certification Appeal #01-30
- Carol McKnight, Certification Appeal #01-31
- Teresa Dodds, Certification Appeal #01-33
- Donna Papocchia, Certification Appeal #01-34
- William Miller, Certification Appeal #01-35
- Karen Overfield, Certification Appeal #01-36
- Phillip Calderone, Certification Appeal #02-01
- Patty Todd, Certification Appeal #02-02
- Bruce Hess, Certification Appeal #02-03
- Michael Knobloch, Certification Appeal #02-04
- Vera White, Certification Appeal #02-05
- Patti MacPhee, Certification Appeal #02-06
- Marie-Pierre Murray, Certification Appeal #02-07
- Charles Whittier, Certification Appeal #02-08
- Kara Konrad, Certification Appeal #02-09
- David Danner, Certification Appeal #02-10
- Alice Goldberg, Certification Appeal #02-11
- Keith Laser, Certification Appeal #02-12
- Marian Smith, Certification Appeal #02-13
- Lata Anatheswaran, Certification Appeal #02-14
- Marilyn Klein, Certification Appeal #02-15
- Susan Cunnup, Certification Appeal #02-17
- Wallace Gary, Certification Appeal #02-19
- Curtis James, Certification Appeal #02-20
- Esther Beck, Certification Appeal # 02-21
- Sheryl Johnson, Certification Appeal #02-22
- Robert Bryson, Certification Appeal #02-24
- Jennifer Boylan, Certification Appeal #02-25
- Andrew Bowalick, Certification Appeal #02-26
- Irene Conrad, Certification Appeal #02-27
- Richard Rhinesmith, Certification Appeal #02-28
- Nicodemo Lombardo, Certification Appeal #02-29
- Marian Menapace, Certification Appeal #02-30
- Dale Herman, Certification Appeal #02-31
- Eugene Williams, Certification Appeal #02-32
- Chris Shaeffer, Certification Appeal #02-34
- Deborah Cox, Certification Appeal #02-35
- Eric Fraunfelter, Certification Appeal #02-36
- Thomas Hojnowski, Certification Appeal #02-37
- Robyn Fasolino, Certification Appeal #02-38
- Joan Nedwreski, Certification Appeal #02-39
- Greg Protzman, Certification Appeal #02-40
- Terrance Gumper, Certification Appeal #02-41
- James Burnworth, Certification Appeal #02-42
- Paul Kennedy, Certification Appeal #02-43
- Jason Geissler, Certification Appeal #02-44
- Richard Mooberry, Certification Appeal #02-45
- William Millar, Certification Appeal #02-46
- Jeannie French, Certification Appeal #02-47
- Kelly Harbaugh, Certification Appeal #02-48
- Ellen Braffman Certification Appeal #03-01
- Oscar Torres Certification Appeal #03-02
- Susan Dinnocenti Certification Appeal #03-03
- Judith Karakawa Certification Appeal #03-04
- Carol Morgan Certification Appeal #03-05
- William Richman Certification Appeal #03-06
- Kelly Davenport Certification Appeal #03-07
- Jesse Denkins Certification Appeal #03-08
- Peter Leo Certification Appeal #03-09
- Mary Jane Londis Certification Appeal #03-10
- Joseph Martin Certification Appeal #03-11
- Caryl Parker Certification Appeal #03-12
- Tricia Reitz Certification Appeal #03-13
- Nicholas Schiappo Certification Appeal #03-14
- Gregory Wilson Certification Appeal #03-15
- Karen Kanter Certification Appeal #03-16
- George Custer Certification Appeal #03-17
- Christie Homell Certification Appeal #03-18
- Jonathan Hornbeck Certification Appeal #03-19
- Alexander Nicolas Certification Appeal #03-20
- Laura Wilson Bonner Certification Appeal #03-21
- Patricia Rough Certification Appeal #03-22
- Wesley Alexander Certification Appeal #03-23
- Susan Ehler Certification Appeal #03-24
- Mark Swoger Certification Appeal #03-25
- Janet Faccioli Certification Appeal #03-26
- Christopher Fulco Certification Appeal #03-27

- Michael Lowe Certification Appeal #03-28
- Benjamin Peterson Certification Appeal #03-29
- Joseph Carchidi Certification Appeal #03-30
- Joseph Dubinski Certification Appeal #03-31
- James Frank Certification Appeal #03-32
- Mary Franko Certification Appeal #03-33
- Jeannine French Certification Appeal #03-34
- Constance Johnson Certification Appeal #03-35
- Steve Kameika Certification Appeal #03-36
- Janeen Marzewski Certification Appeal #03-37
- Paul Plott Certification Appeal #03-38
- Mary Jo Walsh Certification Appeal #03-39
- Denise Wing Certification Appeal #03-40
- Edward Zigerell Certification Appeal #03-41
- Zorka Karanxha Certification Appeal #03-42
- Donna Nugent Certification Appeal #03-43
- Janet Shulte Certification Appeal #03-44
- Craig Smith Certification Appeal #03-45
- Marguerite Courbin Certification Appeal #03-46
- Richard Vitale Certification Appeal #04-01
- Christopher Smith Certification Appeal #04-02
- Margaret Rubin Certification Appeal #04-03
- James Kist Certification Appeal #04-04
- Richard Daubert Certification Appeal #04-05
- Daniel Serfass Certification Appeal #04-06
- Jennifer Speirs Certification Appeal #04-07
- Roxanne Russell Certification Appeal #04-08
- Beth Markow Certification Appeal #04-09
- Megan Lynott Certification Appeal #04-10
- Thomas Andrews Certification Appeal #04-11
- Angela Fibbi Certification Appeal #04-12
- Lynn Grychowski Certification Appeal #04-13
- Craig Parkinson Certification Appeal #04-14
- Annette Fusca Certification Appeal #04-15
- Barbara Griffiths Certification Appeal #04-16
- Joyce Morich Certification Appeal #04-17
- Bethany Dauer Certification Appeal #04-18
- William Gretton Certification Appeal #04-19
- Sean Clark Certification Appeal #04-20
- Linda Criss Certification Appeal #04-21
- Sammy Demian Certification Appeal #04-22
- Margaret Moore Certification Appeal #04-23
- David Rubright Certification Appeal #04-24
- Curtis Whitsel Certification Appeal #04-25
- Jerald Thompson Certification Appeal #04-26
- Patricia Thompson Certification Appeal #04-27
- Michele Williamson Certification Appeal #04-28
- Tom McMath Certification Appeal #04-29
- Donald Burkins Certification Appeal #04-30
- Kevin Penn Certification Appeal #04-31
- Faith Fitzgerald Certification Appeal #04-32
- Lori Friedman Certification Appeal #04-33
- James Padula Certification Appeal #04-34
- Michael Warren Certification Appeal #04-35
- Kenneth Pandozzi Certification Appeal #06-06
- Sebastian Ribas-Normand Certification Appeal #06-10
- Diane Briars Certification Appeal #06-13
- Debra Takach Certification Appeal #06-14
- Scot Lauer Certification Appeal #06-15
- Debra Ferguson Certification Appeal #06-16
- Richard Hartz Certification Appeal #06-17
- William Tibbins Certification Appeal #06-18
- Brett Youngkin Certification Appeal #06-19
- Michael Romeo Certification Appeal #06-21
- Cindy Magliula Certification Appeal #06-22
- Laura Matechak Certification Appeal #06-23
- Brendan Rogers Certification Appeal #06-24
- Joseph Reggie Certification Appeal #06-25
- Lauren Shriver Certification Appeal #06-27
- Michael O'Donnell Certification Appeal #06-28
- Andrew Phillips Certification Appeal #06-29
- Jana Stanford-Sidler Certification Appeal #06-30
- Frank Guida Certification Appeal #06-31
- Jonathan Nauhaus Certification Appeal #06-32
- David Hayden Certification Appeal #06-34
- Brian McCarthy Certification Appeal #06-35
- Bryan Deal Certification Appeal #06-37
- Patrick Leyland Certification Appeal #06-38
- William Kochinsky Certification Appeal #07-15
- Brandy Paul Certification Appeal #07-20
- Amy Grams Certification Appeal #07-22
- Sherry Washington Certification Appeal #07-48
- Jones, Del, Certification Appeal #07-13
- Lyden, James, Certification Appeal #07-27
- Cruz, Marisha, Certification Appeal #07-21
- Cintron, Nayda, Certification Appeal #07-24
- Appolloni, Ann, Certification Appeal #07-36
- Dupaly, Edward, Certification Appeal #07-41
- Eckels, Olivia, Certification Appeal #07-42
- DeMent, Jarrett, Certification Appeal #07-44
- Matty, Blayne, Certification Appeal #07-47
- Bowman, Daniel, Certification Appeal #07-51
- Hake, Cory, Certification Appeal #07-53
- Woods, Phillip, Certification Appeal #07-54
- Wolfgang, Linda, Certification Appeal #07-55
- Kane, Kevin, Certification Appeal #07-56
- Shell, Glenn, Certification Appeal #07-57
- Lanciano, Ruth, Certification Appeal #07-58
- Van Antwerpen, Patricia, Certification Appeal #07-59
- Laskowski, Gerard, Certification Appeal #07-60
- Knobloch, Michael, Certification Appeal #07-61
- French, Elizabeth, Certification Appeal #07-62
- Reiber, Joseph, Certification Appeal #07-63
- Canum, Rebecca, Certification Appeal #07-64
- Alston, Christopher, Certification Appeal #07-65
- Czibik, Richard, Certification Appeal #07-66
- Kramer, Pamela, Certification Appeal #07-67
- Patterson, Jennifer, Certification Appeal #07-68
- Hartranft, James, Certification Appeal #07-69
- Clark, Tracy, Certification Appeal #06-26
- Wagler, Tammy, Certification Appeal #07-70
- Joblin, Leslie, Certification Appeal #07-71
- Marano, Michael, Certification Appeal #07-72
- Beabout, Brian, Certification Appeal #07-73
- Kysor, Daniel, Certification Appeal #07-76
- Tabarez, Meg Leslie, Certification Appeal #07-77
- Buck, Jr., Kenneth, Certification Appeal #07-78
- Bailey, Heath, Certification Appeal #07-80
- Catalano, Gina, Certification Appeal #07-81
- Simon, Mark, Certification Appeal #07-83
- Wilson, Bruce, Certification Appeal #07-84
- Palisin, Timothy, Certification Appeal #08-01
- Noel, Mary, Certification Appeal #08-04
- Barkovich, David, Certification Appeal #08-05
- Sorby, Paul, Certification Appeal #08-02
- Wedemeyer, Ellen, Certification Appeal #08-06
- Miller, Judy, Certification Appeal #08-07
- Johnston, Colette, Certification Appeal #08-09
- Tripp, Laura, Certification Appeal #08-10
- Frey, Kathleen, Certification Appeal #08-11
- Noll, Denise, Certification Appeal #08-12
- Wyant, Jeffrey, Certification Appeal #08-13
- Krall, Troy, Certification Appeal #08-14
- D'Amore, Paul, Certification Appeal #08-15
- Sorci, Thomas, Certification Appeal #08-16
- Jackendoff, Samuel, Certification Appeal #08-17
- Graham, Charlene, Certification Appeal #08-18
- Elliott, Courtney, Certification Appeal #08-19
- Miller, Denise, Certification Appeal #08-20
- Roberts, Alan, Certification Appeal #08-21

- McChalicher, Gary, Certification Appeal #08-22
  - D'Angelo, Constance, Certification Appeal #08-23
  - Tommelleo, Andrew, Certification Appeal #08-24
  - Carr, Kevin S., Certification Appeal, #08-25
  - Fasarakis, Kimberly, Certification Appeal #08-27
  - Gesford, Corey, Certification Appeal #08-28
  - Howell, Marcaz, Certification Appeal #08-29
  - Smith, Jennifer, Certification Appeal #08-30
  - Esposito, Jeffrey, Certification Appeal #08-38
  - Abelson, James, Certification Appeal #09-16
  - Bassett, Jeremy, Certification Appeal #09-09
  - Beury, Kari, Certification Appeal #09-17
  - Browne, Lamont W., Certification Appeal #09-02
  - Carter-Lafayette, Marva, Certification Appeal #09-13
  - Davidson, Yolanda Elisabeth, Certification Appeal #09-22
  - Galloza, Jr., Jose, Certification Appeal #09-20
  - Jakes, Lynda, Certification Appeal #09-08
  - Murphy, Alice B., Certification Appeal #09-06
  - Nelson, Crystal E., Certification Appeal #09-01
  - Reed, Carolyn, Certification Appeal #09-14
  - Zawislán, William, Certification Appeal #09-12
  - Zebrowski, Mary, Certification Appeal #09-05
- Contact: Robert Tomaine (717-787-5500)

#### **Certification Audit Appeals**

- Lancaster School District  
Contact: Mark Zaccarelli (717-787-5500)

#### **Teacher Decertification Decisions**

- Commonwealth of Pennsylvania v. Benjamin Lucciola, DI-87-07
  - Commonwealth of Pennsylvania v. Malachi Robinson, 1996-3
- Contact: M. Patricia Fullerton (717-787-5500)
- Commonwealth of Pennsylvania v. Bobby Wilson  
Contact: Joseph Miller (717-787-5500)

#### **Food and Nutrition Appeals**

- William Penn School District
  - Auntie Sherry's Christian Child Care
  - Heaven's Angels Day Care
  - Little Paradise Day Care Center
  - Little People Day Care School, Inc.
- Contact: Karen Feuchtenberger (717-787-5500)
- Lower Kensington Environmental Center Youth Services, Child Care Food Program 1995-1
  - Tots Yearn to Learn, Inc.
  - Cassoria Learning Centers, Inc.
- Contact: Ernest Helling (717-787-5500)
- Blessed Hope S.D.C. Church  
Contact: Robert Tomaine (717-787-5500)
  - Educational Management Services of Harrisburg. v. Department of Education.
  - Educational Management Services of Harrisburg. v. Department of Education.
  - Educational Management Services v. Division of Food and Nutrition
  - Little Hands Daycare v. Division of Food and Nutrition
  - Logan Child Care and Resource Center v. Division of Food and Nutrition
  - Through the Years v. Division of Food and Nutrition
  - Kids Choice Learning Centers v. Division of Food and Nutrition
  - Little Treasures Learning Centers v. Division of Food and Nutrition
  - Safe Kids at Nicetown v. Division of Food and Nutrition
  - Senior Care Centers of PA v. Division of Food and Nutrition
- Contact: Robert Tomaine (717) 787-5500

#### **Professional Standards and Practices Commission Adjudications, Memoranda and/or Orders**

- Abraham, Joseph, DI-09-01
- Adams, Jason, DI-08-55
- Adams, Kim, DI-03-14
- Alvarez, Ismael, DI-01-19
- Ammon, Brian, DI-08-16
- Andrews, David, DI-92-21
- Andrews, Gregory M, DI-00-35
- Antinore, Brenda S., DI-02-08
- Arnold, David Allen, DI-90-01
- Aucker, Raymond, DI-00-41
- Azpiazu, Raul, DI-08-06
- Azzolina, Joseph, DI-08-44
- Baily, Jr., Robert, DI-08-45
- Baker, John D., DI-99-25
- Baney, Todd, DI-92-09
- Baracca, Martin, DI-92-08
- Batoff, Steven, DI-06-23
- Baum, Eric, DI-06-15
- Bauman, John, DI-05-09
- Bealer, Russel, DI-98-33
- Beich, Michael, DI-98-21
- Bell, Christopher, DI-05-18
- Bellicini, Shawn, DI-08-11
- Bennett, Jerome, DI-08-40
- Bennett, Jerome, DI-08-40A
- Berner, William, DI-98-24
- Berresford, Matthew M., DI-10-27
- Betz, Ronald, DI-08-35
- Bickel, Joseph, DI-97-38
- Binder, Robert, DI-95-06
- Blair, Frank, DI-06-08
- Blimmel, Kimberly Ann, DI-98-41
- Bodle, Leon Drake, DI-09-05
- Boguslawski, Charles, DI-01-10
- Bonello, Robert, DI-95-13
- Bonow, Beth G., DI-97-06
- Booher, Lonnie K., DI-02-14
- Booher, William, DI-03-27
- Bouch, Richard, DI-08-25
- Bowerman, Nathaniel, Jr., DI-05-20
- Boyce, William, DI-92-02
- Bregman, Scott D., DI-10-22
- Breighner, Stephen, DI-07-38
- Bresnahan, Joyce, DI-07-02
- Brestensky, Richard J, DI-03-09
- Brillhart, Kathryn, DI-08-24
- Brose, Matthew K., DI-97-33
- Brosh, Brian, DI-08-48
- Brosh, Brian, DI-08-48A
- Brown, Deborah, DI-07-11
- Brown, Nathaniel, DI-97-28
- Brown, Raymond C., DI-10-08
- Brown, Raymond C., DI-10-08
- Buchalter, Sandra, DI-95-04
- Bult, Anthony G., DI-94-17
- Bumbera, Patricia, DI-94-15
- Burger, Anthony, DI-03-16
- Burris, Jeremy, DI-98-38
- Butkiewicz, Edward, DI-04-03
- Byrne, Andrew, DI-92-27
- Caliguiri, Clyde, DI-92-19
- Callahan, Kevin T., DI-99-28
- Calnon, Michael, DI-09-06
- Cammisa, Gary, DI-98-29
- Campbell, William, DI-96-05
- Cangie, Michael P., DI-96-14
- Cappellini, Joseph, DI-96-32
- Cordek, Cynthia, DI-08-29



- Carroll, John, DI-97-22
- Carroll, John A., DI-96-16
- Castleman, Michael, DI-08-04
- Catania, Joseph Jr, DI-01-16
- Ceraso, Frank, DI-96-19
- Chandler, Frederick B, DI-01-03
- Christensen, Lisa M., DI-97-41
- Ciabattoni, Christopher, DI-98-03
- Cicero, James, DI-94-12
- Cirner, Michael S., DI-10-30
- Cisik, Mark B., DI-00-36
- Clapper, Donna E., DI-09-19
- Clark, Elmer S., DI-10-09
- Clarke, George F., DI-02-05
- Clugston, Patrick M., DI-09-32
- Clugston, Patrick M., DI-09-32A
- Cohen, Jay W., DI-10-23
- Colelli, Richard, DI-94-05
- Coleman-Brown, Cynthia, DI-99-06
- Colledge, Michael A., DI-92-04
- Conrad, William, DI-94-07
- Consentino, Vernon, DI-99-12
- Cook, Maurice, DI-07-10
- Cooper, John, DI-95-18
- Corrado, Joseph, DI-00-21
- Cortez, Carmen, DI-00-07
- Costanza, David, DI-07-28
- Crawley, Sandra Spicer, DI-93-23
- Cressler, Alfred B., DI-97-29
- Crowe, Regina, DI-06-03
- Curren, II, Vincent, DI-06-04
- Curtis, David E., DI-92-18
- Dalinka, Lynne, DI-92-06
- Danner, Jack, DI-98-25
- Davidson, Steven, DI-98-27
- David (Pack), Lori, DI-08-54
- Davis, Thomas B., DI-96-04
- Decker, Albert, DI-93-05
- Deckman, Kenneth, DI-06-14
- Dennison, William, DI-95-07
- Deppen, Matthew S., DI-10-03A
- Derck, David Allen, DI-93-10
- Deromo, Michael, DI-93-01
- Derr, Sharon, DI-03-04
- Devine, David C., DI-10-25
- Diamond, Stanley, DI-95-12
- Dibenedetto, John, Jr, DI-93-24
- Dickinson, James Brann, DI-98-04
- Diddle, Dale A., DI-02-18
- Digirolamo, Peter, DI-08-18
- Dimarino, David C., DI-97-07
- Dinnocenti, Steven T., DI-10-06
- Doherty, Joseph, DI-99-20
- Doll, Jason, DI-99-21
- Domian, Ronald A., DI-10-11
- Dombloski, Robert A., DI-97-23
- Donnelly, Michael, DI-95-08
- Donnelly, Thomas, DI-03-05
- Doud, John, DI-91-02
- Dreisbach, William, DI-08-30
- Duffy, Alfred P., DI-00-02
- Durland, Lyle, DI-93-22
- Egger, Craig, DI-07-37
- Eisenhauer, Zachary John, DI-11-04
- Ellis, Carl, DI-97-42
- Englebach, Craig, DI-05-19
- Eppley, Damon, DI-03-02
- Evans, John M., DI-02-20
- Evans, Monique, DI-98-43
- Ewing, Raymond A., DI-08-34
- Falabella, William, DI-94-11
- Farley, Richard, DI-99-24
- Farr (Kauffman), Denise, DI-95-27
- Fayish, Michelle, DI-07-32
- Fecko, Megan, DI-08-03
- Feldman, Suzan, DI-01-15
- Fenstermaker, Rick, DI-05-07
- Ferry, Daniel, DI-06-19
- Ferron, Onzelo, DI-93-06
- Fetty, Angie M., DI-09-30
- Finkel, Susan B., DI-02-24
- Fiorelli, Michael P., DI-09-07
- Fitzmier, James B., DI-09-09
- Flannery, Sean, DI-01-01
- Fleming, Ronald G., DI-06-11
- Foose, Donald R., DI-00-15
- Fox, Andrea, DI-08-53
- Francis, David, DI-98-14
- Franczyk, Lee E., DI-00-08
- Frank, James, DI-08-12
- Freeland Sokol, Justin, DI-09-29
- Freeland Sokol, Justin, DI-09-29A
- Freeman, Leroy, DI-01-21
- Fridy, James Thomas, DI-94-16
- Friedrichs, Jr, Edgar, DI-02-28
- Frost, Thomas, DI-08-36
- Fuller, Richard, DI-93-29
- Fuller, Susan, DI-00-42
- Funk, John W., DI-04-29
- Gable, Amy J., DI-00-32
- Gadsden, Nathan L., DI-05-15
- Garcia, Juan E., DI-97-18
- Garre, Maria, DI-08-32
- Gates, James, DI-08-14
- Gates, Robin B., DI-96-08
- Gatto, Joseph, DI-92-01
- Gelormini, Matthew, DI-05-16
- Genco, Peter, KO-08-21
- Gift, Robert D., DI-02-06
- Gill, James E., DI-02-09
- Glover, Iszel, DI-06-25
- Gmitter, Scott E., DI-05-05
- Goettler, Matthew S., DI-09-12
- Gotwals, Michel J. Hoover, DI-96-09
- Gow, Glenn, DI-96-17
- Graboski, Mark S., DI-05-06
- Greytock, John M., DI-97-10
- Grier, Robert, DI-10-21
- Griffin, Geoffrey, DI-99-01
- Griffis, Scott, DI-07-20
- Grygo, Raymond, DI-00-24
- Guarneri, Gino L., DI-01-07
- Guy, Richard, DI-95-22
- Guzzo, James, DI-98-02
- Hahn, Robert Jr., DI-96-03
- Hain, Jeffrey R., DI-00-33
- Hall, Bruce Allen, DI-08-50
- Halmi, Christian T., DI-02-15
- Hammond, Timothy K., DI-09-14
- Hardy, David, DI-96-30
- Harmer, Danielle, DI-08-43
- Harvey, Jeffrey, DI-07-08
- Harvey, Rebecca A., DI-09-56A
- Hasson, Jerome, DI-96-25
- Hawkins, Robert C., DI-09-50
- Hawkins, Robert C., DI-09-50A
- Hayden, Jeffrey, DI-10-07
- Hayes, William, DI-03-29
- Heath, David J., DI-06-09
- Hecht, Herbert, DI-93-13

- Heitzman, Gary, DI-95-32
- Heller, Roger, DI-98-31
- Herrick, Charles, DI-93-12
- Herrington, James, DI-99-04
- Hicks, Anthony, DI-98-13
- Hileman, Rian, DI-93-19
- Hill, Nancy J., DI-00-22
- Hoag, Thomas, DI-97-01
- Holden, Linnea, DI-07-29
- Holmes II, Westley, DI-91-01
- Hopkins, Valerie, DI-99-13
- Houshower, Delmar, DI-01-22
- Hovington, John, DI-91-05
- Howard, Daniel C., DI-02-12
- Hughes, Robert J., DI-02-03
- Hunsicker, Kevin, DI-02-01
- Hunter, Frederick, DI-09-24
- Hunter, Randall, DI-00-10
- Hurst, Charles D., DI-10-29
- Hutchinson, Daniel S., DI-09-16
- Hutchinson, Mary Elizabeth, DI-98-19
- Iman, Harry W., DI-02-07
- Irwin, Ryan M., DI-10-26
- Isbell, Jason L., DI-08-49
- Isbell, Jason L., DI-08-49A
- Jamison, James R., DI-09-22
- Jetter, James F., DI-04-06
- Johnson, Cynthia L., DI-02-16
- Johnson, Jill, DI-98-35
- Johnson, Joseph Robert, DI-08-51
- Johnson, Joseph Robert, DI-08-51A
- Jordan, Thomas E., DI-95-30
- Joyce, Maureen, DI-03-06
- Jumpp, Alvin, DI-03-21
- Kaiser, Paul F., DI-00-39
- Kalko, John Claude, DI-94-04
- Kandel, Mark W., DI-09-28
- Karuza, Kit, DI-92-26
- Kasperek, Anne, DI-05-03
- Keck, Norman, DI-93-21
- Keefe, Kristen A., DI-01-05
- Keller, Brian M., DI-03-34
- Kellogg, Laurie, DI-92-24
- Kellogg, Laurie, DI-91-18
- Kelly, Andrew, DI-92-17
- Kennedy, Michael, DI-03-03
- Kenyon, John, DI-07-15
- Kephart, Jack, DI-08-56
- King, Daniel, DI-08-37
- King, Kevin, DI-06-07
- Kinniry, Francis, DI-94-23
- Kirby, Regis, DI-08-41
- Kirby, Regis, DI-08-41A
- Kiryk, Gary, DI, 05-08
- Knaper, Robert, DI-99-23
- Knox, Stephen A., DI-95-26
- Kosik, Christine, DI-80-39
- Kowalski, Bruce, DI-01-09
- Kratzer, Troy, DI-01-13
- Krispinsky, Bernard, DI-02-26
- Kurtz, Tab, DI-03-35
- Lamana, Peter J., DI-08-15
- Lambright, Randy, DI-93-27
- Landini, Stephen, DI-96-07
- Landis, Robert, DI-03-10
- Lattari, Michael J., DI-09-21
- Leathers, Autumn, DI-08-46
- Leathers, Autumn, DI-08-46A
- Lenaway, Michael, DI-05-01
- Libert, John I., DI-11-09
- Lofton, Curtis, DI-08-22
- Loughner, Kenneth, DI-00-18
- Loughney, Frank J., DI-01-02
- Love, Thomas A., DI-01-04
- Lutz, Alan N., DI-09-18
- Lyon, John W., DI-99-27
- Madden, Walter, DI-99-22
- Major, Mark, DI-03-30
- Maroni, Mark D., DI-97-08
- Marshall, Robert, DI-08-01
- Martin, Alexander B., DI-95-24
- Martin, Christine E., DI-09-33
- Martin, Christine E., DI-09-33A
- Martino, Michael, DI-96-28
- Matthew, Thomas, DI-07-06
- Mattson, Todd G., DI-06-17
- Maxson, Mary D., DI-00-09
- Mayes, David, DI-99-18
- Mayes, David T., DI-08-23
- McAndrew, David F., DI-09-08
- McCorkle, Michael, DI-06-05
- McHugh, Joseph, DI-06-05
- McKnight, Lances, DI-92-25
- McKnight, Lances, DI-92-05
- McKnight, Lances T., DI-92-05
- McMurtrie, Jason, DI-01-23
- Meagher, Randall L., DI-05-13
- Medvidovich, Joel, DI-97-12
- Melesenka, Timothy J., DI-96-36
- Meloy, Mark, DI-06-22
- Merker, Jr, Robert, DI-93-17
- Merker, Jr, Robert A., DI-91-14
- Michael, Ernest N., DI-00-12
- Mihalko, Lawrence, DI-01-08
- Milano, Christine, DI-99-17
- Milleo, Matthew, DI-07-09
- Miller, Brian, DI-09-27
- Miller, Brian, DI-09-27A
- Miller, David J., DI-96-01
- Miller, Melvin L., DI-97-02
- Miller (III), Newton H., DI-10-19
- Miller, Walter T., DI-97-11
- Miscavage, Edward, DI-96-06
- Mogle Erwin, Nancy, DI-03-31
- Monaghan, Ryan, DI-10-18
- Monath, Andrew, DI-06-01
- Montanero, John J., DI-00-04
- Montgomery, Robert, DI-91-08
- Monyer, Henry P., DI-95-25
- Mooney, Hugh A., DI-97-03
- Mosley-Baker, Elizabeth, DI-97-34
- Moyer, Jeffrey, DI-99-09
- Moyer, Jeffrey, DI-00-37
- Munley, John, DI-98-36
- Myers, Elissa Rae, DI-09-34
- Nagar, Vasanti, DI-91-10
- Nanko, Regina, DI-92-22
- Nedley, Richard A., DI-95-09
- Nelson-Lott, Bonnie, DI-97-36
- Nemeth, Tammi Mae, DI-06-26
- Neuman, James, DI-94-09
- Newell, Curtis, Jr, DI-94-01
- Newman, Ryan K., DI-03-19
- Nichols, Hattie B., DI-09-51
- Noe, Chris, DI-94-13
- Norris, Jeffrey D., DI-09-36
- Novak, Ryan, DI-08-10
- Novotny, Stephen, DI-96-11
- O'Connor, James, DI-98-26
- O'Herrick, William, DI-93-15

- Oatman, Steven J., DI-09-20
- Oatman, Steven J., DI-09-20A
- Offutt, Stephen B., DI-96-23
- Ogrizek, M. Barbara, DI-97-40
- Olk, Steven, DI-00-29
- Onderdonk, Adriaan, DI-03-32
- Onkst, Robert W., DI-10-24
- Opalek, Alan A., DI-92-10
- Ormsby, Dirk R., DI-05-17
- Overley, Benjamin D., DI-96-35
- Owens, Alma, DI-95-10
- Pagnani, Santo, DI-96-33
- Palmer, Lisa M., DI-98-08
- Palmer, Michael R., DI-09-45
- Palmer, Michael R., DI-09-45A
- Pardue, Jane E., DI-97-31
- Parker, Michael, DI-03-25
- Parks, Lawrence J., DI-97-27
- Parlton, Shelley, DI-07-39
- Paulina, Vickie Lee, DI-92-03
- Peresie, Joseph R., DI-10-15
- Pesce, Michael, DI-03-01
- Peters, Suzanne, DI-08-07
- Peters, Tracey, DI-98-39
- Peterson, Vincent, DI-92-23
- Petron, Joseph M., DI-97-21
- Pfeuffer, Timothy, DI-06-20
- Picklo, Amy, DI-03-11
- Plano, Ronald, DI-96-24
- Pollock, Ronald C., DI-00-26
- Ponder, Sally Ann, DI-95-28
- Poole, Daniel G., DI-00-11
- Popsack, Allan, DI-96-27
- Pratt, Timothy A., DI-10-13
- Prusak, James, DI-08-13
- Rankin, Kevin J., DI-95-20
- Rankowitz-Mezzy, Mindy, DI-97-20
- Ransom, Evan, DI-05-10
- Raspberry, Charles, DI-99-14
- Regener, Jeffrey, DI-07-18
- Reitz, David Gerald, DI-94-10
- Rembold, Charles, DI-07-05
- Richards, Robert, DI-08-19
- Richards, Robert, DI-08-19A
- Richards, Suzanne, DI-98-09
- Richmond, Merissa, DI-06-18
- Rigby, Alan, DI-95-11
- Ritter, Gregory G., DI-09-15
- Rizzo, Gene, DI-08-27
- Robinson, John, DI-98-10
- Robison, Andrew, DI-99-29
- Roda, Ronald, DI-06-12
- Romanyazyn, Susan B., DI-09-13
- Rosenberger-Hable, Kristine, DI-97-19
- Rosie, Donald, DI-07-16
- Rounds, Daniel G., DI-02-25
- Ruediger, James, DI-99-16
- Russell, Robert, Peter, DI-91-17
- Saler, Raphael, DI-99-05
- Savage, Edward Floyd, DI-97-39
- Saveri, David, DI-92-11
- Saviet, Kenneth, DI-03-28
- Sbuscio, Raymond, DI-00-34
- Scales, Aaron R., DI-02-19
- Schade, Jere, DI-98-20
- Schaeffer, Robert, DI-07-24
- Scott, Tyson, DI-09-11
- Scull, Barbara B., DI-96-34
- Seitz, Jan, DI-93-25
- Seltzer, Lucille, DI-98-12
- Sensor, Stephen, DI-94-03
- Serlo, Gary M., DI-97-35
- Shaeffer, William A., DI-01-11
- Shaffer, Jane, DI-99-11
- Shaffer, Stephen, DI-06-19
- Shelatz, Chad A., DI-05-12
- Shick, Phil, DI-03-15
- Shilling, Lynn, DI-97-16
- Shipley, Kenneth, DI-98-07
- Shipman, Michael E., DI-01-12
- Shultz, David A., DI-00-13
- Silverman, Scott A., DI-01-17
- Silvestri, Michael, DI-91-09
- Silvestri, Michael, DI-93-20
- Sims, Jeffrey E., DI-00-19
- Skipper, Samuel C., DI-03-26
- Smith, Christy L., DI-10-31
- Smith, Thomas R. Jr., DI-00-05
- Spallone, Richard, DI-91-03
- Spicer, Marilyn, DI-93-07
- Spicer, Marilyn, DI-93-28
- Spicher, Kenneth, DI-95-02
- Staton, Adam, DI-03-36
- Stella, Marisa, DI-95-05
- Stockbine, Michael, DI-92-20
- Stokes, David, DI-08-09
- Stoudt, Alfred L., DI-91-20
- Stover, Richard H., DI-01-14
- Strimel, Florine M., DI-00-14
- Sullivan, Stephen A., DI-11-22
- Sullivan, Terrence B., DI-06-10
- Summers, Carl Carlito, DI-94-06
- Suppan, Keith, DI-99-07
- Sweitzer, James E., DI-10-12
- Sybrandy, Johannes, DI-09-03
- Szczepankowski, Thomas, DI-06-24
- Tabor, John, DI-92-15
- Taylor, Scott E., DI-00-44
- Tazel, Johnnie E., DI-96-13
- Teaf, Adrian, DI-96-38
- Titus, Melodee A., DI-02-11
- Todzia, Steven, DI-08-28
- Tolliver, Reginald, DI-93-14
- Tomeo, Thomas, DI-08-33
- Trivett, Daniel M., DI-04-04
- Truitt, Michael, DI-07-27
- Turner, Robert, DI-08-08
- Uhrich, Joshua, DI-08-57
- Vanderveen, Eric, DI-93-18
- Venuto, Joseph, DI-94-02
- Venuto, Joseph L., DI-93-11
- Verga, Anthony J., DI-00-03
- Verschell, Jeffrey B., DI-07-03
- Vickery, Dennis, DI-07-13
- Vikingstad, Lars, DI-09-02
- Vislay, Peter P., DI-02-22
- Volkman, Alan Henry, DI-91-12
- Vonah, Patricia, DI-07-14
- Voyt, Joseph P., DI-10-20
- Wagner, Jay Allen, DI-08-20
- Wagner, Jeffrey L., DI-00-16
- Walker, Arnard M., DI-92-14
- Walker, Gregory C., DI-02-13
- Wallace, Jane M., DI-96-02
- Wally, Andrew D., DI-11-08
- Walters, Dennis, DI-00-43
- Wanner, Joseph, DI-93-03
- Ward, Kevin, DI-09-48
- Warren, Deborah E., DI-00-23
- Washington, Marilyn, DI-98-05

- Weaver, Matthew B., DI-07-07
  - Weindorfer, Peter G., DI-09-35
  - Whary, William M., DI-03-07
  - White, Russell, DI-91-07
  - Wiernusz, Gerald J., DI-10-17
  - Wiewiora, Chad, DI-08-17
  - Wildman, Andrew T., DI-10-10
  - Wilkes, Stanley, DI-91-06
  - Williams, Joseph B., DI-01-24
  - Williams, Kelynda M., DI-02-10
  - Williams, Megan, DI-01-20
  - Williams, Sr., Philip C., DI-05-11
  - Wilson, Belinda, DI-94-19
  - Wilson, Dennis, DI-03-17
  - Wilson, Julio W., DI-96-21
  - Wilson, Merton, DI-94-14
  - Winkis, Robin L., DI-06-13
  - Winkleblech, Jarold, DI-07-12
  - Wissinger, Charles, DI-07-33
  - Wolf, Michael, DI-07-01
  - Wood, Bart, DI-03-23
  - Wzorek, Susan, DI-06-06
  - Yarbenet, Gregory J., DI-03-18
  - Yates, Clyde, DI-03-22
  - Yingst, John, DI-06-21
  - Yohe, Moritz, DI-03-13
  - Youngken, Denise M., DI-02-02
  - Zana, Mark, DI-08-05
  - Zawrotuk, Ronald J., DI-11-24
  - Zeo, Heather L., DI-09-38
  - Zeo, Heather L., DI-09-38A
  - Zorn, James, DI-07-19
  - Zrncic, Michael, DI-08-47
  - Zrncic, Michael, DI-08-47A
- Contact: Carolyn Angelo (717-787-6576)

#### **Professional Standards and Practices Reinstatement Decisions (7/1/2006—6/30/2007)**

- Common, Matthew, RE-08-01
  - Davidson, Steven, RE-06-01
  - Hicks, Anthony R., RE-09-03
  - Hughes, Roberts, RE-05-04
  - Salov, Sharon, RE-08-03
  - Smith, Jeffrey M., RE-09-02
  - Stich, Timothy W., RE-09-01
  - Turner, Robert, RE-08-04
- Contact: Carolyn Angelo (717-787-6576)

#### **State Board of Private Licensed Schools**

- Security Officers Training Academy, 95-7
  - Kittanning Truck Driving School, 95-9
  - Andrew Blanco
  - Wines, Steins and Cocktails, Ltd.
  - Professional Bartender Training, Jeffrey McKnight, 97-6
  - Pittsburgh Diesel Institute, 97-7
  - Pro-Model Management & Jan Nagy Modeling and Finishing School, 98-5
  - Philadelphia Wireless Technical Institute, 97-21
  - Philadelphia Wireless Technical Institute, 99-14
  - Computer Assistant, Inc., 00-02
  - J.J. Trucking Consultants, 00-14
  - Jonell, 00-03
  - Lanop, 00-10
  - Executrain of Philadelphia, 00-38
  - Executrain of Allentown, 00-38
  - Model Management, 01-25
  - Falcon Transport, 01-26
  - Wrightco Technologies, 01-12A, 01-13A, 01-14A, 01-15A, 01-16A 01-17A, 01-18A, 01-19A, 01-20A, 01-21A
- Contact: Patricia Landis (717-783-8228)

#### **Special Education Appeal Panel Decisions**

File Number, Student Initials

- 00304 09-10 MF
- 00417 09-10 JD
- 00590 09-10 KS
- 00647 09-10 AS
- 00675 09-10 KB
- 00691 09-10 CV
- 00715 09-10 BS
- 00751 09-10 CM
- 00758 09-10 AM
- 00764 09-10 DB
- 00770 09-10 NB
- 00824 09-10 BP
- 00857 09-10 MG
- 00865 09-10 BD
- 00881 09-10 WE
- 00908 09-10 IH
- 00963 09-10 TB
- 00979 09-10 CF
- 00986 09-10 NG
- 01025 09-10 ND
- 01047 09-10 AS
- 01070 10-11 BD
- 01083 10-11 GJ
- 01129 09-10 KK
- 01134 09-10 JK
- 01141 09-10 JH
- 01184 09-10 TB
- 01201 09-10 DM
- 01215 09-10 HD
- 01259 09-10 JT
- 01265 09-10 DF
- 01270 09-10 RS
- 01271 09-10 JH
- 01277 09-10 LF
- 01279 09-10 DD
- 01297 09-10 MW
- 01321 09-10 DS
- 01351 10-11 ST
- 01367 10-11 GJ
- 01394 10-11 MM
- 01396 10-11 AW
- 01413 10-11 GF
- 01428 10-11 DJ
- 01449 10-11 BC
- 01481 10-11 IH
- 01491 10-11 SJ
- 01513 10-11 KP
- 01524 10-11 JD
- 01525 10-11 JD
- 01539 10-11 MM
- 01541 10-11 PV
- 01547 10-11 JT
- 01589 10-11 IH
- 01602 10-11 ND
- 01634 10-11 MJ
- 01639 10-11 SO
- 01650 10-11 TS
- 01679 10-11 NK
- 01689 10-11 XB
- 01706 10-11 JW
- 01714 10-11 JM
- 01716 10-11 KH
- 01759 10-11 AF
- 01786 10-11 DB
- 01801 10-11 AG
- 01822 10-11 RR
- 01842 10-11 AB
- 01849 10-11 AW

- 01867 10-11 MC
- 01889 10-11 KM
- 01903 10-11 AK
- 01933 10-11 JK
- 01972 10-11 AB
- 02002 10-11 AS
- 02004 10-11 IT
- 1443 10-11 AG
- 1446 10-11 TR
- 1448 10-11 AR
- 1454 10-11 CH
- 1494 10-11 NT
- 1513 10-11 NG
- 1544 10-11 RV
- 1546 10-11 CV
- 1608 10-11 SM
- 1649 10-11 JH
- 1658 10-11 AA
- 1661 10-11 FF
- 1665 10-11 VD
- 1698 10-11 LP
- 1792 10-11 AG
- 1839 10-11 LL
- 1883 10-11 JB
- 1900 10-11 RC

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#### **School Construction Decisions**

- In the Matter of: Reimbursement for the Rose Tree Media School District
- Contact: Ernest Helling (717-787-5500)

#### **Act 48 Appeal Decisions**

- Adams, Paula
- Alansky, Eric
- Albensi, Denise
- Allen, Brian
- Allyn, Brenda
- Angle, Bonnie
- Apice, Margaret
- Arena, Samuel
- Austraw, Dean
- Azeff, Deborah
- Bailey, Sarah
- Barker, Angela
- Battaglia, Lisa
- Baumgart, Mary
- Baylor, Eric
- Beccaloni, Gerald
- Bell, Donna
- Berger, Kathleen
- Berman, Allen
- Biehl, Bonita
- Binder, Melissa
- Bires, Rochelle
- Bolinger, Shelley
- Bone, Megan
- Borbidge, Cheryl
- Bowden, Linda
- Bowe, Deborah
- Bowe, Patrick
- Brandle (Desthers), Megan
- Brenner, Matthew
- Brief, Jennifer
- Brooks, Ida
- Brown, Mary
- Brown, Norman
- Brunken, John
- Buchs, Jennifer
- Burdette, Christopher

- Burk, Lindsay
- Burrell, Gilberta
- Canally, John
- Cannon, Harriet
- Cappella, Michael
- Carchidi, Joseph
- Carey, Diane
- Carpenter, Judith
- Carrigan, Jaime
- Casciano, Anthony
- Case, Lucille
- Casper, Vanessa
- Chandlee, David
- Chevalier, Louise
- Chicko, Wanda
- Clark, Debora
- Clifford, Donna Lynn
- Coffy, Ellis
- Cole, Beth
- Collier, Markiya
- Colvin, Marie
- Comptron, Pamela
- Concha, Ellen
- Conlon, Matthew
- Connor, Catherine
- Connors, Maureen
- Corey, Trista
- Corso, James
- Cosgrove, Millie
- Covelli, Joseph
- Cox, Jennifer
- Cramer, Harriet
- Cummins, James
- Curry, Sandr
- Cutchall, Millicent
- Dachille, Ornella
- Daniels, Dorothy
- Daniels, Edward
- Dankulich, Marguerite
- Darlington, Joan
- Daugerdas, Blanca
- Davenport, Margaret
- Davis, Shellie
- Day, Margaret
- Decker, Gary
- DeGennaro, Donna
- DelVecchio, Imelda
- DeMarino, James
- Demby, Henry
- Deni, Anthony
- DePermentier, Bonnie
- Derosa, Alex
- Diamanatopoulos, Peter
- DiChristofaro, Patricia
- Dibble-Todd, Susan
- Dietrich, Kelly
- DiLauro, Patricia
- DiMatteo, Cynthia
- Dinger, Kimberly
- Dobbs, Michael
- Dorm, Alfredia
- Dougherty, John
- Douglass, Nancy
- Drumm, Jennifer
- Dudek, Melissa
- Dudley, Lionel
- Dudzik, Alex
- Duffy, Julie
- Dukes, Delphyne
- Durko, Kathryn

- Dwyer, Amy
- Eaby, Dace
- Eddinger, Stephanie
- Eichler, Dorothy
- Ellis, Harriet
- Evanisko, Tamara
- Fabry, Christine
- Fattal, Laura
- Fatto, Rex
- Fehr, Robert
- Fellerath, Margaret
- Finamore, Laura
- Finn, Noreen
- Fisher, Michael
- Flannick, Jamie
- Flemming, Hope
- Flickinger, Carol
- Flores, Nicole
- Fosbrink, Richard
- Frangione, Robert
- Frawley, Jennifer
- Frazier, Robert
- Fretts, Donald
- Frey, Melissa
- Friel, Patricia
- Fromm, Judith
- Funck, Jean
- Fuscaldo, Patricia
- Gaffney, Daniel
- Gentile, Richard
- Gentlesk, Jennifer
- Germont-Risser, Denise
- Gerry, Nancy
- Gialames, Christine
- Gibson, Nancy
- Gilbert, Sheila
- Gleason, thesa
- Gonzalez, Luis
- Goodman, Eileen
- Graff, Diane
- Grazis, Carolyn
- Greenly, Lynne
- Griffin, Leanna
- Grignol, Eric
- Guignet, Dennis
- Haddad, Chestine
- Hahn, Harry
- Hall, James
- Hall, Melissa
- Haney, Lisa
- Harchelroad, Jean
- Harkins-Kondel, Cynthia
- Harland, Marcia
- Havers, Cynthia
- Hayes, Mary Carla
- Hazel, Karen
- Heard, Walter
- Heimbach, Ricky
- Heitzenrater, Jon
- Henderson, Marjorie
- Hershaff, Stuart
- Herb, Betsy
- Hertzler, Cynthia
- Hertzog, D. Jay
- Hewitt, April
- Heywood, Marlong
- Hines, Sherri
- Hinton, Sylvia
- Hoch, Donna
- Hoffer, Craig
- Hogue, Meta
- Holderbaum, Carrie
- Holinowsky, Monica
- Hollich, George
- Horn, Kathleen
- Horner, Joie
- Horten, Lori
- Horvath, Linda
- Hough, John
- Houliston, Craig
- Howitt-Battles, Nancy
- Hubbuch, Andrew
- Hubbard, Lisa
- Hurvitz, Susan
- Huxoll, Amy
- Huyett, Rodney
- Iacovel, Kimberly
- Ingraham, Linda
- Irwin, Alvin
- Jackson III, William
- Jendrey, Judith
- Johns, Janelle
- Johns, Jr., William
- Johnson, Elmore
- Jolly, Anju
- Jones, Helen
- Jones, Nicole
- Judge, L. Loan
- Kean, Steven
- Kearns, Jacqueline
- Kelly, Michael
- Kent, Kelly
- Kibsey, Richard
- Killian, Lauri
- Kimmins, Bernard
- Kinder, Lori
- Kinsner, Kathy
- Kirby, Carol
- Kirton, Juanita
- Klepser, Patricia
- Kline, Janet
- Kling, Bonnie
- Knight, Danita
- Koch, Kimberlee
- Korba, Donna
- Kotch, Joanne
- LaFountain, Dawn
- Lance, Linda
- Langford, Shawn
- Lattus, Mary
- Laus, Celeste
- Lemonovich, William
- Leo, Charles
- Leonard, Kristin
- Libassi, Paul
- Liller, Jobelle
- Lindsay, Barry
- Lindsay, Cynthia
- Little, Ruth Ann
- Loch, Susan
- Locher, Stephen
- Loeffler, Linda
- Loeser, Lisa Ann
- London, Marsha
- Long, Julianne
- Losch, Michelina
- Love, James
- Loy, Mary
- Lucas, Elizabeth
- Lutfy, Pamela

- Lutz, Joan
- Mackerchar, Pearl
- Maguffee, William
- Maidman, Carol
- Maloney, Cathryn
- Mapes, Susan
- Marcikonis, Mary
- Martin, Patrice
- Martindell, Sandra
- Mason, Lorrene
- Matrunick, David
- Mayo, William
- McClintic, Douglas
- McCrone, Ann Marie
- McCuen, Sara
- McCullough, Dennis
- McDonald, Karen
- McGarry, Colleen
- McGill, Danielle
- McGinniss, John
- McGlynn, Suzanne
- McKee, Margaret
- McKeen, Nancy
- McKenna, Christine
- McKeown, Theresa
- McLaughlin, Harold
- McNeil, John
- Meckes, Linda
- Medetsky, Tova
- Meihl, Joseph
- Meshanko, Sherrill
- Metz, Cynthia
- Meza, Hector
- Mickelberg, Judith
- Miller, Ava
- Miller, Darryl
- Miller, Pamela
- Miller, Steven
- Mingin, Wesley
- Mitchell, Jeanette
- Moman, Sherry
- Mondock, Marci
- Monek, Gloria
- Monroe, Patrick
- Montgomery, Lois
- Moore, Jill
- Moore III, Lawrence
- Morris, Mary Beth
- Muir, Marjorie
- Muldoon, Ann Marie
- Muller, Betty
- Murphy, John
- Murphy, Lori
- Murray, Heather
- Muscatello, Janet
- Myer, Barbara
- Neilsen, Drew
- Nelson, Jr., Marion
- Newby, Jane
- Newcombe, Ellen
- Newman, Dolores
- Nghiem, Chau
- Niehoff, Jason
- Nieves, Sonia
- Noble, Maryellen
- Nowak, Christina
- Nyikos, Katalin
- Obert, Sherry
- O'Boyle, Minetta
- O'Brien, Beverly
- O'Connor, Martin
- O'Neill, Lauren
- O'Neill, Michael
- Orehotsky, David
- Osburn (Yost), Cory
- Ostrosky, Ronald
- Ott-Surcher
- Outlaw, Veronica
- Owens, Douglas
- Palmer, Caden
- Pannell, Stephen
- Papale, Marian
- Parry, Alison
- Pashchuk, Natasha
- Pasko, Michael
- Patterson, Christine
- Pehowic (Crumb), Heather
- Pelleschi, Dugene
- Pensiero, Tra
- Peterson, Andrea
- Pfeiffenberger, Eleanor
- Phillips (Kalmbach), Rebecca
- Pitorak, Susan
- Pollet, Susan
- Polonoli, Deborah
- Pomaibo, Carmon
- Pomella, Stephen
- Pontzer, Cristina
- Price, P. Robin
- Prigg, Brenda
- Pugh, Jennifer
- Quann, Monica
- Quann, Thomas
- Quinn, William
- Quinin, Donna
- Rademacher, Kathleen
- Ramage, Charlene
- Rannels, Carol
- Recine, Katie
- Reinsel, Jennifer
- Reitz, Rebecca
- Richter, Jeannie
- Ridinger, Rebecca
- Ritter, Kurt
- Rivera, Rosary
- Robinette, William
- Robinson, Carletta
- Rodgers, Tami
- Roesch, Heather
- Rooney, Todd
- Rose, Gertrude
- Rosen, Ronald
- Rosenberg, Jennifer
- Rossi, Jacob
- Rowe, Donna
- Ruba, Rachel
- Rubeis, Eileen
- Ruffini, Michael
- Ryan, Patricia
- Sabol, Angela
- Sack, Elaine Mazzei
- Sadoff, Maxine
- Saltiel, Susan
- Salvia, Elise
- Sanios, Joyan
- Santiago, Deborah
- Savakinas, David
- Schlegel, Jennifer
- Schmidt, Elaine
- Schreiber, Lora

- Schultz, Sandra
- Scott, Deborah
- Scrivo, Coleen
- Seneca, Denise
- Sheely, Beverly
- Shepski, Lorie
- Shields, Molly
- Shuey, Seth
- Silva, Steven
- Simon, Bruce
- Simpson, Stuart
- Sink, Jean
- Sinkuc, Valerie
- Slick, Cristy
- Smiles, Michelle
- Smiley, Judith
- Smith, William
- Snyder, Andrea
- Snyder, Robin
- Solomon, Susan
- Spadaccini, Adalis
- Stapinski, Stanley
- Steltz, Marion
- Stephens, Darren
- Stephens, Matthew
- Stewart, Susan
- Stock, Christine
- Stockbower, Anne Marie
- Stockwell, Ronald
- Stoffere, Maureen
- Stone, Michael
- Stoner, Robert
- Storch, Eric
- Strickler, Erin
- Strouse, Kristen
- Taylor, Cheryl
- Tepe, Connie
- Ternowchek, Jeanne
- Terrace, Robert
- Territo, Patricia
- Terrizzi-Meyers, Jacqueline
- Tesla-Berry, Sandra
- Thomas-Shah, Zenobia
- Timbario, Phyllis
- Torchia Thomas
- Toto, Mary
- Tracey, John
- Trause, Richard
- Trelli, Joseph
- Trusky, Eileen
- Turner, Mary
- Ulivitch, Melanie
- Urbano, Janet
- Valentovich, Joseph
- Valeriano (White), Nicole
- Vogel, Michelle
- Wagner, Danielle
- Walker, Merry
- Walker, Richard
- Walls, Edward
- Walters, Rikk
- Ward, Raymond
- Waruszewski, Mary
- Watkoski, Rhonda
- Watson, Elizabeth
- Weidler, Daniel
- Weiner, Daniel
- Weiser, Kate
- Weiss, Leslee
- Welch, Edward

- Wengert (Bernecker), Denise
- Wentzel III, Harvey
- Whitby, Cecelia
- White, Deborah
- Wilbourne, Earl
- Wilhide, Ty
- Wilkins, Kristen
- Williams, Demetria
- Williams, Evelyn
- Williams, Jason
- Williams, Marianne
- Williamson, Deborah
- Winkler, Paul
- Wise, Damaris
- Wise, Elizabeth
- Witherup, Thomas
- Wolf, Patricia
- Wright, Wilbert
- Wynne, Kimberly
- Young, Deborah
- Young, Timothy
- Yudt, Diane
- Yuknalis, John
- Zdarko, Jennifer
- Zdilla, Lawrence
- Zola, Michelle

Contact: Nicole Bordonaro (717) 787-5500

#### Miscellaneous Decisions

- *Farrell Area School District v. Commonwealth of Pennsylvania, Department of Education, Office of School Services*

Contact: Office of Chief Counsel (717-787-5500)

- *Shane B. Peck v. Edward L. Rech, Office of Post-secondary/Higher Education, Division of Private Licensed Schools*

Contact: Patricia Landis (717-783-8228)

- *Greater Latrobe School District v. Bureau of Elementary and Secondary Education*

- *Pottsgrove Taxpayers Alliance v. Department of Education*

- *Hazleton Area School District v. Department of Education*

- *Sleighton School v. Department of Education*

- *Lehigh Carbon Community College v. Office of Postsecondary Education, FY 00-01, 01-02*

Contact: Ernest Helling (717-787-5500)

- *Preeminence, Inc. v. Department of Education*

Contact: Robert Tomaine (717) 787-5500

- *Schuylkill Intermediate Unit v. Bureau of Special Education*

Contact: Rosemary Mullaly (717) 787-5500

- *West Mifflin School District v. Department of Education*

Contact: Karen Feuchtenberger (717) 787-5500

- *Potomac College, Application for Certificate of Authority*

Contact: Paula Fleck (717-772-3623)

- *Montgomery County Community College v. Department of Education*

- *Wyoming Valley West School District v. Department of Education, Bureau of Curriculum and Academic Services, Division of Federal Programs*

- *In Re: Commonwealth Connections Academy Charter School Cyber Charter School Application—2002*

- *In Re: Pennsylvania Leadership Charter School Cyber Charter School Application - 2002*

- *In Re: Pennsylvania Distance & Electronic Learning Academy Charter School Cyber Charter School Application—2002*

- *In Re: Achievement House Charter School Cyber Charter School Application-(2002)*



- *In Re: Millennium Cyber Charter School Cyber Charter School Application* -(2002)
  - *In Re: Commonwealth Connections Academy Charter School Revised Application* -(2003)
  - *In Re: Pennsylvania Leadership Charter School Revised Application* (2003)
  - *In Re: Achievement House Charter School Cyber Charter School Resubmission Application* (2004)
  - *In Re: Achievement House Charter School Cyber Charter School Second Resubmission Application* (2004)
  - *In Re: Commonwealth Connections Academy Charter School Cyber Charter School Second Resubmission Application* (2003)
  - *In Re: Pennsylvania Distance Learning Charter School Cyber Charter School Resubmission Application* (2003)
  - *In Re: Pennsylvania Distance Learning Charter School Cyber Charter School Second Resubmission Application* (2004)
  - *In Re: Pennsylvania Leadership Charter School Cyber Charter School Second Resubmission Application* (2003)
  - *In Re: Pennsylvania Leadership Charter School Cyber Charter School Third Resubmission Application* (2003)
  - *In Re: Anchorage Cyber Charter School Cyber Charter School Application* (2004)
  - *In Re: Pennsylvania Hinterland Mobile Cyber Charter School Cyber Charter School Application* (2003)
  - *In Re: SusQ Cyber Charter School Cyber Charter School Renewal Application* (2003)
- Contact: Karen Feuchtenberger (717-787-5500)
- *Jeanette School District*
  - *Kennett Consolidated School District*
  - *Reading School District*
- Contact: Samantha Snyder (717-787-5500)
- *North Hills School District v. Department of Education*
- Contact: Mark Zaccarelli (717-787-5500)
- *Palisades School District v. The Lehigh Valley Charter High School*
- Contact: Karen Feuchtenberger (717-787-5500)
- *Schuylkill Intermediate Unit 29 x. Bureau of Special Education*
- Contact: Rosemary Mullaly (717-787-5500)
- *Anchorage Cyber Charter School Application* (2006)
- Contact: Karen Feuchtenberger (717-787-5500)
- *Ambridge Area School District v. Division of School Services*
- Contact: Karen Feuchtenberger (717-787-5500)
- *Newport Area School District v. Department of Education, Office of School Services*
- Contact: Karen Feuchtenberger (717-787-5500)
- *Penn Hills School District v. Department of Education (180 Day Appeal)*
- Contact: Mark Zaccarelli (717-787-5500)
- *Penn Hills School District v. Department of Education (AYP Appeal)*
- Contact: Samantha Snyder (717-787-5500)
- *Slippery Rock Area School District v. Pennsylvania Cyber Charter School*
- Contact: Karen Feuchtenberger (717-787-5500)
- *Springfield Township School District v. Department of Education (180 Day Appeal)*
- Contact: Mark Zaccarelli (717-787-5500)
- *Williams Valley School District v. Department of Education, Office of School Services*
- Contact: Karen Feuchtenberger (717-787-5500)
- *Boyertown School District v. Department of Education (180 Day Appeal)*
- Contact: Karen Feuchtenberger (717-787-5500)
- *Bucks County Technical High School v. Bureau of Career and Technical Education*
- Contact: Mark Zaccarelli (717-787-5500)
- *Bureau of School Leadership and Teacher Qualify v. Virginia Casey (Certification Appeal)*
- Contact: Mark Zaccarelli (717-787-5500)
- *Colonial Intermediate Unit v. Department of Education (Certification Audit Appeal)*
- Contact: Mark Zaccarelli (717-787-5500)
- *Knauss, Keith v. Department of Education, Division of School Facilities (School Construction Appeal)*
- Contact: Robert Tomaine (717-787-5500)
- *Lenape Area Vocational-Technical School v. Department of Education (2006 Average Yearly Program Appeal)*
- Contact: Samantha Snyder (717-787-5500)
- *Muhlenberg School District v. Department of Education (Mandate Waiver Appeal)*
- Contact: Robert Tomaine (717-787-5500)
- *Northampton Area School District v. Department of Education (180 Day Appeal)*
- Contact: Karen Feuchtenberger (717-787-5500)
- *Penn-Delco School District v. Pennsylvania Department of Public Welfare (DPW/PDE Interagency Dispute Appeal)*
- Contact: John Tommasini (717-787-6134)
- *Philadelphia School District v. Department of Education (2006 Adequate Yearly Progress Appeal)*
- Contact: Samantha Snyder (717-787-5500)
- *Quaker Valley School District v. PA Distance Learning Charter School*
- Contact: Karen Feuchtenberger (717-787-5500)
- *Reading School District v. Department of Education (2005 Adequate Yearly Progress Appeal)*
- Contact: Samantha Snyder (717-787-5500)
- *Reading School District v. Department of Education (2004 Adequate Yearly Progress Appeal)*
- Contact: Samantha Snyder (717-787-5500)
- *Reed, Jennifer v. Bureau of Career and Technical Education*
- Contact: Samantha Snyder (717-787-5500)
- *Stay on Top Tutoring, Inc. v. Division of Federal Programs*
- Contact: Samantha Snyder (717-787-5500)
- *Upper Moreland School District v. Montgomery County Office of Mental Health/Mental Retardation (DPW/PDE Interagency Dispute Appeal)*
- Contact: John Tommasini (717-787-6134)
- *Abington School District v. Department of Education (2006 Adequate Average Yearly Progress Appeal)*
- Contact: Samantha Snyder (717-787-5500)
- *Agora Cyber Charter School v. Department of Education (2007 Adequate Yearly Progress Appeal)*
- Contact: Samantha Snyder (717-787-5500)
- *Chartiers Valley School District v. Department of Education (2007 Adequate Yearly Progress Appeal)*
- Contact: Samantha Snyder (717-787-5500)
- *Harrisburg School District Science and Technology High School v. Department of Education (2007 Adequate Yearly Progress Appeal)*
- Contact: Samantha Snyder (717-787-5500)
- *Imhotep Institute Charter High School v. Department of Education (2007 Adequate Yearly Progress Appeal)*
- Contact: Samantha Snyder (717-787-5500)
- *North Allegheny School District v. Department of Education (2007 Adequate Yearly Progress Appeal)*
- Contact: Samantha Snyder (717-787-5500)
- *Northside Urban Pathways Charter School v. Department of Education (2007 Adequate Yearly Progress Appeal)*
- Contact: Samantha Snyder (717-787-5500)
- *Octotara Area School District v. Department of Education (Single Audit Appeal)*
- Contact: Patricia Fullerton (717-787-5500)

- *Philadelphia School District v. Department of Education (2007 Adequate Yearly Progress Appeal)*

Contact: Samantha Snyder (717-787-5500)

- *Propel Schools v. McKeesport Area School District (Charter Residency Appeal)*

Contact: Karen Feuchtenberger (717-787-5500)

- *Budget Reform for Student Learning v. Department of Education*

Contact: Robert Tomaine (717-787-5500)

- *Bureau of School Leadership and Teacher Quality v. Virginia Casey*

- *Bureau of School Leadership and Teacher Quality v. Joseph DeLuca*

- *Bureau of School Leadership and Teacher Quality v. Laura Zlotowski*

- *Bureau of School Leadership and Teacher Quality v. Sarah Sleeper*

- *Bureau of School Leadership and Teacher Quality v. Karla Brown*

- *Bureau of School Leadership and Teacher Quality v. Erik Allsopp*

- *Bureau of School Leadership and Teacher Quality v. Charles Crissman*

Contact: Mark Zaccarelli (717-787-5500)

- *Center for Student Learning Charter School at Pennsbury v. Department of Education*

Contact: Samantha Snyder (717-787-5500)

- *In Re: Stephen L. Pellathy*

Contact: Robert Tomaine (717-787-5500)

- *Independent School District Action-Porter Twp. Initiative v. East Stroudsburg and Wallenpaupack Area School Districts*

Contact: M. Patricia Fullerton (717-787-5500)

- *Walter Palmer Leadership Charter School v. Philadelphia School District*

Contact: Nicole Bordonaro (717-787-5500)

#### **Bureau of Teaching and Learning Support**

- *No Child Left Behind Act-Supplemental Education Services-Approved Provider List (on PDE Website)*

Contact: Karl Streckewald (717-783-3381)

#### **INTERNAL GUIDELINES:**

##### **Bureau of Special Education**

- Compliance Monitoring System
- Complaint Investigation Instructions

Contact: Masako Farrell (717-783-6889)

##### **Bureau of Teaching and Learning**

- Learn and Serve America Request for Application Guidelines
- 21st Century Community Learning Centers Funding Application Guidelines

Contact: Carmen Medina (717-783-6466)

- Education for Homeless Children and Youth Request for Application Guidelines

Contact: Sheldon Winnick (717-772-2066)

- Certificate of Eligibility of Migrant Education Children to Enroll in Program
- State Parent Involvement Committee Members for Migrant Education Program
- Travel Expense Policy for Reimbursement to Parents of Migrant Education Children Participating in State Parent Involvement Committee Meeting
- Equal Educational Opportunities to Pennsylvania Children Regardless of their Legal Status

Contact: Carmen Medina (717-783-6466)

#### **Office for Safe Schools**

- Safe Schools Grant Application Guidelines
- Safe and Drug-Free Schools and Communities Act; 2006-07 eGrant Application Guidelines; June 2006

Contact: Mike Kozup (717-772-2813)

#### **Bureau of School Leadership and Teacher Quality**

- Interstate Agreement on Qualification of Educational Personnel—Policy for Certification of Educational Professionals Across State Jurisdictions
- Policy Regarding Acceptance on Educational Testing Service Facsimile Score Reports
- Program Approval for Teacher Certification Programs: Chairperson's Handbook
- Program Approval for Teacher Certification Programs: Team Member's Handbook
- General Standards Interpretation and Guidelines: Review Team Worksheets

Contact: Christina Baumer (717-783-6720)

- Eligible Partnerships Application Guidelines

Contact: Linda J. Benedetto (717-783-9252)

- Accepting State Certificates for 3 out of 7 Experience (December 29, 2008)
- Code of Conduct Block Not Checked (March 25, 2009)
- Date of Certificate Policy—Processing Procedures (April 16, 2008)
- Resubmittal of Declaration of Intent Forms (March 24, 2008)
- Certification Documentation for Non-U.S. Citizens (October 24, 2008)
- Notarization of Non-Citizen Documentation (November 25, 2008)
- Testing Memo (November 25, 2008)

Contact: Barbara Seifert (717-772-4508)

#### **Bureau of Adult Basic and Literacy Education**

- Program Monitoring Review Field Guide

Contact: Michael J. Sobkowski (717-787-6344)

#### **Bureau of Career and Technical Education**

- Monitoring/Self-Study Booklet of the Nurse Aide Training and Competency Evaluation Program
- Teaching the Educator Workshop for Nurse Aide Training and Competency Evaluation Program

Contact: Sheri Weidman (717-772-4868)

- Federal and State Final Performance Reports

Contact: John Bonchalk (717-772-4177)

- Program Administration Manual: Policy and Procedures for Perkins Subgrants and Related State Grants

Contact: Frank DiNatale (717-783-6981)

- Establishing & Operating Effective Local Advisory Committees

- Establishing & Operating Effective Occupational Advisory Committees

Contact: Katherine Simchock (717-783-6964)

- Guidelines for Technical Institutes
- Perkins Statewide Articulation Agreement
- Student Documentation Coversheet for Programs of Study Articulation Agreements

Contact: David Garnes (717-783-6859)

#### **Bureau of Teaching and Learning**

- Mandate Waiver Program Procedural Manual

Contact: Holly Sebastian (717-346-2120)

#### **Bureau of Assessment and Accountability**

- Procedures for Appealing AYP Determinations (On PDE Website)

Contact: Dana Klouser (717-705-3771)

**OTHER:****State Board of Education**

- Resolution regarding standards for consideration of future alternative certification program requests
- Contact: Karen Molchanow (717-787-3787)

**Bureau of State Library**

- Disaster Response and Recovery Manual
- Contact: William Fee (717-783-7014)
- State Library of Pennsylvania Collection Development Policy
- Contact: Alice Lubrecht (717-783-5968)
- Public Services Guidelines for Library Staff, Policies and Procedures
- Contact: Kathleen Hale (717-787-2327)

**Bureau of Teaching and Learning**

- 2000 Mandate Waiver Applications Received and Action Taken (on PDE Website)
  - 2001 Mandate Waiver Applications Received and Action Taken (on PDE Website)
  - 2002 Mandate Waiver Applications Received and Action Taken (on PDE Website)
  - 2003 Mandate Waiver Applications Received and Action Taken (on PDE Website)
  - 2004 Mandate Waiver Applications Received and Action Taken (on PDE Website)
  - 2005 Mandate Waiver Applications Received and Action Taken (on PDE Website)
  - 2006 Mandate Waiver Applications Received and Action Taken (on PDE Website)
  - 2007 Mandate Waiver Applications Received and Action Taken (on PDE Website)
  - 2008 Mandate Waiver Applications Received and Action Taken (on PDE Website)
  - 2009 Mandate Waiver Applications Received and Action Taken (on PDE Website)
- Contact: Holly Sebastian (717-346-2120)
- Cyber Charter School Application Decisions (On PDE Website)
- Contact: Marlene Kanuck (717-783-9294)  
Karen Feuchtenberger (717-787-5500)

**Bureau of School Leadership and Teacher Quality**

- Certification Testing Booklets
- Contact: Barb Seifert (717-772-4508)

**Office of Postsecondary and Higher Education**

- Professional Standards and Practices Commission—Pa. Code Title 22—Chapter 233 Bylaws—Statement of Policy, Annual Report, Professional Educator Discipline Act 24 P. S. §§ 2070.1—2070.18
- Contact: Carolyn Angelo (717-787-6576)
- Postsecondary and Higher Education Operating Institu-

tions of Higher Education in Pennsylvania Legally Authorized to Grant Degrees  
Contact: Albert Happ (717-772-3623)

**Bureau of Teaching and Learning**

- Pennsylvania Literacy Framework
- Contact: JoBeth McKee (717-525-5981)

**Bureau of Budget and Fiscal Management**

- Standard Contract for Food Service Management Services
- Contact: Karen Millard (717-787-7698) or (1-800-331-0129)
- Basic Education Circular 24 P. S. Section 7-707, Sale or Lease of Unused and Unnecessary Lands and Buildings
  - Basic Education Circular 24 P. S. Section 7-733, School Construction Reimbursement Criteria
  - Basic Education Circular 24 P. S. Section 7-775, Department Approval of School Buildings, Equipment and Premises Leased for Educational Purposes by School Districts Except School Districts of the First Class
  - Basic Education Circular 24 P. S. Section 25-2574, Reimbursement for School Construction Bond Issues
  - Basic Education Circular 22 PA Code Section 349.28, Subsidy Payments on Closed School Buildings
- Contact: Jim Vogel (717-787-5480)

**Bureau of Teaching and Learning**

- Western Michigan University Five-Year Charter School Evaluation (on PDE Website)
- Contact: Marlene Kanuck (717-783-9294)

**State Board of Education**

- Professional Advisory Newsletter, Spring 2011
- Contact: Carolyn Angelo (717-787-6576)

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**EMERGENCY MANAGEMENT AGENCY**

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No report to submit at this time

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**ENVIRONMENTAL HEARING BOARD**

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Adjudications, Opinions and Orders of the Environmental Hearing Board are published annually and are available on the Board's website at: <http://ehb.courtapps.com>.

Also available on the Board's website are the following Guidance Materials:

Filing Instructions and Notice of Appeal Form  
Electronic Filing Instructions and Guidance  
Practice and Procedure Manual (last updated 2006-07)

The Board's Internal Operating Procedures were published in the *Pennsylvania Bulletin* on May 20, 2000 at 30 *Pa. Bulletin* 2541.

Contact: Maryanne Wesdock, Esq., Acting Secretary to the Board and Senior Counsel, (412) 565-5245

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**ENVIRONMENTAL PROTECTION**

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Title	ID Number
Policy for Consideration of Local Comprehensive Plans and Zoning Ordinances in Permit Reviews	012-0200-001
Policy for Consideration of Local Comprehensive Plans and Zoning Ordinances in GRANTS Review	012-0200-002
Policy for Applications for Technical or Financial Assistance Proposals	012-0200-004
Public Access to Information and Right to Know Law Policy	012-0200-005
DEP Mediation Confidentiality	012-0501-001
Environmental Justice Public Participation Policy	012-0501-002
Policies and Procedures for Implementing the History Code	012-0700-001
Guidance for Implementation of the Agricultural Land Preservation Policy	012-0700-002

Title	ID Number
Confidential Security Information	012-0800-001
Policy to Encourage Voluntary Compliance by Means of Environmental Audits	012-0840-001
Policy on Public Participation in the Permit Application Review Process	012-0900-003
Public Participation in the Development of Regulations and Technical Guidance	012-1920-001
Advisory Committee Guidelines	012-1920-002
Policy on Meeting the Requirements of the 1996 Amendments to Engineer, Land Surveyor and Geologist Registration Law	012-2000-001
Policy/Acceptance/Community Environmental Projects in lieu of Civil Penalties	012-4180-001
DEP Locational Data Policy	013-0830-003
Loan of DEP Personal Computers to Local Procurement Units	013-0830-004
Suggested Formats for Required Electronic Deliverable Attachments	013-0830-005
Formats for Required Electronic Deliverable CAD Attachments	013-0830-006
Formats for Required Electronic Deliverable GIS Attachments	013-0830-007
Geospatial Digital Data Submission Guideline	013-0830-008
Policy for the DEP Money-Back Guarantee Permit Review Program	013-2000-001
DEP Policy on Professional Work Assignments Conducted by Licensed Professional Engineers, Geologists	150-0200-001
Operator Certification Program Guidelines	150-0200-002
Critical Elements for Certification of Laboratories for Chemistry	150-2302-001
Critical Elements for Certification of Laboratories for Microbiology	150-2302-002
Critical Elements for Certification of Laboratories for Radionuclides	150-2302-003
Procedures for the Approval and Accreditation of Laboratories in PA, Utilizing the NELAC Standards	150-2302-004
Procedures for the Approval and Accreditation of Drinking Water Laboratories in the Commonwealth of Pennsylvania	150-2302-005
Guidance on Radioactivity Monitoring at Muni. and Residual Waste Processing/Disposal Facilities	250-3100-001
Quality Assurance Program	250-3100-401
Execution of Release Forms by Waste Management Field Inspectors	250-3120-320
Purge Water from Groundwater Sampling	250-3130-763
Citing Inspection Violations	250-4000-001
Enforcement Actions	250-4000-002
Violations Requiring A Long Term To Correct	250-4000-003
Program Implementation Guidance	250-4000-004
Notices of Violations (NOVs)	250-4110-001
Calculation of Civil Penalties	250-4180-302
Risk Assessment Guidelines for Facilities Burning Hazardous Waste	251-0300-402
Exclusionary Siting Criteria—Hazardous Waste Treatment & Disposal	251-2000-704
Revisions to Exclusionary Siting Criteria Document	251-2000-705
Time Frame for Application of Hazardous Waste Exclusionary Siting Criteria	251-2000-706
Hazardous Sites Cleanup Act, Preapplication Meetings	251-2100-203
Policy and Procedure for Municipal Waste Facilities Equivalency Approvals	251-2100-727
Review Procedure for Hazardous Waste Transfer Facilities for PBR Status	251-2149-713
Household Hazardous Waste Collection Program	251-2200-502
Guidance for the Application of Section 269a.(46)—Transportation Standards, Phase II Hazardous Waste Siting Criteria	251-2200-503
Establishment of Household Hazardous Waste (HHW) Program	251-2200-515
Performing Hazardous Waste Facility Inspections	251-3120-001
Reimbursement to Host County for Hazardous Review	251-5500-758
Section 902 Recycling Grant Applications that must comply with Act 57	252-5500-100

Title	ID Number
Review of Residual and Hazardous Waste Source Reduction Strategies	252-6600-516
Land Recycling Program Technical Manual	253-0300-100
Assessing the Potential for Vapor Intrusion into Buildings from Groundwater and Soil	253-0300-101
Closure Requirements for Underground Storage Tank Systems	253-4500-601
ARARs—Cleanup Response and Remedial Actions	253-4500-606
Environmental Emergency Response Actions	253-4500-608
Mitigating Remedies under the Orphan Sites Program	253-4500-613
Issuance of Grants for Technical Evaluations under HSCA	253-5500-612
Off-site Audit Manual for Hazardous Sites Cleanup Program	253-5700-621
Community Relations Activities for State HSCP and Federal Superfund Program	253-5700-632
Prep of Analysis of Alternatives/HSCA Proposed Response Document	253-5700-634
Environmental Emergency Response Program Response Actions	253-5800-638
Clean Fill Policy and Procedures	254-2000-715
Local Municipality Involvement Process	254-2100-100
Environmental Assessment Process, Phase I Review	254-2100-101
Municipal Waste Facility Review-Traffic Analysis	254-2100-102
Process for Evaluating Daily Volume	254-2100-103
Areas Where Municipal Waste Landfills (MWLF) are Prohibited	254-2153-721
Leak Detection Tests for Installed Liners	254-2153-723
Pumping Requirements for Construction/Demolition Landfills in Noncoal Mines	254-2157-717
Liners for Construction/Demolition Waste Landfills	254-2157-718
Issue of Emergency Municipal Waste Transfer	254-2158-745
Management of Municipal Ash Waste from Resource Recovery Facility	254-2160-762
Clarification of the Identification of Infectious Waste Generators	254-2167-702
Co-mingling of Infectious & Chemotherapeutic Waste in One Container	254-2167-703
Procedures for Container/Vehicle Decontamination & Small Spill Cleanup	254-2167-708
Clarification of Requirements Related to Storage Bags	254-2167-709
Clarification of the Permit-by-Rule Provision for Mixed Waste/Residual Waste	254-2167-712
Temp Storage & In-Transit Provisions during Transport or Transfer	254-2167-725
Policy/Procedures for Infectious Waste Definition	254-2167-726
Guidelines for the Development of County Waste Management Plan Revisions	254-2212-504
Act 90 Waste Transportation Safety Program Placarded Authorizations	254-2412-002
Performing Municipal and Residual Waste Facility Inspection	254-3120-001
BMP's for Storage, Processing, or Disposal of Land-Clearing, Grubbing, and Excavation Wastes	254-5400-001
The Food Processing Residual Management Manual	254-5400-100
Best Practices for Environmental Protection in the Mushroom Farm Community	254-5401-001
Guidelines for Yard Waste Composting Facilities	254-5403-100
Guidelines for the Development and Implementation of PPG Plans for Generators/Burners of Waste Oil	254-5900-001
Guidelines for the Storage Tank Cleanup Program—Identifying, Tracking and Resolving Violations for Storage Tanks	255-4000-001
Outdoor Shooting Range Guidance	255-5400-001
Guidance for Commonwealth Funded Water Supply Response Actions	255-5800-001
Stationary/Non-Stationary Tanks	257-0900-006
Modification and Maintenance Issues	257-0900-011
Storage Tank Cleaning Activities	257-0900-012

Title	ID Number
Applicability of Chapter 245.453-Assessing the Site at Closure or Change-In-Service-To Underground Storage Tank (UST) Systems Closed Prior to the Effective Date of the Federal Regulations	257-0900-014
Implementation of Act 16	257-0900-015
Implementation of Act 34	257-0900-016
Requirements for Registration of AST's and USTs	257-0900-017
UST/AST System Variances	257-0900-021
Verification of Emergency Containment Structures for Aboveground Storage Tanks	257-0900-022
Underground Storage Tank Class A and Class B Operator Training Courses	257-2300-001
Policy for Implementing the General Operating Permit Strategy for Aboveground Storage Tanks	257-2318-005
Policy for Existing Field—Constructed Hazardous Substance Underground Storage Tanks at Facilities Regulated under the Safe Drinking Water Act	257-2320-001
Evaluation of Underground Storage Tank Liners	257-3120-001
Storage Tank Program Internal Policy on Inspections and On-Site Visits	257-3120-002
Guidelines for Conducting Underground Storage Tank Facility Operations Inspections.	257-3120-003
Permeability of Secondary Containment and Emergency Containment	257-3300-002
Storage Tank Product Delivery Prohibition	257-4000-001
Penalty Assessment Matrix	257-4180-001
Storage Tank Program Compliance Assistance Strategy	257-4180-002
Closure Requirements for Aboveground Storage Tank Systems	257-4200-001
New Waste Streams Review	258-2000-764
General Permitting Procedure	258-2000-765
Chemical Analysis	258-2000-767
Safe Fill Policy and Procedure Establishing Criteria for use of Uncontaminated Soil, Rock, Stone, Etc.	258-2182-773
Guidance Document for the Pennsylvania Clean Vehicles Program	270-0810-005
Employer Trip Reduction Policy	271-5000-001
Interstate Ozone Reduction/Chapter 145 Regulation Overview	271-5000-002
Compliance Assurance Policy for Cement Kilns with CEMS	273-4000-001
Compliance Assurance Policy for Hospital Waste Incinerators	273-4000-002
Compliance Assurance Policy for Municipal Waste Incinerators, including Revisions	273-4000-003
Enforcement Policy for CEMS on Fluid Catalytic Crackling Units	273-4000-004
Enforcement Policy—CEMS and Coal Sampling/Analysis Systems	273-4000-005
Interim Compliance Strategy on RACT for NOx Sources with CEMS	273-4000-007
Policy for Sampling/Determination of Compliance with Low RVP Gasoline Requirements in the Pittsburgh	273-4000-008
Air Pollution Control Act/Compliance History Review/Civil Penalty Assessment Procedure	273-4100-005
Guidelines for Identifying, Tracking and Resolving Violations for Air Quality	273-4110-001
DEP/EPA Asbestos Demolition/Renovation Civil Penalty Policy	273-4130-001
Compliance Docket Procedure	273-4130-004
Stage II Penalty Assessment Guidance	273-4130-005
Stage I Penalty Assessment Guidance	273-4130-006
Stage II Enforcement Strategy	273-4130-007
Compliance Strategy for Mushroom Composting Operations	273-5401-001
Continuous Source Monitoring Manual	274-0300-001
Source Testing Manual	274-0300-002
Continuous Emissions Monitoring Manual	274-0300-003

Title	ID Number
Applicability Determination for Continuous Source Monitoring Manual Revision No. 8 and PA EDR Record Type Formats and Reporting Instructions Version 2.00	274-0300-005
Technical Guidance Pertaining to Continuous Source Monitoring Systems for Mercury Policy for Stage II Vapor Recovery Testing Requirements	274-0300-006
Interim Procedures Pertaining to Continuous Source Monitoring System Quarterly Data Reports	274-3100-001
Air Quality Operating Permit—Protocol	274-3100-002
AQ Operating Permit—Permitting Procedures	275-2101-001
AQ Operating Permit—Modification/Reactivation	275-2101-002
AQ Operating Permit—Delegation Conditions & Policy Performance Test Waivers	275-2101-004
AQ Operating Permit—Requirements	275-2101-005
AQ Operating Permit—Best Available Technology & Other Permitting Criteria	275-2101-006
AQ Operating Permit—Hazardous Waste Incineration	275-2101-007
AQ Operating Permit—Waste Derives Liquid Fuel Policies	275-2101-008
AQ Operating Permit—Air Toxics Policies	275-2101-009
AQ Operating Permit—Public Notification	275-2101-010
AQ Operating Permit—Prevention of Significant Deterioration	275-2101-011
AQ Operating Permit—Volatile Organic Compounds	275-2101-012
AQ Operating Permit—Continuous Source Monitors	275-2101-013
P & P Summary, Radiation Control Division	291-0400-001
Compliance and Enforcement Policy	291-4100-001
Medical X-Ray Procedures Operator Training Guide	291-4200-001
Nuclear Power Generating Station Incident Manual	292-0400-002
Conducting Radiological Performance Assessments For LLRW Disposal in PA	293-2400-001
Requirements for LLRW Minimization Plan	293-2400-003
Radon Certification Policy	294-2309-001
Radon Mitigation Standards	294-2309-002
Schematic Radon Mitigation Installation for New Construction	294-2309-004
Radon Reduction Techniques for Existing Detached Houses	294-2309-005
Application of Radon Reduction Techniques	294-2309-006
Using Engineered Structures to Provide Enhanced Containment	294-2400-002
Enhanced Containment through Engineered Barriers Staff Technical Report	294-2400-002
Interagency Agreement with the Susquehanna River Basin	310-0600-002
Land Acquisition Policies	310-2139-002
Criteria and Fees for Dam Safety Limited Power Permits	310-2140-001
Annual Dam Inspection Report Policy	310-3120-001
Category 3 Dam Inspection Program	310-3140-002
Compliance Assistance and Enforcement Manual	310-4000-001
Water Quality Toxics Management Strategy (Now: 385-0100-001)	361-0100-003
Manure Management for Environmental Protection	361-0300-001
Administrative Manual for the Special Projects Funding Program of the Pennsylvania Chesapeake Bay Program	361-5500-001
Chesapeake Bay Financial Assistance Funding Program Guidelines	361-5500-004
Domestic Wastewater Facilities Manual	362-0300-001
Guidelines for Design, Installation and Operation of Small Flow Treatment Facilities	362-0300-002
Sewage Facilities Planning: Preparing Act 537 Update Revisions	362-0300-003
A Guide To Requirements and Procedures For Obtaining Permits Etc. for Industrial Wastewater Mgt. System.	362-0300-004
Alternate Systems Guidance	362-0300-007

Title	ID Number
NPDES Program Implementation—MOU Concerning WQM, NPDES Program Implementation, and Related Matters	362-0400-001
National Pollutant Discharge Elimination System Program Implementation Agreement Between Oil/Gas Mgmt. and Water Quality on Pollution Discharge	362-0600-001
Locational Data Policy for the Wastewater Management Program	362-0600-002
Permitting Policy and Procedure Manual	362-0830-001
Policy for Permitting Surface Water Diversions	362-2000-001
Policy for Permitting Surface Water Diversions	362-2000-003
Subsurface Disposal of Carwash Waste	362-2000-005
Conducting Technical Reviews of Minor NPDES Renewal Applications	362-2000-008
Manual for Land Application of Treated Sewage and Industrial Wastewaters	362-2000-009
Technology-Based Control Requirements for Water Treatment Plant Wastes	362-2183-003
Technical Guidance for Development of NPDES Permit Requirements Steam Electric Industry	362-2183-004
Guidelines for Agricultural Utilization of Sewage Sludge	362-2192-003
Guidelines for Identifying, Tracking and Resolving Violations for the Land Application of Biosolids	362-2192-004
Review and Coordination of Chapter 94 Reports and Act 537 Planning	362-2206-001
Policy Establishing New Program Direction for Act 537 Comprehensive Planning	362-2206-007
Impact/Subsurface Disposal on Ground Water Nitrate-Nitrogen Levels	362-2207-004
Administration of Fee Collection for Planning Module Reviews	362-2207-008
Municipal Guidance—Reconstructive Planning	362-2208-002
Technical Decision Making and the Use of Technology in Onlot Sewage System Repair Situations	362-2208-003
Field Manual for Compliance Orders	362-4000-002
Act 537 Program Guidance; Local Agency, Municipality Evaluation and Compliance Activity	362-4000-003
Act 537 Program Guidance, Sewage Enforcement Officer Evaluation and Compliance Activity	362-4000-004
Act 537 Program Guidance—Identifying, Tracking, and Resolving of Sewage Facilities Act Violations	362-4000-005
Guidelines for Identifying, Tracking and Resolving Violations for Water Quality	362-4000-006
Guidance for Civil Penalty Calculation for Effluent Violations	362-4180-001
Civil Penalty Assessment Procedures for Pollution Incidents	362-4180-002
Calculation of Civil Penalties for Willfulness	362-4180-003
Guidance for Calculating Civil Penalty Assessment Amounts under the Sewage Facilities Act	362-4180-004
Act 537 Program Guidance: Civil Penalty Assessment Processing	362-4180-005
Civil Penalty Assessment Informal Hearing Procedure	362-4180-006
PA Sewage Facilities Act 537, Enforcement Reimbursement	362-5512-001
Act 537 Sewage Facilities Planning Grants	362-5512-002
Recognition of Selected Cost Items Associated with Inflow and Infiltration Studies	362-5512-003
Recognition of Cost Items Associated with Concurrent Act 537 and Combined Sewer Overflow LTCP Planning	362-5512-004
Delegation of Authority for Chapters 105—106	363-0200-002
Pennsylvania Wetland Replacement Project	363-0200-003
Design Criteria-Wetland Replacement/Monitoring	363-0300-001
Delegation of Chapter 105 Functions to County Conservation Districts	363-0600-001
Interagency agreement with Susquehanna River Basin Commission	363-0600-002
Agreement with the U.S. Army Corps of Engineers	363-0600-003
Delegation of Chapter 105 Functions to Oil & Gas and Field Operations	363-2100-002



Title	ID Number
Underground Utility Line Construction	363-2134-012
Permit Guidelines for Phased Projects for NPDES Strmwtr Discharges, w/ Erosion and SPC &WRP Permts	363-2134-013
Criteria and Fees for Waterways Management Limited Power Permits	363-2140-001
Chapter 105 General Permits	363-2141-001
Certification for Corps Nationwide Permits (Wetlands)	363-2316-001
Guidelines for Determining Bonds	363-2505-001
Standards & Guidelines for Identifying, Tracking and Resolving Violations for Operators of Small Municipal Separate Storm Sewer Systems (MS4s)	363-4000-004
Experimental Onlot Wastewater Technology Verification Program	381-2208-001
Guidance for Reviewing Capital Grants for Construction	381-5500-001
DEP and Pennsylvania Infrastructure Investment Authority Agreement	381-5511-012
Guidance on the Utilization of Disadvantaged Business Enterprise Firms (DBE)	381-5511-014
Guidelines for the Uniform Environmental Review Process	381-5511-111
Handbook for PennVest Wastewater Projects	381-5511-113
Ground Source Heat Pump Manual	383-0300-001
Working Guide to the Lead and Copper Rule	383-0300-107
Health Effects and Risk Management Staff Handbook	383-0400-104
Safe Drinking Water Program Compliance Strategy	383-0400-110
Pennsylvania's Capacity Enhancement Program	383-0400-114
Principles for Ground Water Pollution Prevention and Remediation	383-0800-001
Summary of Key Requirements for Phase 2 & Phase 5 Wellhead Protection Rule	383-0810-105
Summary of Key Requirements for Surface Water Identification Protocol	383-0810-206
Summary of Key Requirements for Vended/Bulk Water Hauling	383-0810-303
Quality Management Plan for the Bureau of Water Supply and Wastewater Management	383-0830-001
Comprehensive State Ground Water Protection Program (CSGWPP)	383-2000-030
Guidance for Construction and Operation Permits Guidance	383-2000-108
Pilot Plant Filtration Studies for Filtration of Surface Sources	383-2000-208
DEP Permit Guide to Public Water Systems	383-2100-108
DEP Approval Guide for Noncommunity Water Systems	383-2100-208
Proposals to Add or Remove Fluoridation Treatment by a Community Water System	383-2125-001
Modified Minor Permit Amendment for Repairing the Interior of a Potable Water Storage Tank	383-2125-109
Development of a Replacement Source for a Community Water System	383-2125-110
Permitting of Vended Water Systems	383-2126-103
Permitting of Retail Water Facilities	383-2126-203
Public Water Supply Manual, Part III	383-2126-303
Permitting of Bulk Water Hauling Systems	383-2127-103
Public Water Supply Manual, Part IV—Noncommunity System Design Standards	383-2128-108
Guidance for Evaluating Alternate Recycle Return Locations Proposed Under the FBRR	383-2129-002
Consumer Confidence Report Handbook	383-2129-003
Screening Criteria on Water Quality/Quantity Impacts for Drinking Water Permits	383-2131-001
Guidance for the Review & Approval of an Existing Well Water Source for Use at a Public Water System	383-2200-108
Pennsylvania's Interim Program for Operator Certification	383-2300-001
Training Provider Manual for the PA Water and Wastewater System Operator Training Program	383-2300-002
Groundwater Monitoring Guidance Manual	383-3000-001

Title	ID Number
Safe Drinking Water Program Field-Related Compliance	383-3000-101
Program Guidance on the Total Coliform Rule Guidance	383-3000-102
Corrosion Control Treatment—Basic Feasibility Study	383-3000-307
Public Water Supply Manual, Part 7	383-3100-111
Public Water Supply Manual—Part 5, Sections 1 & 2	383-3110-111
Public Water Supply Manual, Part 5, App A	383-3110-211
Filter Plant Performance Evaluations and Response	383-3120-106
Giardia Sampling and Response	383-3130-106
New Source Sampling Requirements for Surface Water Sources	383-3130-108
Community and Nontransient Noncommunity Water Systems: New Source Sampling for Groundwater Sources	383-3130-208
Transient Noncommunity Water Systems: New Source Sampling Requirements for Groundwater Sources	383-3130-308
Pennsylvania's Ground Water Quality Monitoring Network: Ambient and Fixed Station Network	383-3200-009
Quality Assurance Work Plans for Groundwater Monitoring Stations	383-3200-016
Laboratory Reporting Instructions for Total and Fecal Coliform Bacteria	383-3301-102
Guide to Laboratory Reporting Instructions for BVRBs	383-3301-103
Laboratory Reporting Instructions for Chemical Contaminants	383-3301-105
Filter Rule Reporting Instructions/Public Water Systems Using Filtered Surface-Water	383-3301-106
Laboratory Reporting Instructions, Lead and Copper Rule	383-3301-107
Laboratory Reporting Instructions/ Radiological Contaminants/ Drinking Water Distribution	383-3301-205
Pennsylvania Vulnerability Assessment Summary	383-3500-105
Guidance for Surface Water Identification	383-3500-106
Surface Water Identification Protocol—NCWS	383-3500-112
Guidelines for Identifying, Tracking and Resolving Violations for the Drinking Water Program	383-4000-002
Source Water Assessment and Protection Program	383-5000-001
PENNVEST Guidance	383-5500-113
Public Water Supply Manual, Part VI	383-5900-111
Wastewater Treatment Requirements	385-0810-001
Pennsylvania Combined Sewer Overflow Policy	385-2000-011
Water Quality Antidegradation Implementation Guidance	391-0300-002
Establishment of Alternate Thermal Effluent Limitations	391-2000-002
Determining Water Quality Based Point Source Effluent Limits	391-2000-003
Implementation Guidance Design Conditions	391-2000-006
Technical Reference Guide—Wasteload Allocation Program for Dissolved Oxygen and Ammonia Nitrogen	391-2000-007
Implementation Guidance for the Sampling and Analysis of Osmotic Pressure	391-2000-008
Implementation Guidance for Phosphorus Discharges to Lakes, Ponds, and Impoundments	391-2000-010
TRG PENNTOXSD for Windows PA Single Discharge Wasteload Allocation Program for Toxics	391-2000-011
Implementation Guidance of Section 93.7 Ammonia Criteria	391-2000-013
Implementation Guidance for Evaluating Wastewater Discharges to Drainage Ditches and Swales	391-2000-014
Implementation Guidance for Total Residual Chlorine (TRC) Regulation	391-2000-015
Implementation Guidance for Temperature Criteria	391-2000-017
Implementation Guidance for Section 95.9 Phosphorus Discharges to Free Flowing Streams	391-2000-018

Title	ID Number
Implementation Guidance for Application of Section 93.5(e)	391-2000-019
Protocol/Estimating First Order Pollutant Fate Coefficients/ Volatile Organic Substances	391-2000-020
Field Data Collection & Evaluation Protocol/Determining Stream & Point Source Discharge Hardness	391-2000-021
Ambient Water Quality in the Determination of Wasteload Allocations and NPDES Effluent Limitations	391-2000-022
Design Stream Flows	391-2000-023
Field Data Collection and Evaluation Protocol for Deriving Daily and Hourly Discharge Coefficients..	391-2000-024
Quality Assurance Work Plan: Cause/Effect Surveys	391-3200-003
Aquatic Life Use Attainability Studies—Flow Water & Impoundment	391-3200-004
Aquatic Life Special Water Quality Protection Survey	391-3200-005
Quality Assurance Work Plan: Toxics Surveys	391-3200-006
Stream Enrichment Risk Analysis	391-3200-007
Quality Assurance Work Plan: Advanced Treatment Model—Calibration/Verification Surveys	391-3200-008
Evaluation of Phosphorus to Lakes, Ponds & Impoundments	391-3200-013
Stormwater Management Guidelines and Model Ordinances	392-0300-001
Comprehensive Stormwater Management Policy	392-0300-002
Guidance on MS4 Ordinance Provisions	392-0300-003
Locational Data Policy for the Water Allocation Program and the Water Use Data System	392-0830-001
General Policy and Procedures for the Review of Water Allocation Permit Applications	392-2130-001
Subsidiary Water Allocation Permit Requirement	392-2130-002
Attorney General Opinion 361 re: 1939 Water Rights Act	392-2130-003
Recision of Water Rights	392-2130-004
Policy for Regulation of Interbasin Transfers	392-2130-005
Metering of Withdrawals under Orders of Confirmation	392-2130-006
Constant Gallons per Capita per Day (GPCD)	392-2130-007
Permit Life	392-2130-008
Recognizing Succession to Water Rights as a Result of Changes of Ownership	392-2130-012
Guidelines for Identification of Critical Water Planning Areas	392-2130-014
Guidelines for Development of Critical Area Resource Plans	392-2130-015
Commonwealth of Pennsylvania Coastal Zone Management Program and Final Environmental Impact Statement	394-0300-001
PA's Continuous Planning Process (CPP) for Water Quality Management 1999 Update	394-0810-001
Municipal Reference Document—Department Guidance for the Bluff Recession and Setback Act	394-2000-001
PA's Nonpoint Source Mgt. Program	394-2000-002
Riparian Forest Buffer Guidance	394-5600-001
Policy for PA Natural Diversity Inventory (PNDI) Coordination During Permit Review and Evaluation	400-0200-001
Policy for Model Permit Application Process	400-2000-300
Policy for Permit Coordination	400-2000-301
Guidelines for the Development and Implementation of Environmental Emergency Response Plans	400-2200-001
Emergency Operations Plan	400-5900-101
Policy for Authorizing Emergency Response Expenditure	400-5900-102
Policy for Emergency Response Critiques	400-5900-103
Policy for Authorities of DEP On-Scene Coordinators	400-5900-104

Title	ID Number
Policies for Authorities of DEP's Director of Emergency Response	400-5900-107
Policy for Contracting with Fire Companies or HAZMAT Teams	400-5900-108
Policy for Authorization of Emergency Transport/Storage of Hazardous Waste	400-5900-109
Policy for Field Order Authorization of Emergency Response Team	400-5900-110
Procedures for Emergency Contracting to Extinguish Mine Fire	400-5900-111
Policy for Gasoline Fume Emergency Criteria	400-5900-112
Chlorine Safety Procedures	400-5900-113
Hazardous Material and Hazardous Atmosphere Safety Policy	400-5900-114
Policy for Electrofishing Personnel and Equipment Safety	400-5900-116
Standard Operating Procedures for the Acceptance, Collection, Transport etc of Elemental Mercury	400-5900-117
Oil and Gas Operators Manual	550-0300-001
PA's Plan for Addressing Problem Abandoned Wells and Orphaned Wells	550-0800-001
Administrative Policies and Procedures Manual	550-2000-001
Oil and Gas Wastewater Permitting Manual	550-2100-002
Oil and Gas Well Drilling Permit Applications and Related Approvals	550-2100-003
Oil and Gas Well Drilling Permit Applications and Related Approvals	550-2100-004
Oil and Gas Well Drilling Permit Applications and Related Approvals	550-2100-005
Oil and Gas Well Drilling Permit Applications and Related Approvals	550-2100-006
Oil and Gas Well Drilling Permit Applications and Related Approvals	550-2100-007
Interim Policy for NPDES Permits for Stormwater Discharges Assoc'd w/ Constr Activities O&G Wells	550-2100-008
Oil and Gas Locational Guidance	550-2100-009
Interim Technical Guidance For Attachments to Electronic Submissions—Oil and Gas Program	550-2500-001
Guidelines for Submitting Oil/Gas Bonds	550-2501-101
Compliance Monitoring of Oil and Gas Wells and Related Facilities and Activities	550-3000-001
Enforcement Actions by DEP's Oil and Gas Management Program	550-4000-001
Civil Penalty Assessments in the Oil and Gas Program	550-4180-001
Fish and Boat Commission Coordination	560-0700-302
Game Commission Coordination	560-0700-303
Mine Drainage Treatment Trust Real Property Disposition Guidelines	560-5000-001
SOAP and ROAP Application Processing and Preassignment Field Conference	561-2305-201
Small Operator and Remining Operator Assistance Programs (SOAP & ROAP) Report Review	561-2305-203
SOAP and ROAP Applicant Liability and Reimbursement Procedure	561-2305-601
Mine Subsidence Insurance (MSI) Coverage Issuance Procedures	561-5300-101
Mine Subsidence Insurance (MSI) Damage Claim Processing Procedures	561-5300-201
Projects and Activities under the Environmental Good Samaritan Act	562-2000-001
Licensing, Name Changes	562-2000-703
Mining Contract Operator Approval	562-2000-705
Blasting Activity Permits and Permits by Rule	562-2100-001
Alternative Peak Particle Velocity or Airblast Level	562-2100-002
Municipal Mining Licenses, Permits and Bonds	562-2100-704
Prompt Closure of Abandoned Underground Mine Openings	562-2112-315
Sealing Mine Openings, Bituminous	562-2112-316
Sealing Anthracite Underground Mine Openings	562-2112-317
Blasting Complaint Protocol	562-2112-504
Blaster's License Suspension and Revocation Procedure	562-2402-501

Title	ID Number
Insurance Requirements and Water Supply Replacement Assurance	562-2500-702
Surety Reclamation of Bond Forfeiture Sites	562-2504-312
Inspections	562-3000-102
Field Evaluation of Pit Size Variances	562-3000-105
Applicant Violator System (AVS) Inspections	562-3000-110
Applicant Violator System (AVS) Compliance	562-3000-802
Fixing Water Samples	562-3200-203
Normal/Favorable Planting Season	562-3200-205
Citizens' Requests: Receiving, Tracking, Investigating, Appealing and Filing	562-3900-402
Water Supply Replacement and Compliance	562-4000-101
Increased Operation and Maintenance Costs of Replacement Water Supplies	562-4000-102
Compliance/Enforcement Procedures	562-4100-301
Enforcement, Alternative	562-4100-307
Enforcement Procedures for Non-Mining Blasting Operations and Explosives Storage Sites	562-4100-311
Bond Forfeiture	562-4170-308
Noncoal Civil Penalty Assessments	562-4180-101
Noncoal Compliance/Enforcement Procedures	562-4180-102
Civil Penalty Assessments	562-4180-306
Reclamation in Lieu of Cash Payment for Civil Penalties	562-4180-309
Bankrupt Surety Company Bond Replacement Requirements and Civil Penalty Calculations	562-4180-310
Civil Penalty Collections	562-4180-311
Surface Mine Accident Investigations	562-5900-001
Engineering Manual for Coal	563-0300-101
Government Financed Construction Contracts	563-2000-001
Coal Exploration	563-2000-102
Noncoal Underground Mine Permit Applications	563-2000-203
Homeowner Notification of Right to Pre-Blast Survey (Industrial Minerals)	563-2000-204
Right of Entry	563-2000-208
Review Process, Bituminous Coal Blast Plan	563-2000-223
Beneficial Use of Sewage Sludge at Active Mine Sites	563-2000-602
Technical Review, Coal Mining	563-2000-609
Validating Abandoned Underground Mine Maps and Establishing Barrier Pillars	563-2000-610
Permit Renewals	563-2100-216
Noncommercial Exemption from Requirements of the Noncoal SMCRA	563-2111-101
Building Construction Exemption from Requirements of the Noncoal SMCRA	563-2111-102
Noncoal Operations	563-2111-111
Highwall Stability In Long-Term Multiple Bench Quarries	563-2111-112
Borrow Pits for Oil and Gas Well Development Activities.	563-2111-115
Aboveground Storage Tanks on Coal Mine Permits	563-2112-101
Insignificant Boundary Corrections for Surface Mining Activities	563-2112-203
Application Review, Mining Permit	563-2112-205
Application Review, Coal Mining Activity Completeness	563-2112-211
Evaluation and Approval of Land Use Changes for Surface Water Coal Mine Operations	563-2112-212
Application Review, Coal Mining Activity Preapplication	563-2112-214
Application Review, Accepted Coal Mining Activity	563-2112-215
Alkaline Addition for Surface Coal Mines	563-2112-217

Title	ID Number
Permit Transfers	563-2112-218
Cumulative Hydrologic Impact Assessments (CHIAs)	563-2112-219
Coal Surface Mining—Oil and Gas Barriers	563-2112-222
Certification Guidelines for Beneficial Uses of Coal Ash	563-2112-224
Beneficial Uses of Coal Ash	563-2112-225
Evaluation and Approval of Innovative Mining and Reclamation Techniques	563-2112-603
Auger Mining	563-2112-604
Water Supply Replacement and Permitting	563-2112-605
Marketing of Anthracite Coal Reject Materials	563-2112-607
Constructed Wetlands for Mine Drainage Treatment	563-2112-608
Determining Eligibility of Pre-Existing Pollutational Discharges	563-2112-610
Technical Review, Permitting Pre-existing Pollutational Discharges	563-2112-611
Underground Mining near Oil and Gas Wells	563-2112-652
Permitting Ventilation Boreholes for Underground Coal Mines	563-2112-653
Technical Review, Mine Stability	563-2112-654
Liners—Impoundments and Storage Areas	563-2112-656
Technical Review, Public Water Protection Zones	563-2112-657
Imminent Hazards Associated with Subsidence from Active Mining	563-2112-658
Coal Refuse Disposal-Site Selection	563-2113-660
Noncoal Surface Mining Payment in Lieu of Bond	563-2500-401
Conventional Bonding for Land Reclamation	563-2504-001
Land Maintenance Financial Guarantees	563-2504-002
Procedures for Calculating Mine Subsidence Bonds	563-2504-101
Anthracite Mine Operator's Emergency Bond Loan (A.E.B.L.) Program	563-2504-405
Bonding, Direct Submittal of Bonds	563-2504-407
Phased Deposit of Collateral Coal and Noncoal Mining	563-2504-409
Processing Completion Reports	563-2504-411
Evaluating Postmining Discharges	563-2504-412
Bonding, Anthracite Underground Mines	563-2504-451
Qualifying, Processing and Tracking Financial Guarantees and Bond Credits	563-2504-501
Monitoring and Compliance and Bond Release for Subchapters F and G Permits	563-2504-612
Section 316(h): Use of Electronic Atmospheric Detectors in lieu of Approved Flame Safety Lamps	580-2200-003
Procedures for Processing Requests to Adopt New Items or Methods	580-2200-004
Guidelines for Use of Internal Combustion Motors in Underground Mines other than Coal	580-2200-008
Use of Electronic/Oxygen Detectors in Lieu of Approved Flame Safety Lamps	580-2200-009
Underground Storage of Explosives	580-2200-010
Section 247—Guidelines to Approve Ventilation Plans for Abandoned and Unused Mine Areas	580-2219-002
Section 253(b)—Guidelines for Approving Roof Bolts as Primary Support	580-2219-003
Submission of Mine Maps when a Mine is Abandoned	580-2219-008
Bureau of Deep Mine Safety's Compliance and Enforcement Procedures	580-3000-002
Clarification of Pertinence of DEP Statutes re: Coal Processing Facilities	580-3000-005
Underground Mine Accident and Production/ Man-hour Reporting	580-3300-001
Technology Management Process	700-0200-001

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**GENERAL SERVICES**


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No report to submit at this time

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**HEALTH**


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**POLICY STATEMENTS**
**Department of Health**

- Procedures Applicable to Right-to-Know Law Request (1/1/09). (This document is electronically available at [www.health.state.pa.us](http://www.health.state.pa.us))

Contact: Diane Thorn (717) 783-7293

**Bureau of Health Promotion and Risk Reduction**

- Position Statement on Colorectal Cancer Screening (Revised 3/04)
- Position Statement on Prostate Cancer Screening (Revised 3/04)
- Position Statement on Cervical Cancer Screening (Revised 3/04)
- Position Statement on Sun Safety (Revised 5/03)
- Policy Statement on Clinical Trials (3/04)
- Policy Statement on Unsolicited Proposals Requesting Funding From the Cancer Control Program (10/03)
- Position Statement on Breast Cancer Screening (Revised 5/04)

Contact: Leslie A. Best (717) 787-6214

**Bureau of Drug and Alcohol Programs**

- Operations Manual Update—Policy Bulletin 3-11 (7/11)
- Prevention Manual Revisions—Policy Bulletin 2-11 (6/11)
- Confidentiality Update—Policy Bulletin 1—11 (2/11)
- Drug/Alcohol Assessment Update—Policy Bulletin 6-10 (12/10)
- Medication Assisted Treatment Update—Policy Bulletin 5-10 (11/10)
- PCPC Summary Sheet—Information Bulletin 1-10 (11/10)
- SCA Problem Gambling Manual Update—Policy Bulletin 4-10 (10/10)
- Improved BDAP Communicator Security—Technical Bulletin 1-10 (10/10)
- Recovery House/Case Coordination Update—Policy Bulletin 3-10 (9/10)
- Gambling RFA/Admission Forms Update—Policy Bulletin G3-09 (7/09)
- Gambling Waiver Procedure for Additional Sessions—Policy Bulletin G2-09 (7/09)
- Gambling Services Manual Revisions—Policy Bulletin G1-09 (5/09)
- BDAP Training System Protocols—Revision of Policy Bulletin No. 4-06 (11/06)
- BDAP Training System Protocols (6/06)

Contact: Maureen Cleaver (717) 783-8200

**GUIDANCE MANUALS**
**Bureau of Community Health Systems**

- Public Bathing Place Manual, Part II General Purpose Recreational Bathing Beaches February 2002
- Application to Operate a Public Bathing Place (April 2004)
- Public Swimming & Bathing Places—Operational & Biological Contamination Protocol Recommendations (March 18, 2008)

Contact: Jeff Blystone (Acting) (717) 787-8092

- Guidelines for Pennsylvania Schools for the Administration of Medications and Emergency Care (2010)
- Request for Reimbursement and Report of School Health Services Instruction Manual (2006)
- Procedures for the Growth Screening Program for

- Pennsylvania's School-Age Population (2004)
- Procedures for the Scoliosis Screening Program for Pennsylvania's School-Age Population (2001)
- Procedures for the Hearing Screening Program for Pennsylvania's School-Age Population (2001)
- Procedures for the Vision Screening Program for Pennsylvania's School-age Population (2002)
- Indoor Air Quality Guidelines for Pennsylvania Schools (2006)

Contact: Beth Ann Bahn (717) 787-2390

(All documents are only available electronically at [www.health.state.pa.us](http://www.health.state.pa.us))

**Bureau of Community Program Licensure and Certification**
**Drug and Alcohol Licensing Interpretive Guidelines**

- Chapter 157. Inpatient Hospital Activities Detoxification and Treatment and Rehabilitation
- Chapter 704. Staffing Requirements for Drug and Alcohol Treatment Activities
- Chapter 705. Physical Plant Standards
- Chapter 709. Free-Standing Treatment Facilities
- Subchapter C. General Standards for Free-Standing Treatment Activities
- Subchapter D. Standards for Intake, Evaluation and Referral Activities
- Subchapter E. Standards for Inpatient Non-Hospital Activities-Residential Treatment and Rehabilitation
- Subchapter F. Standards for Inpatient Non-Hospital Activities—Short-Term Detoxification
- Subchapter G. Standards for Inpatient Non-Hospital Activities—Transitional Living Facilities (TLFs)
- Subchapter H. Standards for Partial Hospitalization Activities
- Subchapter I. Standards for Outpatient Activities
- Subchapter K. Standards for Inpatient Hospital Drug and Alcohol Activities Offered in Free-Standing Psychiatric Hospitals
- Chapter 711. Health Care Facilities treatment facilities
- Subchapter D. Standards for Intake, Evaluation and Referral Activities
- Subchapter E. Standards for Inpatient Non-Hospital Activities—Residential Treatment and Rehabilitation
- Subchapter F. Standards for Inpatient Non-Hospital Activities—Short-Term Detoxification
- Subchapter G. Standards for Inpatient Non-Hospital Activities—Transitional Living Facilities (TLFs)
- Subchapter H. Standards for Partial Hospitalization Activities
- Subchapter I. Standards for Outpatient Activities
- Chapter 715. Standards for Approval of Narcotic Treatment Program

Contact: Cheryl D. Williams (717) 783-8675

**Bureau of Epidemiology**
**Environmental Health Fact Sheets**

1. Arsenic
2. Barium
3. Benzene
4. Bisphenol A
5. Cadmium
6. Carbon Monoxide
7. Chloramine in Drinking Water
8. Cyanuric Acid and Stabilized Chlorine Products
9. Fungal (Mold) Contamination in Indoor Environments
10. Lead
11. Mercury
12. Methyl tert-butyl ether (MTBE)
13. Nitrate and Nitrites
14. Polycythemia Vera

**Patient Information**

JAK2 and Polycythemia Vera  
 Polycythemia Vera and Myeloproliferative Neoplasms  
 Polycythemia Vera in Northeast Pennsylvania  
 Resources for People With the JAK2 Mutation, PV or  
 Other MPNs

**Physician Information**

Polycythemia Vera  
 Polycythemia Vera in Northeast Pennsylvania—  
 Activities  
 Polycythemia Vera in Northeast Pennsylvania—  
 Epidemiology  
 Polycythemia Vera and JAK2 Testing information  
 Reporting Polycythemia Vera  
 Polycythemia Vera Binder

15. Radon
16. Selenium
17. Strontium
18. Styrene

**Health Consultations and Reports**

1. Imperial Landfill Letter Health Consultation (2010)
2. Health Investigation of the deaths of six students in  
 the East Pennsboro School (2002)

**Guidelines**

1. Indoor Air Quality Guidelines for Pennsylvania  
 Schools
2. Guidelines on Ice Skating Rink Resurfacing Machine  
 and Indoor Air Quality Issues
3. Guidelines on Bloodborne Pathogens for the Public  
 Sector

Contact: James Logue, DrPh, MPH (717) 787-1708

**West Nile Virus**

- 2003 Surveillance Results
- 2004 Surveillance Results
- 2005 Surveillance Results
- 2006 Surveillance Results
- 2007 Surveillance Results
- 2008 Surveillance Results FAQs about West Nile-<http://westnile.state.pa.us/faq.htm>

Contact: Dr. James Rankin (717)346-4524

**HIV/AIDS Biannual Summaries**

- HIV/AIDS Surveillance Biannual Summary—December  
 2002
- HIV/AIDS Surveillance Biannual Summary—June 2003
- HIV/AIDS Surveillance Biannual Summary—December  
 2003
- HIV/AIDS Surveillance Biannual Summary—June 2004
- HIV/AIDS Surveillance Biannual Summary—December  
 2004
- HIV/AIDS Surveillance Biannual Summary—December  
 2005
- HIV/AIDS Surveillance Biannual Summary—June 2006
- HIV/AIDS Surveillance Biannual Summary—December  
 2006
- HIV/AIDS Surveillance Biannual Summary—June 2007
- HIV/AIDS Surveillance Biannual Summary—December  
 2007
- HIV/AIDS Surveillance Biannual Summary—June 2008
- HIV/AIDS Surveillance Biannual Summary—December  
 2008
- HIV/AIDS Surveillance Biannual Summary—June 2005

Contact: Godwin Obiri, MS, DrPH (717) 783-0481

**Integrated Epidemiologic Profile of HIV/AIDS in Pennsylvania**

Contact: Benjamin Muthambi, DrPH, MPH (717) 783-0481

**Communicable Diseases Fact Sheets:**

- Amebiasis
- Anthrax
- Arenaviruses
- Babesiosis
- Bat Rabies
- Bed Bugs
- Botulism
- Bovine Spongiform Encephalopathy (Mad Cow)
- Brucellosis
- Campylobacteriosis
- Cat Scratch Disease
- Chickenpox/Shingles
- Cholera
- Chronic Fatigue Syndrome
- Chronic Wasting Disease
- Creutzfeldt-Jakob Disease
- Crimean-Congo Hemorrhagic Fever
- Croup
- Cryptosporidiosis
- Dengue Fever
- Diphtheria
- Disease Surveillance
- E. Coli 0157:H7
- Ebola Hemorrhagic Fever
- Ehrlichiosis—Human Granulocytic
- Encephalitis, Eastern Equine (EEE)
- Encephalitis, LaCrosse
- Encephalitis, St.Louis (SLE)
- Encephalitis, West Nile (WNV)
- Epstein-Barr Virus (Mononucleosis)
- Fifth Disease
- German Measles (Rubella)
- Giardiasis
- Glanders
- Group A Streptococcal
- Group B Streptococcal
- Haemophilus Influenzae Type B (HiB)
- Hand, Foot and Mouth
- Hand Hygiene
- Hantavirus
- Helicobacter Pylori
- Hendra/Nipah Disease
- Hepatitis A
- Hepatitis B
- Hepatitis C
- Herpes B Virus
- Herpes Gladiatorum
- Histoplasmosis
- Hookworm
- Human Papillomavirus (HPV)
- Influenza, Avian
- Influenza, Seasonal
- Kawasaki Syndrome
- Lassa Fever
- Legionellosis
- Leishmaniasis
- Leptospirosis
- Lice, Body
- Lice, Head
- Lice, Pubic
- Listeriosis
- Lyme Disease
- Lymphocytic Choriomeningitis (LCM)
- Malaria
- Marburg Hemorrhagic Fever
- Measles
- Melioidosis
- Meningitis, Aseptic (Non-Bacterial)
- Meningitis, Bacterial



- Meningococcal Disease
  - Methicillin Resistant Staph Aureus (MRSA)
  - Monkey Pox
  - Mosquito Pesticide Spraying
  - Mumps
  - Norovirus
  - Orf
  - Pertussis
  - Pinworm
  - Plague
  - Pneumococcal Disease
  - Pneumonia
  - Polio
  - Prion Diseases
  - Psittacosis
  - Prion Disease
  - Q Fever
  - Rabies Information
  - Raw Milk
  - Reportable Diseases
  - Respiratory Syncytial Virus (RSV)
  - Reye Syndrome
  - Ricin
  - Rift Valley Fever
  - Rocky Mountain Spotted Fever
  - Salmonellosis
  - Scabies
  - Severe Acute Respiratory Syndrome (SARS)
  - Severe Acute Respiratory Syndrome (SARS) Fact Sheet
  - Shigellosis
  - Shingles
  - Smallpox
  - Staphylococcal enterotoxin B (SEB)
  - Sylvatic Typhus
  - Terrestrial Rabies
  - Tetanus
  - Tickborne Diseases
  - Toxocariasis (Roundworm Infection)
  - Toxoplasmosis
  - Traveler's Health
  - Tularemia
  - Typhoid Fever
  - Vancomycin Intermediate/Vancomycin Resistant Staph Aureus (VISA/VRSA)
  - Vibrio Parahaemolyticus
  - Vibrio Vulnificus
  - Viral Hemorrhagic Fevers
  - Yellow Fever
- Contact: Maria Moll (717)346-4523

### H1N1

- a. Information for Schools:
  - i. Excused Absences for Influenza-Like Illness (ILI) and Clearance to Return to School
  - ii. PA Dept. Of Health Guidance for School (K-12) Responses to Influenza

Contact: Atmaran Nambiar (717) 787-3350

### Health Care Associated Infections

#### 2008 Report

Contact: Kimberly Buffington (717)425-5422

### Bureau of Emergency Medical Services

(Some of these documents are electronically available at [http://www.portal.state.pa.us/portal/server.pt/community/emergency\\_medical\\_services/14138](http://www.portal.state.pa.us/portal/server.pt/community/emergency_medical_services/14138))

- Overview of Pennsylvania Department of Health Ambulance Licensure Program
- EMS Continuing Education Manual
- EMS Training Manual—Guidelines for Medical Command Authorization for Prehospital Personnel
- Emergency Medical Services Study Guide (Basic Life

- Support and Advanced Life Support)
  - Medical Command Accreditation Manual
  - Medical Command Course
  - Pennsylvania Emergency Medical Services Continuing Education Handbook for Prehospital EMS Personnel
  - Overview of Pennsylvania Department of Health Quick Response Service Recognition Program
  - Statewide Advanced and Basic Life Support Protocols
  - Out-of-Hospital Do-Not-Resuscitate Questions and Answers
  - Voluntary Rescue Service Recognition Program Manual
  - Pennsylvania Rescue Program Administration Manual
- Contact: Joseph W. Schmider (717) 787-8740

### Bureau of Family Health

- Case Management and Tracking Protocol for Community Health Nurses, Including Protocols for Early Intervention Referrals (Revised 8/95)
- Newborn Screening Provider Manual for the Commonwealth of Pennsylvania (Revised July 2009)

Contact: Melia D. Belonus (717) 787-7192

### Bureau of Health Planning

- Primary Health Care Practitioner Loan Repayment Program, Policies and Guidelines (Revised 9/05, available on the Department's website at [www.health.state.pa.us](http://www.health.state.pa.us))
- Loan Repayment for Primary Care Practitioners Fact Sheet (Revised 01/09, available on the Department's website at [www.health.state.pa.us](http://www.health.state.pa.us))
- State 30 J-1 Visa Waiver Program Application Policy and Procedure (Revised 06/11, available on the Department's website at [www.health.state.pa.us](http://www.health.state.pa.us))
- State 30 J-1 Visa Waiver Program Fact Sheet (Revised 06/11, available on the Department's website at [www.health.state.pa.us](http://www.health.state.pa.us))

Contact: Bob Richardson (Acting) (717) 772-5298

### Bureau of Health Statistics and Research

- Application for Access to Protected Data (Revised 5/02)
- User's Guide for Access to Protected Data, (Revised 5/02)

Contact: Craig Edelman (717) 783-2548

### Bureau of Managed Care

- Technical Advisory: Sample Enrollee Consent Form (6/26/04)
- Technical Advisory: Enrollee Consent for Provider-Initiated Grievances (6/19/04)
- Technical Advisory: Gatekeeper and Point-of-Service Plans seeking to offer benefit plans with less than 8-% plan paid co-insurance for out-of-network services (10/13/04)
- Technical Advisory: Interpreting 28 Pa. Code § 9.752(f) (Relating to UR Standards) requiring a UR decision to include a contractual basis and clinical reason for denial (1/1/05)
- Technical Advisory: Interpreting 28 Pa. Code § 9.752(f) (Relating to Time Frames for UR)-Communicating the UR Decision. (1/1/05)
- Technical Advisory: Interpreting 28 Pa. Code § 9.704(c) (Relating To Appeal Of A Complaint Decision) and 28 Pa. Code § 9.707(b)(6) (Relating to External Grievance process) Regarding Content of Transmittal Letters of Enrollees' Case Files (12/03/05)
- Technical Advisory: Interpreting 28 Pa. Code § 9.761-2 Provider Credentialing and Credentialing Standards as related to "Provisional Credentialing" as Recognized by NCQA (2/11/06)
- Technical Advisory: Interpreting 28 Pa. Code § 9.761-2 Provider Credentialing and Credentialing Standards as related to Medical Director sign-off of clean credentialing files (2/11/06)

- Technical Advisory: Interpreting 28 Pa. Code § 9.684(a)(3) (Relating To Continuity of Care) Regarding Notification of Enrollees Affected by the Termination of Non-Primary Care Providers/Specialists by a Managed Care Plan (5/6/06)
- Technical Advisory: Time Frame for Managed Care Plans to Acknowledge Receipt of an Appeal Request [37 Pa.B. 5222] [Saturday, September 22, 2007]  
Contact: William Wiegmann (717) 787-5193

#### Division of Immunizations

- PA VFC Fraud and Abuse Procedures (12/10)
- Vaccine Preventable Diseases Surveillance Follow-up Protocol (09/05)
- Vaccine Cold Chain Protocol for Immunization Providers (05/10)
- Vaccine Receiving, Storage and Handling Incident Reporting (01/07)
- Vaccine Eligibility Criteria (02/11)
- Vaccines for Children Provider Handbook (01/11)
- Vaccines for Children Quality Assurance Manual (09/08)
- Perinatal Hepatitis B Prevention Program Case Follow-up Actions (05/07)
- Guidelines for Prevention of Perinatal Hepatitis B (09/10)
- Protocols for Perinatal Hepatitis B Prevention Program (09/10)
- Recommendations for Varicella Outbreak Prevention and Control in School or Childcare Group Settings (02/07)
- Vaccine-Preventable Diseases (VPD) Follow-up Protocols (03/11)
- Immigration Status and Data Entry into the Statewide Immunization/Information System
- Adolescent and Adult High-Risk Immunization Program Manual (01/11)
- Mass Immunization Liability Protection Guidelines (01/11)
- Vaccine Disease Preventable Report (VPD) 2010
- Procedure Manual School Immunization Regulations (05/10)
- List of Immunizing Agents and Average Wholesale Prices  
Contact: Heather Stafford (717) 787-5681

#### STD Program

- Participating Provider Agreement (PPA) Providers Information Manual
- Region III Infertility Prevention Project Service Protocols
- Region III Infertility Prevention Project Data Manager's Manual
- Policy and Practice for Internet Partner Services
- Training Priorities for New STD/HIV Field Staff
- Confidentiality and Security Policy for Integration of Field Outreach Services and Data Sharing  
Contact: Steve Kowalewski (717) 787-3981

#### Healthcare Associated Infection Prevention Section

- Healthcare Associated Infection and Patient Identifier Reporting (December 5, 2007)
- NHSN Update, Re: Issue Clarification Summary (April 3, 2008)
- Reporting a Patient Identification Number (April 2008), 38 Pa.B. 1783
- Technical Advisory: HAI-2009-001, Multidisciplinary Infection Control Committee Membership Composition
- Technical Advisory: HAI-2009-002, Written Notification of Health Care-Associated Infections to Responsible Parties in Healthcare Facilities

- Technical Advisory: HAI-2009-003, Health Care-Associated Infection Confirmation in Nursing Homes  
Contact: Kimberly Buffington (717) 425-5422

#### Office of Public Health Preparedness

- Pennsylvania Emergency Preparedness Guide (revised 3/2010)
- Online Registry-SERVPA-For Volunteers During Disasters or Emergencies
- PA Prepared Learning Management Fact Sheet (HD0483P Rev 09/08)
- Medical Surge Management Series (March 2010). This guidance can be found on the PA DOH website at: <http://www.portal.state.pa.us/portal/server.pt/community/communication/14147/pa-mems/725592>
- Pennsylvania Public Health and Medical emergency Preparedness Plan. 2011-2015
- Pennsylvania Modular emergency Medical Systems (PA MEMS) Version 1.0 October 2010
- State Emergency Registry of Volunteers in Pennsylvania Criminal History Policy and Code of Conduct (Policy Statement 2011-01) July 1, 2011  
Contact: Shannon Fitzgerald (717) 346-0640

#### INTERNAL GUIDELINES

##### Bureau of Health Statistics and Research

- Policy and Procedures for Assisted Conception Birth Registrations (10/03)  
Contact: Marina Mathew (717)783-2548

##### Division of Immunizations

- Perinatal HB Protocols (09/10)
- Biological Room Standard Operating Procedures  
Contact: Heather Stafford (717) 787-5681

##### STD Program

- Guidelines: Use of the Internet to Perform Partner Service and Health Education Activities  
Contact: Steve Kowalewski (717) 787-3981

##### Institutional Review Board

- Institutional Review Board Policies and Procedures (03/04)  
Contact: Stephen Ostroff (717) 783-4677 OTHER

##### Bureau of Community Program Licensure and Certification

- Abortion Control Act (footnoted)
- Ambulatory Gynecological Surgery in Hospitals and Clinics Regulations (footnoted)
- Abortion: Making a Decision
- Services for Pregnant and Parenting Women
- Application of Abortion Control Act to Abortions Induced by Drugs
- Template (use is optional) for Patient Safety Plan  
Contact: Susan Coble (717) 783-8665
- Recommendations for Buying a Hearing Aid  
Contact: Theresa Ritchie (717) 783-8078

##### Drug and Alcohol Licensing Alerts

- Complaint Investigations (Licensing Alert 2-96)
- Clinical Supervisor Requirements (Licensing Alert 2-05)
- Dating of Signatures (Licensing Alert 4-05)
- Distinction between Outpatient and Partial Hospitalization Services (Licensing Alert 3-97)
- Drought Emergency (Licensing Alert 3-99)
- Drug and Alcohol Staffing Regulations Interpretive Guidelines (Licensing Alert 6-96)
- Electronic Clinical Records (Licensing Alert 1-05)
- Facility Closures (Licensing Alert 5-98)
- Group Counseling (Licensing Alert 2-94)
- Licensed Capacity (Licensing Alert 1-94)

- Licensed Drug and Alcohol Treatment Providers Use of SCA Assessments as a Basis for Developing Clients Psychosocial Histories (Licensing Alert 1-07)
  - Locked Storage Containers: Record Storage (Licensing Alert 2-04)
  - Minimum Content Requirements for Pennsylvania Department of Health Approved Curriculum for Tuberculosis and Sexually Transmitted Diseases (Licensing Alert 6-97)
  - Minimum Content Requirements for Pennsylvania Department of Health Approved HIV/AIDS Curriculum (Licensing Alert 1-97)
  - Narcotic Treatment Program Take-Home Privileges (Licensing Alert 2-09)
  - Nonresidential Facility Use of Buprenorphine (Licensing Alert 1-08)
  - Older Adult Protective Services Act not Applicable to D&A Treatment Programs (Licensing Alert 1-01)
  - Physical Examinations (Licensing Alert 1-96)
  - Physical Plant Standards (Chapter 705) (Licensing Alert 1-02)
  - Project Director Requirements (Licensing Alert 5-05)
  - Psychosocial Histories (Licensing Alert 4-96)
  - Relocation (Licensing Alert 3-94)
  - Reporting of Unusual Incidents (Licensing Alert 5-97)
  - Request for Exceptions to Regulations (Licensing Alert 4-97)
  - Rescheduling of LAAM (Licensing Alert 2-98)
  - Rescission of Shelter, Drop-in and Hot-line Regulations (Licensing Alert 1-98)
  - Restrictions on Licenses/Certificates of Compliance/Approval (Licensing Alert 2-97)
  - Satisfaction of Staff Training Requirements (Licensing Alert 1-09)
  - Scheduling of Licensing Inspections (Licensing Alert 3-96)
  - Scheduling of Licensing Inspections (Licensing Alert 6-98)
  - Staffing Regulations—Requirements for Direct Observation and Close Supervision of Counselor Assistants (Licensing Alert 4-02)
  - Staffing Regulations—Primary Care Hours and Detoxification Activities (Licensing Alert 3-02)
  - Staffing Regulations—Qualifications/Degree in a Related Field (Licensing Alert 2-02)
  - Staffing Regulations—Qualifications/Degree in a Related Field (Licensing Alert 4-98)
  - Staffing Qualifications for Clinical Supervisors & Counselors Hired Prior to 3/4/96 (Licensing Alert 5-99)
  - Staffing Regulations Qualifications/Degree from a Foreign Non-Accredited University/College (Licensing Alert 1-00)
  - Staffing Regulations Qualifications/Degree in a Related Field (Licensing Alert 3-08)
  - Staffing Regulations Qualifications/Degree in a Related Field (Licensing Alert 3-10)
  - Staffing Regulations-Qualifications/Degree from a Foreign Non-Accredited University College (Licensing Alert 3-98)
  - 1998 Standards Deficiencies (Licensing Alert 4-99)
  - Supervision of Counselor Assistants (Licensing Alert 2-08)
  - Timing of Individual Training Plans (Licensing Alert 3-05)
  - Unannounced Visits (Licensing Alert 5-96)
  - Verification of Training, Experience and Professional Licensure or Certification (Licensing Alert 2-99)
- Contact: Cheryl Williams (717) 783-8675

#### Division of HIV/AIDS

- HIV Counseling and Testing Operations Manual
  - Housing Opportunities For Persons With AIDS Operations Manual
  - Coalition and Fiscal Agents Operations Manual
  - Procedures and Consent Forms for HIV Antibody testing, CD4 tests, Viral Load tests, Orasure tests and Rapid tests
  - Statewide Coordinated Statement of Need
  - HIV Guidelines for Drug and Alcohol Treatment Programs in Pennsylvania
  - Pennsylvania Community HIV Prevention Plan
- Contact: Joseph Pease (717) 783-0572

#### Bureau of Health Planning

- State Health Improvement Plan
  - State Health Improvement Plan Special Report on the Health Status of Minorities in Pennsylvania
  - 2008 SHIP Partnership Satisfaction Survey Analysis Report
  - Results of the 2007 SHIP Affiliation Partnership Survey
  - Registered Nurse Workforce Report
  - Licensed Practical Nurse Workforce Report
  - Nursing Educations Programs in Pennsylvania Report
  - Physician and Physician Assistant Workforce Report
  - Dentist and Dental Hygienist Workforce Report
- Contact: Robert Richardson (Acting) (717) 772-5298

#### Bureau of Emergency Medical Services (Some of these documents are electronically available at [http://www.portal.state.pa.us/portal/server.pt/community/emergency\\_medical\\_services/14138](http://www.portal.state.pa.us/portal/server.pt/community/emergency_medical_services/14138))

- Prehospital Care Response Report
- Statewide Emergency Medical Services System Development Plan
- 2008 Annual EMS Report
- Reports on EMS System Issues
- EMS Statistics
- EMS Training Information
- EMS Practitioner Registry
- List of Disciplinary Sanctions Imposed
- Tool for Locating Regional EMS Councils by County
- EMS Incident Self Reporting Process

#### Information Bulletins

- EMS Information Bulletin #1—EMS Personnel Called to Active Military Duty (8/5/03)
- EMS Information Bulletin #2—Epinephrine Auto Injector Administration by EMTs (8/13/03)
- EMS Information Bulletin #3—EMS Vehicle Collision Accident Form (9/30/03)
- EMS Information Bulletin #4—EMS Instructor Update Requirement (Revised 3/2/04)
- EMS Information Bulletin #5—Cyanide Compound Exposure Protocol (9/9/03)
- EMS Information Bulletin #6—Continuing Education Requirement-ALS Medical Command (11/5/03)
- EMS Information Bulletin #7—On-Line Continuing Education (11/6/03)
- EMS Information Bulletin #8—Distribution of Continuing Education Handbook (12/9/03)
- EMS Information Bulletin #10—EMS License Plates (2/11/04)
- EMS Information Bulletin #11—Public Access AED (2/13/04)
- EMS Information Bulletin #13—EMS Vehicle Collision and Personal Injury Form (Revised 4/1/04)
- EMS Information Bulletin #14—Epinephrine Auto-Injector Administration (Revised 3/10/04)
- EMS Information Bulletin #15—Emergency Response Employees (ERES) (4/30/04)

- EMS Information Bulletin #16—Electronic Ambulance Licensure Application Amendment Procedure (4/30/04)
  - EMS Information Bulletin #17—Statewide BLS Medical Treatment Protocols and Guidelines (5/6/04)
  - EMS Information Bulletin #19—CD and Web-Based ACLS Programs (6/18/04)
  - EMS Information Bulletin #20—Certificates, Wallet Cards and Patches (6/8/04)
  - EMS Information Bulletin #21—System Status Management (6/18/04)
  - EMS Information Bulletin #22—EMTs Assisting With ALS Procedures (7/28/04)
  - EMS Information Bulletin #23—Ambulance Licensing Overview (10/19/04)
  - EMS Information Bulletin #25—Surge Response Services Update (12/13/04)
  - EMS Information Bulletin #26 AED Mode Use on ALS Monitor/Defibrillator Devices (4/11/2006)
  - EMS Information Bulletin #27 Interfacility Transport Guidelines (7/8/2005)
  - EMS Information Bulletin #28 Grand Rounds (7/25/2005)
  - EMS Information Bulletin #29 EMS Office Organization Chart (8/3/2005)
  - EMS Information Bulletin #30 Ambulance Vehicle Standards (10/19/2005)
  - EMS Information Bulletin #31 Draft ALS Protocols (10/25/2005)
  - EMS Information Bulletin #32 Patients Exposed to Tasers (11/10/2005)
  - EMS Information Bulletin #33 New Electronic Applications (11/17/2005)
  - EMS Information Bulletin #34 Ambulance Vehicle Markings (12/20/2005)
  - EMS Information Bulletin #35 Updated AHA Standards (12/23/2005)
  - EMS Information Bulletin #36 New BLS Protocols (4/7/2006)
  - EMS Information Bulletin #37 Epinephrine Auto-Injector Approval Update (4/11/2006)
  - EMS Information Bulletin #38 Implementation of New AHA Standards (5/23/2006)
  - EMS Information Bulletin #39A Statewide BLS Protocols and AED Utilization (10/31/06)
  - EMS Information Bulletin #40 Update to Statewide BLS Protocol Course (11/14/06)
  - EMS Information Bulletin #41 Revised Ambulance Licensure Equipment (11/17/06)
  - EMS Information Bulletin #42 Changes to Scope of Practice and Equipment (11/17/06)
  - EMS Information Bulletin #43 Continuing Education Requirements for ALS Medical Command Authorization (12/01/06)
  - EMS Information Bulletin #44 Centralized Registration for the Learning Management System (12/31/06)
  - EMS Information Bulletin #45 State Recognized CPR Programs (03/05/07)
  - EMS Information Bulletin #46 Comprehensive Laboratory Improvement Amendments (03/19/07)
  - EMS Information Bulletin #47 Replacement of Promethazine with Ondansetron (03/19/07)
  - EMS Information Bulletin #48 Capnography Frequently Asked Questions (08/14/07)
  - EMS Information Bulletin #50 First Responder Equivalences (11/05/07)
  - EMS Information Bulletin #51 State Recognized CPR Programs (11/05/07)
  - EMS Information Bulletin #52 Recognized Emergency Vehicle Operators Courses (11/05/07)
  - EMS Information Bulletin #53 Medical Command Authorization 2007 (12/01/07)
  - EMS Information Bulletin #54 Implementation of National EMS Information System (NEMIS) (12/20/07)
  - EMS Information Bulletin #55 National Ski Patrol (02/28/08)
  - EMS Information Bulletin #56 Paramedic-PHRN Certification Process (03/05/08)
  - EMS Information Bulletin #57 Air Ambulance Guidelines (06/23/08)
  - EMS Information Bulletin #58 Emergency Contraception Guidelines (10/07/08)
  - EMS Information Bulletin #59 Emergency Vehicle Operator Courses (10/20/08)
  - EMS Information Bulletin #60 Amended Continuous Positive Airway Pressure for Basic Life Support (10/27/08)
  - EMS Information Bulletin #61 Suspension of Ambulance Driving Privilege (11/13/08)
  - EMS Information Bulletin #62 Implementation of Updated Protocols (11/21/08)
  - EMS Information Bulletin #63 Basic Life Support Skill Sheets (12/31/08)
  - EMS Information Bulletin #64 Operation of Ambulance and Other Emergency Vehicles While at Hospital Emergency Department (01/22/09)
  - EMS Information Bulletin #65 State Recognized CPR Programs (01/28/09)
  - EMS Information Bulletin #66 Guidelines for CPAP Devices (01/30/09)
  - EMS Information Bulletin #67 Trauma Patient Destination/Statewide Air Ambulance Transport Protocol (05/06/09)
  - EMS Information Bulletin #68 State Recognized CPR Programs (06/30/09)
  - EMS Information Bulletin #69 Approved Emergency Vehicle Operator Courses (07/01/09)
  - EMS Information Bulletin #70 Guidelines for Reflective Chevrons (09/08/09)
  - EMS Information Bulletin #71 Picture Identification Cards (09/08/09)
  - EMS Information Bulletin #72 Statewide BLS (605) and ALS (6005) Blast Protocols (09/15/09)
  - EMS Information Bulletin #73 (Amended) Paramedic Liability Protection (10/28/09)
  - EMS Information Bulletin #74 Stretcher and Wheelchair Vehicle (02/08/10)
  - EMS Information Bulletin #75 EMS Provider Examination Policy (04/10/10)
- Contact: Joseph W. Schmider (717) 787-8740

**Bureau of Facility Licensure and Certification  
Division of Nursing Care Facilities (Long Term  
Care Provider Bulletins)**

- Abuse, Neglect, Misappropriation of Property by Nurse Aides or Others—LTC PB No. 22 (Revised 03/31/10)
- Nurse Aide Registry Update—LTC PB No. 29 (Revised 12/03/09)
- Training of Companions/Sitters in T18 or 19 Facilities—LTC PB No. 31 (Revised 6/18/09)
- Disposition of Patient Medications—LTC PB No. 35 (Revised 06/18/09)
- Exception/Waiver Requests—LTC PB No. 37 (Revised 06/18/09)
- Taping of Exit Conference—LTC PB No. 42 (Revised 06/18/09)
- Informal Dispute Resolution—LTC PB No. 44 (Revised 01/07/10)
- Surety Bond Requirements—Clarification of “Obligee”—LTC PB No. 48 (Revised 06/18/09)

- Department Access to Records at Nursing Homes Pursuant to 35 P. S. § 448.813—LTC PB No. 49 (Revised 06/18/09)
- Advance Directives Requirements—LTC PB No. 58 (Revised 06/18/09)

Contact: Susan Williamson (717) 787-1816

#### Division of Acute and Ambulatory Care

- HAI—NHSN Updated UTI Data Collection Form / January 2009
- Children's Protective Service Law FAQs
- HAI—Hospital-specific Data Integrity/Validation Reports
- HAI—Exclusive PA Epi-101 Training Announcement
- HAI—NHSN UTI Clarification and ICD-9-CM Code 84.52 Reclassification Notice
- HAI—Updated NHSN ICD-9-CM Operative Procedure Codes / CDC Guidance—January 2009 (PDF)
- Orders for Outpatient Services
- HAI—HAIP Newsletter—Hospital Issue 2—February 2009
- AHRQ Releases Recommendations for a National Emergency Evacuation System
- CDC Webpage on emergency preparedness inpatient, outpatient, long term care, other providers
- HAI—NHSN Upgrade, MDRO Module Release & UTI Data Entry
- Current Swine Flu information Link
- Swine Flu test kit availability
- HAI Reporting & the PA Budget
- HAI—HAIP Newsletter—Hospital Issue 3—June 2009
- Children's protective services law
- FDA Alert: Tainted Skin Sanitizers
- HAI—Hospital NHSN Data Entry Update RE: Patient Control Number
- PROPOFOL: CLINICIANS ADVISED TO HALT USE OF PROPOFOL FROM TAINTED LOTS
- Student Registered Nurse Anesthetists in Ambulatory Surgery Facilities
- FDA Public Health Advisory—MRI Burns
- HAI—US Marshall & FDA Seizure of Skin Sanitizer—August 2009
- Cardiovascular First Assistants in Hospitals
- RN administering intravenous conscious sedation medication
- Reporting deaths associated with the use of restraint or seclusion to DOH
- NOTICE-NQF LIST OF PREVENTABLE SERIOUS EVENTS
- Provider Registration for H1N1 Influenza Vaccine
- Pandemic H1N1 Influenza Virus—Update
- CMS Memo: EMTALA and ER Surges during Pandemic
- Timeframes for Reporting Infrastructure Failures and Serious Events to PA-PSRS
- HHS Mandatory Weekly Reporting Requirements
- HAI—FDA News Release RE: Care-Tech Laboratories & Unapproved Antimicrobial Products
- H1N1 Influenza Virus Website
- Heparin Standards—New United States Pharmacopeia (USP) Standards for Heparin Products
- Sexual Assault Victim Emergency Services Regulation
- Interim Guidance on Infection Control Measures for 2009 Influenza H1N1
- Unmet Needs Request Protocol for N95 Respirators and Surgical Masks
- Alternate Treatment Sites for Pandemic Influenza 2009
- Requesting a CMS 1135 Waiver
- Off-Campus, Hospital-Controlled Alternate Care Sites
- H1N1 Physician Assistant utilization and emergency medical services
- CMS H1N1 Waiver Declaration and FAQ
- Revised CMS EMTALA Waivers
- FDA Alert—Propofol and Liposyn
- HAI—HAIP Newsletter—Hospital Issue 4—December 2009
- DOH—Pittsburgh Field Office New Address
- Exceptions Committee Meeting Change
- Pittsburgh Field Office—DICF
- Division of Intermediate Care Facilities Fax Number Change-Pittsburgh Field Office
- DSI DIRECTOR VACANCY
- AHA Alerts Hospitals About Gas Cylinder Thefts
- DAAC Field Office Coverage
- EMS Information Bulletin 074
- Steris System 1 Information
- MCare Assessment 2010
- 2010 Guidelines for Design and Construction of Health Care Facilities
- STERIS SYSTEM 1
- 2010—2011 ARRA Hospital Mini Grant Notice
- ARRA HOSPITAL MINI GRANT INFORMATION
- Alternate Treatment Site Report Information
- ASC Waiting Area Requirements
- Department of Health Survey
- IV Product Recall
- Medical Surge Management Series
- EMTALA—CMS 2009 final rule revisions
- CMS Conditions of Participation—Physician owned hospitals—required disclosure
- Attestation Statements for PPS excluded units
- Orders for Outpatient Services
- EMTALA (Emergency Medical Treatment and Active Labor Act) Requirements for hospitals
- Children's Protective Service Law FAQs
- Use of Unlicensed Beds in Periods of High Demand 2008-2009
- CPSL Guidance for hospitals and ASFs—November 2008
- Minimum standard requirements for all rape kits
- CMS Summer newsletter
- Address for Division of Acute and Ambulatory Care Central Office
- FDA notice of recall of two lots of Sodium Polystyrene Sulfonate Suspension, USP
- FDA notice: possibility that CT examinations may cause some electronic medical devices to
- FDA information on salmonella outbreak
- CDC resources on hand hygiene in health care settings (link)
- Serving the Hearing Impaired
- Provider Bulletin No. 2001-1 HOSPITAL DIVERSION POLICY
- CMS-Physician Orders for Influenza and Pneumonia Vaccine
- MedWatch Safety Alert
- Safe Haven Act
- Patient Safety Plan-Psychiatric Hospitals
- Pa. Bulletin Notice-Specified Professional Personnel
- IMPORTANT CMS CLARIFICATION ON ASHE Alert on flammable surgical preps
- Expedited Exceptions Request ASF Medicare Approved Procedures
- Notice to ASFs on exceptions for certain procedures
- Health Advisory No. 18—The Elderly Immunization Act—Act 85 of 2004
- Chapter 138 Cardiac Catheterization Services-Clarification
- Deaths/Overdoses of fentanyl in patients using fentanyl patches
- Fire related to disposable electro-Cautery

- DOH Influenza Pandemic Response Information Document
  - Taser use in hospitals
  - Update Guidant Implantable Defibrillators—FDA
  - Caller to ED impersonating physician
  - Notice posting of draft facility regulations
  - Alert-Drug diversions from PYXIS/Automated dispensing systems
  - Senate Bill 69 of 2005 (Act 3)
  - FDA MedWatch- Trypan Blue
  - Nosocomial Burkholderia Cepacia Pneumonia
  - Reduction or elimination of restraint/seclusion in hospitals
  - ENTERYX recall
  - Availability of flu vaccine
  - Neutrospec(Technetium (99m Tc) fanolesomab)
  - Reporting infrastructure failure for hospitals and ASFs
  - CMS: EMTALA Issues related to emergency transportation
  - Flu-like symptoms—Propofol
  - Provision of NPI (National Provider Identifier) ambulatory surgery centers and portable x-ray providers
  - Expedited exceptions process-alcohol based skin preparations
  - Excluded unit CMS self attestation
  - Hospital Conditions of Participation-Restraint use
  - Notice from Homeland Security on false IDs
  - Use of Medicare exempt units and/or unlicensed beds
  - CMS final rule-alcohol based hand rubs
  - Password standards implementation
  - Hospital reporting of deaths related to restraint and seclusion
  - POC instructions for submission
  - CMS guidance on parking patients in the ED
  - Reporting infrastructure failure for hospitals and ASFs
  - Serving the Hearing Impaired (6/11/2008)
  - ALERT from CMS on theft of DOXIL, PROCIT® and REMICADE (5/23/2008)
  - ALERT—OB and Nursery Security-URGENT (5/22/2008)
  - ALERT: Food and Drug Administration (FDA) Heparin Recall For All Provider Types (5/12/2008)
  - PSA SURCHARGE-SECOND ASSESSMENT 2008 DUE MAY 30, 2008 (3/31/2008)
  - Information for providers regarding the Sexual Assault Testing and Evidence Collection Act (Act 165 of 2006) (4/8/2008)
  - CMS notice on Present on Admission indicator, effective April 1, 2008 (3/31/2008)
  - Revision to Provider Bulletin No. 2002-1-Hospital Diversion (3/28/2008)
  - Baxter to Recall Remaining Heparin Sodium Vial Products (3/28/2008)
  - HOSPITALS—Required Federal documents for initial certifications and change of ownership (2/7/2008)
  - Initial Medicare certification for new providers (2/4/2008)
  - Class A Ambulatory Surgery Centers (2/4/2008)
  - URGENT—HEPARIN ALERT BAXTER NATIONWIDE RECALL 1 (2/1/2008)
  - Emergency Contraception Information DOH website (1/25/2008)
  - FDA ALERT—CONTAMINATED HEPARIN FLUSH SYRINGES (12/21/2007)
  - State Board of Nursing Notice Regarding MCARE (12/11/2007)
  - National Shortage of Molybdenum isotope (12/5/2007)
  - FDA Alert—Vail Products Enclosed Bed Systems (12/5/2007)
  - Online Licensing for Hospitals and Ambulatory Surgery Centers (11/12/2007)
  - FDA Defibrillator Recall (11/8/2007)
  - Radiology Assistant/Radiological Practitioner Assistant Advisory (7/20/2007)
  - UPDATE: Hospital Conditions of Participation-Restraints (7/9/2007)
- Contact: Joanne Salsgiver (717) 783-8980
- Bureau of Family Health**
- Screening Young Child For Lead Poisoning: Guidance for State and Local Public Health Officials, Statement by the Centers for Disease Control—11/97 (Federal guidelines adopted by Department)
  - Application for Chronic Renal Disease Transportation Services
  - Application for Head Injury Program Services (Division of Program Support and Coordination-Form #HD1072F)
- Contact: Carolyn Cass (717) 772-2762
- Division of Newborn Screening and Genetics**
- Universal Newborn Hearing Screening Program Guidelines for Infant Hearing Screening
  - Early Hearing Detection and Intervention Program: Pennsylvania Department of Health Early Hearing Detection and Intervention (EHDI) Program Report on Screening and Follow-up for 2004-2006 Births, 2007 Births and 2008 Births
  - Newborn Screening Provider Manual for the Commonwealth of Pennsylvania—Division of Newborn Screening and Genetics Bureau of Family Health
  - Brochure to Parents: Pennsylvania Screening Services for Newborn Babies—Protecting Babies, Preventing Problems, Screening Right After Birth, Starting Treatment Early
  - Application for Newborn Screening and Follow-up Program—Metabolic Formula Order Form
  - Application for Services Metabolic Formula Program Pharmacy Selection Form
  - Application for Services Metabolic Formula Program (Form No. HD1072F)
  - Request of NIP Number Notice and Form, March 2010
  - Filter Paper Recall Notice, April 2010
  - Filter Paper Redesign Notice and Instructions, January 2011
  - Department of Health Request for Curriculum Vitae/Resumes, March 2011
  - Secretary of Health Notice for Filter Paper Collection and Handling, April 2011
  - Application for Services HEALTH INSURANCE BENEFITS INFORMATION SHEET
  - Application for Services Certification and Authorization Statements
  - Application for Special Needs Services (Form No. HD1073F)
  - Information Bulletin #1 Newborn Hearing Screening Program Screening Reporting Form, February 2009
  - Information Bulletin #2 Newborn Hearing Screening Program Hospital Monthly Hearing Screening Report, February 2009
  - Information Bulletin #3 Out of Hospital Birth Newborn Hearing Screening Program Screening Reporting Form, February 2009
  - Information Bulletin #4 Out of Hospital Birth Newborn Hearing Screening Program Monthly Hearing Screening Report, February 2009
- Contact: William Cramer (717) 783-8143
- WIC State Plan of Operations
- Contact: Shirley Sword (717) 783-1289

- Traumatic Brain Injury Needs Assessment (2003)
- Traumatic Brain Injury State Action Plan (2003)

Contact: Carolyn Cass (717) 772-2762

#### TB Program

- TB In the Commonwealth, 2005 (annual report)
- TB Control Manual
- TB Outbreak Response Plan

Contact: Lisa Paulos, RN, Program Manager (717) 787-6267

#### STD Program

- STD Outbreak Response Plan
- STD Electronic Resource Guide, 2004 (CD-ROM)
- PA NEDSS STD Program Reference Guide (available on line)
- Program Operation Guidelines for STD Prevention (published by Centers for Disease Control and Prevention (CDC))

Contact: Steve Kowalewski, Senior Public Health Advisor (717) 787-3981

#### Bureau of Health Statistics and Research

- Application for Certified Copy of Birth or Death Record, Form H105.102.
- Form Utilized for Birth Corrections, Form H105.133.
- Death Correction Statement, Form H105.135.
- Application for Multi-Year Search of Birth Record, Form HD1124F.
- Application for Multi-Year Search of Death Record, Form HD 1125F.
- Biological Parent Registration Identification Form, Form H105.700.
- Withdrawal of Biological Parent Consent Form, Form H105.702.
- Statement from Requestors Not Possessing an Acceptable Government Issued Photo-ID, Form HD123F.
- Change in Civil Status Form, Form H105.132. The following forms are electronically available at [www.health.state.pa.us/vitalrecords](http://www.health.state.pa.us/vitalrecords):
- Application for Certified Copy of Birth Record-Mail Requests, Form HD1105F
- Application for Certified Copy of Death Record-Mail Requests, Form HD1107F
- Form Utilized for Birth Corrections, Form HD1104F
- Death Correction Statement, Form HD1109F
- Application for Multi-Year Search of Birth Record, Form HD1131FW
- Application for Multi-Year Search of Death Record, Form HD1132FW
- Statement from Requestors Not Possessing an Acceptable Government Issued Photo-ID, Form HD123F
- Change in Civil Status Form, Form H105.132

Contact: Marina Matthew (717) 783-2548

#### Bureau of Laboratories

- Submission of Rabies Specimens

- General Specimen Submission
- Compliance with Shipping of Diagnostic Specimen/Etiologic Agent
- Laboratory Submission Form for Viral Encephalitis/Meningitis
- Sputum Collection for Tuberculosis
- Nasal or Throat Swab Procedure for Virus Isolation

Contact: Dr. Shaheidy Shahied (610) 280-3464

- Postmortem Blood Testing on Motor Vehicle Accident Victims—Specimen Submittal Requirements
- Blood Lead Analysis—Specimen Submittal Requirements
- Environmental Lead Analysis—Specimen Submittal Requirements
- Neonatal Testing for Genetic Disorders—Specimen Submittal Requirements
- Blood Alcohol Proficiency Testing Program Requirements
- Blood Lead Proficiency Testing Program Requirements
- Erythrocyte Protoporphyrin Proficiency Testing Program Requirements
- Abused Drugs in Blood Proficiency Testing Program Requirements
- Abused Drugs in Urine Proficiency Testing Program Requirements

Contact: Dr. Shaheidy Shahied (610) 280-3464

- Clinical Laboratory Application Procedure
- Glucose/Cholesterol Screening Procedure
- Multiphasic Screening Procedure
- Out-of-State Laboratory Licensure/Certification Procedure
- Understanding State Clinical Laboratory Regulation in Pennsylvania As They Apply To Physician Office Laboratories
- Nursing Home Laboratory Licensure Procedure
- Proficiency Testing Evaluation Procedure
- Quality Control for Level One Laboratory Tests
- Policy for Granting an Exception in Section 5.22(f)
- List of Approved Proficiency Testing Providers
- Requirements for New Laboratories
- Rapid HIV Guidance Document
- Rapid HIV Regulatory Compliance Document
- Laboratory Personnel Form

Contact: Dr. Shaheidy Shahied (610) 280-3464

#### Bureau of Health Promotion and Risk Reduction

- Why We Recommend Community Water Fluoridation
- Policy for Determining Eligibility and Compliance of Service Providers Currently
- Receiving Funding From a Tobacco Company, a Tobacco Company Subsidiary, or Their Agent (6/04)

Contact: Leslie A. Best (717) 787-6214

Many of these documents are also available on the Department of Health's website, [www.health.state.pa.us](http://www.health.state.pa.us)

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## INSURANCE

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### I. NOTICES:

#### Executive Office

##### Insurance Department Notices

No.	Date Published	Description
2011-05	06/25/11	Per Diem Charges for Financial Examinations Conducted by the Pennsylvania Insurance Department
2011-04	06/25/11	Per Diem Charges for Market Conduct Examinations of Insurance Companies
2011-03	05/14/11	Use of Misleading Professional Designations by Insurance Producers Selling Life Insurance or Annuities to Seniors

<i>No.</i>	<i>Date Published</i>	<i>Description</i>
2011-02	03/19/11	Workers' Compensation Security Fund Assessment
2011-01	01/01/11	Increase in the Accident Surcharge Dollar Threshold (Cap) to \$1450
2010-12	10/30/10	Certification as an Independent Review Organization; Long-Term Care Benefit Trigger Determinations
2010-11	10/30/10	Medical Care Availability and Reduction of Error Fund; Notice of and Amount of Assessment Action
2010-10	10/02/10	Provisions of Act 51 of 2010
2010-09	08/14/10	Mini-COBRA Coverage
2010-08	07/17/10	Application for Written Consent
2010-07	07/03/10	Patient Protection and Affordable Care Act-Guidance for Compliance Filings
2010-06	07/03/10	Repeal of Outdated Notices
2010-03	06/12/10	2010 Workers' Compensation Security Fund Assessment
2010-02	01/02/10	Review Procedure Hearings; Cancellation or Refusal of Insurance
2010-01	01/02/10	2009 Workers' Compensation Security Fund Assessment
2009-11	11/28/09	General Guidance for Disclosure of Prescribed Differences from NAIC Statutory Accounting Principles
2009-08	10/27/09	Medical Care Availability and Reduction of Error Fund; Notice and Amount of Assessment Action
2009-07	07/31/09	Updated Guidelines for Record Retention
2009-06	06/27/09	Autism Review Process
2009-03	04/11/09	Autism Coverage
2009-02	02/14/09	Property and Casualty Insurance Companies and Producers Issuing Certificates of Insurance in Pennsylvania
2009-01	02/14/09	Community Health Reinvestment Activities
2008-08	10/18/08	Medical Care Availability and Reduction of Error Fund; Notice of and Amount of Assessment Action
2008-05	04/19/08	Long-Term Care Partnership Program Effective Date and Revised Guidance Announcement
2008-02	01/12/08	Medical Care Availability and Reduction of Error Fund; Notice of and Amount of Assessment Action
2008-01	01/12/08	Increase in the Accident Surcharge Dollar Threshold (Cap) to \$1,350
2007-06	12/01/07	Arson and Insurance Fraud Reporting
2007-05	10/27/07	Medical Care Availability and Reduction of Error Fund; Notice of and Amount of Assessment Action
2007-04	09/30/07	List of Approved Guide Source Method Vendors
2006-12	11/18/2006	Flood Insurance Training Requirements
2006-10	10/28/2006	Medical Care Availability and Reduction of Error Fund; Notice of and Amount of Assessment Action
2006-08	07/08/2006	Repeal of Outdated Bulletins and Notices
2006-07	06/24/2006	Professional Corporations, Professional Associations and Partnerships
2006-06	06/24/2006	Notice of Agent Education and Training Requirement Changes
2005-11	11/19/2005	Financial Statement Filing Requirements for 2006
2005-10	10/29/2005	Medical Care Availability and Reduction of Error Fund; Notice of and Amount of Assessment Action
2005-07	07/23/2005	Agreement on Community Health Reinvestment
2005-04	03/26/2005	Viatical Settlement Broker License Testing Requirements for Licensed Life Insurance Producers
2005-02	02/05/2005	Reporting and Disclosure of Criminal Convictions
2005-01	01/22/2005	Increase in the Accident Surcharge Dollar Threshold (Cap) to \$1,150
2004-02	04/17/2004	Medical Care Availability and Reduction of Error Fund; Calculation of Podiatrist Liability



<i>No.</i>	<i>Date Published</i>	<i>Description</i>
2003-11	11/29/2003	Coverage for Chiropractic Care
2003-07	09/20/2003	Notice to Companies Writing Private Passenger Auto Insurance in Pennsylvania
2003-06	08/09/2003	Drug and Alcohol Use and Dependency Coverage
2002-10	10/19/2002	Proper Reporting of Uncovered Medical Liabilities and Expenses (Uncovered Claims)
2002-09	09/21/2002	Medical Care Availability and Reduction of Error Fund's Assessment
2002-08	09/14/2002	Medical Care Availability and Reduction of Error Fund Administrative Hearings Process
2001-07	06/30/2001	Deregulation of Life Insurance Forms 001-04 04/21/2001 Book Transfers
2000-04	02/26/2000	The Violent Crime Control and Law Enforcement Act of 1994, 18 U.S.C., Sections 1033 and 1034
2000-03	02/19/2000	Federally Mandated Health Care Fraud and Abuse Reporting
	06/28/1997	Deregulation of Accident and Health Forms
	04/12/1997	Deregulation of Accident and Health Forms
	03/30/1996	Deregulation of Accident and Health Forms
1995-09	08/23/1995	Deregulation of Commercial Lines Property and Casualty Forms
1995-07	07/19/1995	Modification of Contract for Use When an Annuity Premium Tax is Not Applicable
1994-14	10/03/1994	Separate Account Modified Guaranteed Life Insurance
1994-13	10/03/1994	General Account Modified Guaranteed Life Insurance
1994-12	10/03/1994	Separate Account Modified Guaranteed Annuity
1994-11	10/03/1994	General Account Modified Guaranteed Annuity
1994-09	07/07/1994	Approval and Solicitation of Long Term Care Policies for Continuing Care Retirement Communities

#### *Statements of Policy*

31 Pa. Code, Chapter 67, Sections 67.41—67.45 and Appendix A, Motor Vehicle Financial Responsibility Law, Subchapter D. Adopted 05/19/1989.	31 Pa. Code, Chapter 90i, Sections 90i.1—90i.3, Certificates of Assumption. Adopted 03/05/1993.
31 Pa. Code, Chapter 89, Sections 89.451—89.474, Approval of Life, Accident and Health Insurance. Subchapter H. Statements of Policy. Adopted 02/05/1982.	31 Pa. Code, Chapter 119, Sections 119.1—119.26, Anti-Fraud. Adopted 08/27/1993.
31 Pa. Code, Chapter 90c, Sections 90c.1—90c.25, Individual Applications. Adopted 01/18/1991.	31 Pa. Code, Chapter 120, Sections 120.1—120.5, Loss Cost Adjustment Filing. Adopted 08/27/1993.
31 Pa. Code, Chapter 90d, Sections 90d.1—90d.9, Individual Accidental Death Benefits; Provided by Riders or Built into Policies. Adopted 01/18/1991.	31 Pa. Code, Chapter 150, Sections 150.1—150.5, Uniform Health Insurance Claim Form. Adopted 07/02/1993.
31 Pa. Code, Chapter 90e, Sections 90e.1—90e.13, Individual IRA Endorsements for Life Insurance and Annuities. Adopted 01/18/1991.	31 Pa. Code, Chapter 152, Sections 152.101—152.105, Preferred Provider Organizations, Primary Care Gatekeeper PPO Products. Adopted 09/27/1991.
31 Pa. Code, Chapter 90f, Sections 90f.1—90f.16, Individual Imminent Death/Lifetime Health Care Facility Confinement Benefits Provided as Accelerated Death Benefit or Settlements of Death Benefit; Provided by Riders or Built into Policies. Adopted 01/18/1991.	31 Pa. Code, Chapter 153, Section 153.2, Permission to file accident and health, life and annuity insert pages. Adopted 10/19/1990.
31 Pa. Code, Chapter 90g, Sections 90g.1—90g.16, Individual Health Care Facility Benefits Provided as Accelerated Death Benefit or Settlement of Death Benefit; Provided by Riders or Built into Policies. Adopted 01/18/1991.	31 Pa. Code, Chapter 153, Section 153.3, Simplified review of company merger, assumption or name change form and rate filing. Adopted 06/28/1991.
31 Pa. Code, Chapter 90h, Sections 90h.1—90h.11, Individual Waiver of Surrender Charges for Life and Annuity Contracts Resulting From Health Care Facility Usage; Provided by Riders or Built into Policies. Adopted 01/18/1991.	31 Pa. Code, Chapter 301, Sections 301.201—301.204, Health Maintenance Organization, Subchapter H. Point-of-Service Products Group Specific Community Rating. Adopted 09/27/1991.
	31 Pa. Code, Chapter 301, Sections 301.301—301.321, Health Maintenance Organization, Subchapter I. Contractual Arrangements Between HMOs and IDSs. Adopted 04/05/1996.
	31 Pa. Code, Chapter 303, Section 303.1, Out-of-State Health Maintenance Organization Investments. Adopted 03/25/1988.

Contact: Peter Salvatore, Bureau of Administration, 717-787-4429; fax 717-705-3873

**II. OTHER:****Administrative Hearings Office**

*Digest of Automobile Policy Terminations (Act 68 and 78)*  
Insurance Commissioner Decisions on Automobile Insurance Administrative Hearings

*Digest of CAT Fund Adjudications*  
Insurance Commissioner Decisions on Automobile CAT Fund Administrative Hearings

*Digest of Homeowners Policy Terminations (Act 205)*  
Insurance Commissioner Decisions on Homeowners Insurance Administrative Hearings

*Digest of Agency Terminations (Act 143)*  
Administrative Hearing Officer Decisions on Insurance Agency Administrative Hearings

*Practice and Procedure Digest*  
Describes the Administrative Hearing Process  
Contact: Dolores Martin, Administrative Hearings Office, 717-783-2126; fax 717-787-8781

**Office of Insurance Product Regulation and Administration**

*Public Documents Room Procedures*  
Procedures to review public documents at the Insurance Department

*Regulatory Procedures Manual*  
Internal procedures regarding drafting of regulations  
Contact: Peter Salvatore, Bureau of Administration, 717-787-4429; fax 717-705-3873

**LABOR AND INDUSTRY****POLICY STATEMENTS:**

- Labor & Industry Secretary
- Equal Opportunity Policy Statement
  - Labor and Industry Contract Compliance Policy Statement
  - Weapons Policy Statement
  - Disability—Related Employment Policy Statement
  - Commonwealth's Policy of Sexual Harassment and Procedures for Distribution
  - Health Policy Statement
  - Security Policy Statement
  - Free Posters Announcement
  - Workplace Violence Statement

**Office of Equal Opportunity**

- Equal Employment Opportunity Policy Statement
- Contact: Mitchell Khan (717-787-1767)

**Bureau of Workers' Compensation**

- Occupational Disease under the Workers' Compensation Act—Guidelines for Employment Screening Programs under Act 115 of 2001 BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Health Care under the Workers' Compensation Act BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Uninsured Employers Guaranty Fund BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- General Provisions of Act 57 of 1996 BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Healthcare Under the Workers' Compensation Act BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")

**GUIDANCE MANUALS:****Office of Vocational Rehabilitation**

- OVR Numbered Memoranda
- 09-200.01 Ticket to Work Program
- 10-100.01 Records Retention

- 10-100.02 Driver Services for OVR Employees
  - 10-100.03 OVR Case Sharing
  - 10-100.04 OVR Case Filing System
  - 10-200.01 Psychological Services—Qualifications, Approval, and Use of Psychological Providers and Services
  - 10-200.02 Psychological Services—Guideline: Psychodiagnostic and Vocational Assessment
  - Updated IL/SS Handbook
  - 10-300.01 Independent Living/Specialized Services Program Handbook
- Contact: Denise Verchimak (717-772-3511)
- Bureau of Blindness and Visual Services Independent Living/Specialized Services Program Handbook
- Contact: David DeNotaris (717-783-3784) Director, BBVS

**Bureau of Workers' Compensation**

- WC Forms/Petitions Filing Tutorial BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Calculating 21-Day Compliance BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Return-to-Work Model BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- LIBC-507 Form Tutorial BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- LIBC-9 Form Tutorial BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- PA Workers' Compensation Employer Information Pamphlet (Workers' Compensation Guidelines for Employers.) BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Workers' Compensation and the Injured Worker Pamphlet (Workers' Compensation Guidelines for Injured Workers.) Revised January 1, 2011. BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Workers' Compensation and the Injured Worker Pamphlet-Spanish Edition (Workers' Compensation Guidelines for Spanish-speaking Injured Workers.) BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Failure to Insure Prosecutions. Updated December 2010. BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Procedures for Completing an Application for Fee Review BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Notice to Claimant (LIBC-758) Changes to LIBC-758 effective June 6, 2011. BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Claim Petition for Benefits From the Uninsured Employer and Uninsured Employers Guaranty Fund, LIBC-550. Updated June 30, 2011. BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Notice of Claim Against Uninsured Employer, LIBC-551. Updated June 30, 2011. BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Notice of Workers' Compensation Denial, LIBC-496. Revision effective June 20, 2011. BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- 2011 Statewide Average Weekly Wage Schedule. Revised effective January 1, 2011. BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Supplement Agreement for Compensation for Disability or Permanent Injury, LIBC-337. Change effective February 21, 2011. BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Defendant's answer to Claim Petition, LIBC-374. Available online as of December 2010. BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")

- Statement of Purpose of Adoption of Usual and Customary Charge. Effective November 1, 2010. BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) (“Workers’ Compensation”)
- Medical Report, LIBC-9, Tutorial BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) (“Workers’ Compensation”)
- EDI (Electronic Data Interchange). Updated May 2011. BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) (“Workers’ Compensation”)
- Death Claim Supplement to Compromise and Release, LIBC-749. Now available online as of January 2011. BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) (“Workers’ Compensation”)
- Employee/Dependent Statement Form. Revised March 2011. BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) (“Workers’ Compensation”)
- Bureau Code Listings. Updated Monthly. BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) (“Workers’ Compensation”)
- Bureau Annual Report. Updated January 2011. BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) (“Workers’ Compensation”)
- IRE Physician Listing. Updated Monthly. BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) (“Workers’ Compensation”)
- Safety Committee Box Score. Updated Biweekly. BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) (“Workers’ Compensation”)
- Governor’s Award of Safety Excellence. Updated June 1 each year. BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) (“Workers’ Compensation”)
- Requirements for Excess Insurance  
Contact: George W. Knehr, Chief, Self-Insurance Division, BWC (717-783-4476)
- Employer’s Guide to Self-Insuring Workers’ Compensation BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) (“Workers’ Compensation”)
- Application and Summary of Requirements for Self Insurance  
Contact: George W. Knehr, Chief, Self-insurance Division, BWC (717-783-4476)
- Instructions Accompanying Application to have a Letter of Credit or Surety Bond Executed. Updated September 11, 2011.  
Contact: George W. Knehr, Chief, Self-insurance Division, BWC (717-783-4476)
- Guidelines for Individual Self-Insurance Actuarial Evaluations  
Contact: George W. Knehr, Chief, Self-Insurance Division, BWC (717-783-4476)
- Guidelines for Group Self-Insurance Actuarial Evaluations  
Contact: George W. Knehr, Chief, Self-insurance Division, BWC (717-783-4476)
- Workers’ Compensation Self-Insurance Loss Portfolio Transfer Guidelines. Updated September 11, 2011.  
Contact: George W. Knehr, Chief, Self-insurance Division, BWC (717-783-4476)
- Certified Employer Network Overview  
Contact: Bob Pierce, Health and Safety Division, BWC (717-772-1917)
- Accident and Illness Prevention Service Provider Qualifications Guide  
Contact: Bill Keefer, Health and Safety Division, BWC (717-772-1636)
- Insurer, Individual Self-Insured Employer and Group Self-Insurance Fund Accident and Illness Prevention Service/Program Audit Overviews  
Contact: Bill Keefer, Health and Safety Division, BWC (717-772-1636)
- Contact Sheet  
Contact: Bob Pierce, Health and Safety Division, BWC (717-772-1917)

- Division Overview  
Contact: Bob Pierce, Health and Safety Division, BWC (717-772-1917)
- Hands Flyers  
Contact: Bob Pierce, Health and Safety Division, BWC (717-772-1917)
- Iceburg-Hidden Costs of Accidents  
Contact: Bob Pierce, Health and Safety Division, BWC (717-772-1917)
- State Certified Workplace Safety Committee Program  
Contact: Bob Pierce, Health and Safety Division, BWC (717-772-1917)

**OTHER:****Center for Workforce Information and Analysis**

Contact: Sue Mukherjee (717-787-6507)

- New Hire Program booklet guidelines and form for businesses to use to report new hires—found at [www.panewhires.com](http://www.panewhires.com).
- New Hire guidance available at [www.panewhires.com](http://www.panewhires.com)
- High Priority guidance available at [www.paworkstats.state.pa.us](http://www.paworkstats.state.pa.us)

**Bureau of Workforce Development Partnership**

- Workforce Investment Information Notice 12-03 dated June 22, 2004 regarding Rapid Response/ Trade Adjustment (TA) Program Policy—found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us).
- Workforce Investment Information Notice 7-03 dated July 7, 2004 regarding Trade Act and NAFTA-TAA job search—found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 6-03 dated December 12, 2003 regarding Trade Act and TAA Reform Act waiver policy and procedure—found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 5-03 dated December 12, 2003 to furnish local staff with State’s Trade Act certification and petition processes found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 4-03 dated July 29, 2004 regarding Trade Act reemployment benefit—found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 1-03 dated September 12, 2003 regarding Distance learning under TAA—found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 14-02 dated June 10, 2003 regarding Seamless integration and coordination of services under Trade Act programs with Workforce Investment Act—found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 7-01 dated December 11, 2001 regarding Reasonable Cost of Training and Transportation Payments for the TAA/NAFTA-TAA programs—found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 6-99 Change 1 dated August 6, 2002 regarding WIA Dislocated Worker Rapid Response Additional Assistance and Critical
- Job Training Grant Questions and Answers—found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 1-05 dated September 27, 2005 regarding Local Workforce Investment Areas (LWIAs)—found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 12-02 dated April 10, 2003 regarding Workforce Investment Act certification of training and course/programs and devel-

- oping ITA policies and procedures-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 1-99 Change 4 dated June 4, 2004 regarding ongoing information and guidance regarding program/provider eligibility, school licensing requirements and appeal procedures-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
  - Workforce Investment Information Notice 1-00 Change 3 dated March 17, 2003 regarding information to Local Workforce Investment Board, training providers and other Team Pennsylvania CareerLink partners-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
  - Workforce Investment Information Notice 3-02 dated January 8, 2003 regarding Guidelines to moving Pa CareerLink and Partners-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
  - Workforce Investment Information Notice 2-02 dated January 8, 2003 regarding Guidelines to moving Pa CareerLink and Partners-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
  - Workforce Investment Information Notice 10-01 dated July 17, 2002 regarding Career Resource Area Technology Policy-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
  - Workforce Investment Information Notice 3-05 dated June 20, 2006 regarding Competitive procurement of Youth Services for LWIA Program Operators, LWIBS and their Local Youth Councils -found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
  - Workforce Investment Information Notice 2-04 dated April 27, 2005 regarding policies and procedures for grants awarded to Local Workforce Investment Areas, non-profit organizations, private-for-profit businesses and Local Education Agencies -found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
  - Workforce Investment Information Notice 8-02 Change 1 dated December 12, 2003 regarding development and operation of Project Gate-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
  - Workforce Investment Information Notice 8-02 Change 2 dated June 7, 2004 regarding development and operation of Self-Assistance Program and Project Gate-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
  - Workforce Investment Information Notice 4-99 Change 1 dated November 4, 2002 regarding core intensive training, optional and youth services by program charts-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
  - Workforce Investment Information Notice 3-99 Change 2 dated November 4, 2002 regarding guidance information on Title I WIA eligibility criteria for registration and WIA acceptable eligibility verification-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
  - Workforce Investment Information Notice 1-98 Change 2 dated January 30, 2004 regarding WIA participant questions and answers-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
  - Workforce Investment Information Notice 9-02 dated January 8, 2003 regarding WIA performance measures-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
  - Workforce Investment Information Notice 11-02 dated January 22, 2003 regarding Labor Exchange and Veterans Employment Training Service Performance Measures-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
  - Workforce Investment Information Notice 3-01, Change 2 dated May 23, 2003 regarding Revised Team Pa CareerLink Employment Services Policies and Procedures-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
  - Workforce Investment Information Notice 1-01 dated August 9, 2001 regarding definitions of levels of Pa CareerLink registration Services Policies and Procedures-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
  - Workforce Investment Information Notice 2-01 Change 1 dated July 21 2003 regarding revisions of WIIN 2-01 for Staff-Assisted Registration for Employment Services-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
  - Workforce Investment Information Notice 6-01 dated May 15, 2002 regarding combined business plan/agreement process-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
  - Workforce Investment Information Notice 5-01 Change 1 dated May 7, 2002 regarding government agreement revisions and cost allocation and resource agreement changes-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
  - Workforce Investment Information Notice 3-00 Change 1 dated November 2, 2004 regarding guidance to local Workforce Investment Boards and their Youth Councils on the Workforce Investment Act of 1998, federal regulations and state policies found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
  - Workforce Investment Information Notice 2-00 Change 2 dated March 2, 2004 regarding—Financial Management Technical Assistance Guide- found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
  - Workforce Investment Information Notice 3-03 dated July 13, 2004 regarding guidance to Local Workforce investment Boards on membership, certification and compliance with the Workforce Investment Act and state policies-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
  - Workforce Investment Information Notice 2-03 Change 1 dated October 8, 2003 regarding Commonwealth's revised Local Workforce investment Board staffing policy found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
  - Workforce Investment Information Notice 4-00 dated July 27, 2001 regarding LWIA designations in prescribed formats-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Minimum Wage Advisory Board**
- Analysis of the Pennsylvania Minimum Wage Increases in 2010.
- Office of Vocational Rehabilitation**
- The OVR Annual Report—Sam Cost (717-772-1658).
  - OVR Combined Agency State Plan Update—Sam Cost (717-787-1658)
  - Employment Services for Persons with Disabilities—David Baum (717-787-5518)
  - The OVR Rehabilitation Services Handbook— Nesta Livingston (717-783-6382)
  - OVR Transition Pamphlet—Wendy Patterson (717-787-6695)
  - OVR—Transition From Substance Abuse to Recovery and Work (A Guide for Vocational Rehabilitation) Dana Baccanti (717-772-1656)
  - Getting Your Business Ready for ADA—ADA Questions—David Baum (717-787-5518)
- State Workers' Insurance Fund**
- Injury Hotline Reporting Sticker
  - Employee Information for reporting of Work Related Injuries

- Workers' Compensation Employee Notice
- SWIF District Office Map and Directory
- Notice of Employer W/C coverage with SWIF (English & Spanish)
- SWIF Information Pamphlet
- "You as a Witness" in a Workers' Comp. Proceeding
- Benefits of Early Reporting of Injuries
- State Workers' Insurance Fund "Checklist"
- SWIF's Early Return to Work Program
- Telephonic Reporting Questionnaire
- "21 day rule" Reporting guideline letter
- SWIF Safety Policy and Program Outline
- Certified Safety Committee Addendum
- Governor's Initiative on Workplace Safety, Pennsafe
- Drug Free Pennsylvania Packet
- Claimant Authorization for Direct Deposit of SWIF Benefits Notice of subrogation lien against a third-party recovery under Section 319 of the Workers' Compensation Act

#### **Bureau of Workers' Compensation**

- Workers' Compensation Rate Schedules. Revised January 2011. BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Independent Review Examination Physician's Listing. Updated Monthly. BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- 2008 Medical Access Study Executive overview. Updated July 2010. BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Claim Petition for Additional Compensation from the Subsequent Injury Fund Pursuant to Section 306.1 of the Workers' Compensation Act. Updated February 2010. BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- News & Notes (A Bureau of Workers' Compensation Public Newsletter). Published May, 2011. BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Employer's Guide to Workers' Compensation Insurance in Pennsylvania (A folder which includes: An Employer's Overview, A Guide to Loss Cost Multipliers, A Guide to Classification Codes and other workers' compensation information of interest to employers). Updated January 2011.

Contact: Information Services Helpline (717-772-3702)

- Workers' Compensation and Workplace Safety Annual Report BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Report of Insurer/Self-Insured Employer Performance. Revised March 8, 2011. BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Work Injuries & Illnesses Report (Annual Statistical Publication). Updated January 2011. BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Frequently Asked Questions Workers' Compensation BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Frequently Asked Questions Health Care Services Review BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Frequently Asked Questions Workplace Safety Committee Certification Program BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Office of Adjudication Petition Count BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Obtaining WC Hearing Transcripts BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Medicare Policy: Evaluation and Approval of WC Lump Sum Settlements BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")

- Accommodation Requests BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Lawyer Referral Service Information (Web guideline) BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Appeal Forms and Their Instructions BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Compromise & Release Form. Updated February 1, 2011. BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Informal Conference Request Form BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Subpoena Form. Revised October 31, 2010. BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Alternative Dispute Resolution Pamphlet BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")

#### **Workers' Compensation Appeals Board**

(Contact: William Trusky 717-783-7838)

- LICB-25/26, Appeal From Judge's Findings of Fact and Conclusions of Law

#### **Interpreter Law, Act 172 of 2006**

(Contact: Richard Lengler 717-783-9276)

- Model Voir Dire for Qualifying a Non-Certified Sign Language Interpreter or Transliterator
- Model Voir Dire for Qualifying a Non-Certified Foreign Language Interpreter
- Suggested Oath
- Pennsylvania Code of Ethics and Professional Conduct for Interpreters
- Presiding Officer Checklist
- Interpreter Checklist
- Frequently Asked Questions
- Interpreter's Law Guide  
<http://www.portal.state.pa.us/portal/server.pt?open=514&objID=614764&mode=2>

#### **Office of Unemployment Compensation Benefits**

(Contact: Terri Smith 717-772-1478)

[www.uc.pa.gov](http://www.uc.pa.gov)

- DUA-5 Disaster Unemployment Assistance
- UC-33 UC Services, Unemployment Compensation Service Centers
- UC-98 A Quick Reference Guide for UC
- UC-98(ESP) A Quick Reference Guide for UC (Spanish)
- UC-700 UC Claims Poster (Private Employers)
- UC-700(ESP) UC Claims Poster (Spanish)
- UC-700A UC Claims Poster (State Employers)
- UC-701 UC Reduction of Benefits poster
- UC-701 ESP UC Reduction of Benefits poster (Spanish)
- UC-704 Poster Filing for Unemployment Benefits Online
- UC-704(ESP) Poster Filing for Unemployment Benefits Online (Spanish)
- UC-705 Poster UC Services
- UC-705 (ESP) Poster UC Services
- UC-725 UC Bookmark (English-Spanish)
- UC-1609 How to Apply for UC benefits (State Employers)
- UC-1609P How to Apply for UC benefits (Private Employers)
- UCP-1 PA UC Handbook
- UCP-1 (ESP) PA UC Handbook (Spanish)
- UCP-8 State Unemployment Compensation and Supplemental Unemployment Benefit Plans
- UCP-9 Unemployment Compensation Extended Benefits (EB) Period Beginning February 2009
- UCP-9 (ESP) Unemployment Compensation Extended Benefits (EB) Period Beginning February 2009 (Spanish)
- UCP-11A Trade Act of 2002

- UCP-11A (ESP) Trade Act of 2002 (Spanish)
- UCP-11B Trade and Globalization Adjustment Assistance Act of 2009
- UCP-11B (ESP) Trade and Globalization Adjustment Assistance Act of 2009
- UCP-16 UC for Reimbursable Employers
- UCP-18 UC Appeals Information
- UCP-18 (ESP)-UC Appeals Information (Spanish)
- UCP-22 RFC for Contributory Employers
- UCP-24 Support Withholding from UC
- UCP-25 Employee Unemployment Compensation Withholdings
- UCP-26 Emergency Unemployment Compensation (EUC) Program
- UCP-26 (ESP) Emergency Unemployment Compensation (EUC) Program (Spanish)
- UCP-36 Employers' Reference Guide to Unemployment Compensation
- UCP-37 Your Unemployment Benefit Guide
- UCP-37 Your Unemployment Benefit Guide (Spanish)
- UCP-39 UC Services for Employers
- UCP-41 UC Eligibility Issues
- UCP-41 (ESP) UC Eligibility Issues (Spanish)
- UCP-42 (ES-2762) UC Employer Rights

**Office of Unemployment Compensation Benefits—Discontinued Non-Regulatory Documents**

- UCP-28 Services Provided by Pennsylvania Teleclaims
- UCP-11 Assistance for Workers under Trade Act of 1974.
- UCP-11(ESP) Assistance for Workers under Trade Act of 1974

**Office of Unemployment Compensation Tax Services**

- PA- 100 Pennsylvania Enterprise Registration Form and Instructions
- UCP-7: The Problem of “Localized” and “Nonlocalized” Employment
- UCP-16: UC for Reimbursable Employers
- UCP-18: UC Appeals Information
- UCP-18 (ESP): Compensación por Desempleo
- UCP-22: Relief From Charges for Contributory Employers Questions and Answers
- UCP-25: PA Employee UC Withholdings
- UCP-30: PA UC—Preparing for your UC Audit
- UCP-32: Employee or Independent Contractor?
- UCP-34: PA UC Tax Clearance Program
- UCP-35: Family Employment
- UCP-36: Employer's Reference Guide to UC
- UCP-36 (Insert): PA UC Solvency Tax Information
- UCP-38: Internet Filing of Quarterly Reports for UC (Forms UC-2/2A) & Electronic Payment of Contributions via Electronic Funds Transfer
- UCP-39: Pennsylvania Unemployment Compensation Services for Employers
- UCP-40: Controlling UC Costs for Contributory Employers
- UCP-41: Unemployment Compensation Eligibility Issues
- UCP-41 (ESP): Compensación de Desempleo Puntos de Derecho
- UC Issues Update Newsletter

**Bureau of Labor Law Compliance**

Contact: Eric Ramsey, Acting Director (717-787-3681)

- Apprenticeship and Training Act
- Apprenticeship and Training Program Overview
- Child Labor Law
- Child Labor Complaint Form
- Application for Permit for Employment of a Minor in Theatrical and Other Performances

- Newspaper Carriers
- Equal Pay Law
- Industrial Homework Law
- Medical Fee Act
- Minimum Wage Act
- Overtime Rules in Pennsylvania
- Wage Payment and Collection Law
- Personnel File Inspection Act
- Prevailing Wage Act
- Wage Rate Submittal Form
- Seasonal Farm Labor Act
- Underground Utility Line Protection Act
- Prevailing Wage Statistics and Collections
- Labor Standards Statistics and Collections
- Prevailing Wage Rate Determination Search
- Prevailing Wage Determination Request
- Prevailing Wage Act
- Prevailing Wage Regulations
- Current Labor & Industry debarment list
- Certified Payroll Certificate
- Apprenticeship and Training Act
- Apprenticeship and Training Regulations
- Apprenticeship and Training Program Overview
- Wage Rate Submittal Form
- Prevailing Wage Complaint Form
- Electronic Online Version
- Printer Friendly (PDF Download)
- Spanish Version (PDF Download)
- Labor & Industry Road Construction Interpretation
- Definitions for 29 County Building Construction Laborers
- Definitions for 29 County Heavy, Highway Construction Laborers
- Definitions for 7 County Building Construction Operators
- Definitions for 22 County Building Construction Operators
- Definitions for 29 County Heavy Equipment Operators
- Definitions for 29 County Highway Construction Operators
- Definitions for 33 County Building Laborers
- Definitions for 33 County Heavy & Highway Laborers
- Definitions for 33 County Building Operators
- Definitions for 33 County Heavy & Highway Operators
- Definitions for 5 County Building Laborers
- Definitions for 5 County Heavy & Highway Laborers
- Definitions for 5 County Building, Heavy, Highway Operators
- Asbestos Removal—Asbestos Worker/Laborer
- Truck Driver (Building, Heavy, Highway)
- Painters (Building, Heavy, Highway)
- Mandatory Workplace Postings for Minimum Wage and Prevailing Wage.
- Updated minimum wage notification.
- Updated minimum wage frequently asked questions.
- Updated minimum wage statement of policy.
- Act 102 Prohibition of Excessive Overtime in Health Care Act Frequently Asked Questions
- Act 102 Prohibition of Excessive Overtime in Health Care Act PowerPoint
- Act 102 Prohibition of Excessive Overtime in Health Care Act Complaint Form
- Act 102 Prohibition of Excessive Overtime in Health Care Act General Overview
- Regulations Governing the Employment of Minors in Performances
- Engineering, Testing or Inspection Services
- Act 72 Construction Workplace Misclassification Act Workplace Poster in English and Spanish

- Act 72 Construction Workplace Misclassification Act Complaint Form in English and Spanish
- Act 72 Construction Workplace Misclassification Act Summary in English and Spanish
- Act 72 Construction Workplace Misclassification Act Copy of Law

#### **Bureau of Occupational and Industrial Safety**

Technical International Building Code 2003 Advisories  
Contact: Edward L. Leister, Director, BOIS (717-783-6304)

- Advisory on Sections 302.1.1 and 302.2—Incidental use areas and accessory use areas. Issued March 3, 2005
- Advisory on Sections 310.1 and 310.2—Residential care facilities with 6-16 occupants. Issued April 1, 2005.
- Advisory on Section 404.8—Travel distance. Issued October 29, 2004.
- Advisory on Section 707.2—Shaft enclosure required (Exception 7). Issued March 3, 2005.
- Advisory on Section 1014.1—Exit or exit access doorways required. Issued October 29, 2004.
- Advisory on Section 1016.5—Corridor Continuity. Issued October 29, 2004.
- Advisory on Section 1019.1—Enclosures required (Exceptions 8 and 9). Issued March 3, 2005.
- Advisory on Sections 3409.3 and 3409.6 (and IEBC sections 812.5 and 506.2)—Accessibility requirements applicable to changes of group or occupancy and alterations. Issued March 3, 2005. Revised and re-issued January 8, 2007.
- Advisory “S” (Storage) versus “U” (Utility and Miscellaneous Use) classification and use. Issued June 30, 2005. Revised January 9, 2008.
- Technical International Building Code 2006 Advisories  
Contact: Edward L. Leister, Director, BOIS (717-783-6304)
- Advisory on Section 310.1 and 310.2—Residential care facilities with 6-16 occupants. Issued April 1, 2005. Revised January 26, 2007.
- Advisory on Section 404.8—Travel Distance. Issued October 29, 2004. Revised January 26, 2007.
- Advisory on Section 707.2—Shaft enclosure required (Exception 7)—Issued March 3, 2005. Revised January 26, 2007.
- Advisory on Section 1007.1—Accessible Means of Egress Required—Issued July 16, 2008.
- Advisory on Section 1007.6—Areas of Refuge—Issued July 16, 2008.
- Advisory on Section 1008.1.3.4—Access-controlled Egress Doors—Issued January 30, 2008.
- Advisory on Section 1015.1—Exit and exit access doorways required. Issued October 29, 2004. Revised January 26, 2007.
- Advisory on Section 1017.5—Corridor continuity. Issued October 29, 2004. Revised January 26, 2007.
- Advisory on Section 1020.1—Enclosures required. Issued March 3, 2005. Revised January 26, 2007.
- Advisory on Section 1020.1—Enclosures required (Exceptions 8 and 9). Issued March 3, 2005. Revised January 26, 2007.
- Advisory on Section 1020.1.5—Discharge identification barrier. Issued January 30, 2008.
- Advisory on Sections 3409.4 and 3409.7 (and IEBC sections 912.8 and 605.2)—Accessibility requirements applicable to changes of group or occupancy and alterations. Issued March 3, 2005. Revised January 26, 2007.
- Advisory “S” (Storage) versus “U” (Utility and Miscellaneous Use) classification and use. Issued June 30, 2005. Revised January 9, 2008.

- Uniform Construction Code Advisories  
Contact: Joseph P. Marchioni, Chief, UCC Division (717-346-2729)
- Accessibility-Only Plan Reviews and Inspections.
- Accessibility Requirements in Certain Townhouses. Revised June 8, 2007.
- Accessibility Requirements When Adding Non-Grade Level Floors. Revised March 24, 2011.
- Additions and Accessible Exits
- Building Code Official (BCO) Certification. Revised November 14, 2007.
- Certain Electrical Requirements with an Effective Date of 1/1/08.
- Ground Snow Loads. Revised June 28, 2007.
- Health Care Facilities Act
- Measuring Kitchen Base Cabinets for an “Obstructed High Side Reach”
- Manufactured Housing
- Public Pools and Accessibility
- Recreational Cabin Exclusion
- Residential Care Facilities. Revised on July 12, 2010.
- Residential Sprinkler Installation
- Sprinkler System Shop Drawings
- “State-Owned Buildings”
- Temporary Certificates of Occupancy and Accessibility
- Temporary Structures. Revised on January 19, 2011.
- Utility Service Connections
- Vending and Lottery Machine Reach Ranges

#### **INDUSTRIAL BOARD**

Contact: Donna Suskie Administrator (717-787-6114)

- Board description.
- Appeal/Variance/Extension of Time Procedures.
- Meeting Dates.
- FAQs
- LIIB 115 Fire and Panic Act form.
- LIIB 117 Uniform Construction Code form
- LIIB 118 Elevators and Other Lifting Devices form
- LIIB 119 Request for Industrial Board Plans form
- LIIB 121 Flammable and Combustible Liquids form
- LIIB 122 Liquefied Petroleum Gas form
- LIIB 303 Boiler form
- LIIB 305 Unfired Pressure Vessel form

#### **PENNSAFE**

Contact: Thomas J. Ward, Director, (717-783-2071)

Right to Know Publications:

- PSF-4 Employee Workplace Notice
- PSF-5 What It's All About: PA Worker & Community RTK Act
- PSF-7 Employer Right to Know Information Packet—Hazardous Substance Survey Form (booklet)
- PSF-8 Compliance Materials for Public Sector Employers Hazardous Substance Survey Form (booklet)
- PSF-9 Occupational Exposure to Lead
- PSF-13 You Have a RTK: Public Sector Employees
- PSF-22 Environmental Hazardous survey Form
- PSF-23 Compliance Checklist for Public Sector Employers
- PSF-25 You Have A RTK About Hazardous Chemicals In Your Community
- PSF-29 RTK Request for Information/Complaint Form
- PSF-30 RTK After The Inspection: What Happens Next?
- PSF-31 RTK Training Program For Public Sector Employers (Leaders Guide)
- PSF-32 RTK Training Workbook For Public Sector Employees
- PSF-33 RTK Steps to Processing an Inquiry
- PSF-34 RTK Training Guidelines for Public Sector Employers Workplace Safety Publications:

- PSF-11 WSC Technical Assistance Manual
- PSF-16A WSC Course Evaluation Form
- PSF-37-1 Safety Committee Training: Module 1 Safety Committee Dynamics
- PSF-37-2 Safety Committee Training: Module 2 Hazard Identification
- PSF-37-3 Safety Committee Training: Module 3 Accident Investigation
- PSF-37-4 Safety Committee Training: Module 4 Additional Resources, Certified Safety Committee Resources
- Guidance Manual PennSafe website: www.dli.state.pa.us (Keywords: PATTS, HSSF)

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### MILITARY & VETERANS AFFAIRS

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#### POLICY STATEMENTS:

- ADA Policy Statement
- HIV/AIDS Policy
- Sexual Harassment Policy
- Substance Abuse in the Workplace Policy
- Workplace Violence Policy
  - Contact: Office of Administration (717) 861-8850
- Equal Opportunity Statement
  - Contact: DMVA/HR (717) 861-8796
- Operation of Clubs within National Guard Facilities
- Privately Owned Weapons on National Guard Facilities
  - Contact: Office of Chief Counsel (717) 861-8503
- Smoking Policy
  - Contact: Office of Administration (717) 861-8849
- Public Affairs Airlift Policy
  - Public Affairs (717) 861-8468
- Military Aircraft Flyovers
  - Public Affairs (717) 861-8468
- Use of Military Equipment for Civilian Organizations
  - Contact: Military Support (717) 861-8938
- Recreational Access to Fort Indiantown Gap
  - Contact: FTIG Training Site (717) 861-8155
- Resident Abuse Policy and Procedures
- Staff/Resident Fraternalization Policy, Veterans' Homes
- Handbook of Accounting Manual for State Veterans' Homes
- HIPAA Policies and Forms for State Veterans' Homes
  - Contact: Bureau of State Veterans' Homes (717) 861-8903
- Standard Operating Procedure for Armory Rentals
- Policy for State-Owned Family Housing
  - Contact: Bureau of Facilities and Engineering (717)861-8580

#### INTERNAL GUIDELINES:

- Adherence to Work Hours/Wear of Military Uniform
- Bomb Threat Plan—DMVA contains classified information
- Curtailment of Activities at FTIG Due to Inclement Weather
- Discipline Manual
- Photo ID Cards for State Civilian Employees at FTIG
- Political Activity
- Reporting Procedures for Workplace Violence
- Retired Guardsmen Involvement
- Notification of VIP Visits for FTIG and DMVA Organizations
- Overtime/Compensatory Leave Policy
- Work Schedule
- Pennsylvania National Guard Military Regulations and Directives (PMR/PaANGR)
- Discrimination Complaint Process
  - Contact: DMVA/HR (717) 861-8796
- Employee Orientation Checklist
- Review of Procedures for Responding to PHRC/EEOC Complaints

- Sexual Harassment: Your rights and responsibilities
- DMVA Work Rules/Standards of Conduct
  - Contact: Office of Administration (717) 861-8550
- IT Policies and Procedures
  - Contact: OA/IT (717) 861-8639

#### OTHER/GUIDANCE/INSTRUCTIONAL MANUALS:

- Military Family Relief Assistance Program Guidelines
  - Contact: MFRAP (717)861-8268
- Personnel Manual
- DMVA Guide to Classification
- Employee Handbook
- Guide to Managing the Official Personnel Folder
- Leave Manual for the DMVA
- Employee Safety Handbook
- DMVA Guide for Controlling Sick Leave Abuse and Time and Attendance Problems
- PA Worker and Community Right to Know Training Booklet
- Partial and Full-Day Closings for State Employees at Ft. Indiantown Gap
- Training Guidelines Manual
- Work-Related Disability Leave and Modified Light Duty Manual
  - Contact: Office of Administration (717) 861-8550
- Equal Opportunity Plan
- Contract Compliance Plan for DMVA
- DMVA Workforce Profile
- Training Plan and Report
  - Contact: DMVA/HR (717) 861-8796
- Organizational and Functional Statement for the DMVA
- Index of Administrative Publications (contains classified information) Pamphlet 310
- Military Publications Index of Blank Forms (contains classified information) Pamphlet 25-32
  - Contact: Office of Administration (717) 861-8550
- Patient Care Policy Manual, Veterans' Homes
- State Home Construction Grant Program
- Veterans Administration Guidelines for State Veterans' Homes
  - Contact: Bureau of State Veterans' Home (717) 861-8903
- Directory of Agencies Providing Information to Veterans
- PA Veterans' Memorial
- Telephone Directory for Veterans Organizations

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### PENNSYLVANIA BOARD OF PROBATION AND PAROLE

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#### Publications available through the Pennsylvania Board of Probation and Parole

- Parolee Manual
- Parolee Manual (Spanish Version)
- Parole 101 (2009)
- Pennsylvania's Reentry System: Towards Safer Communities (2011)
- Effective Parole Systems Don't Just Happen
- Understanding Pennsylvania Parole
- Building Your Life as a Veteran While on Parole
- Parole Violator Center Program
- Potential Home Provider and Employer Information
- Preparing for Your Return to the Community: What Offenders and Their Families Need to Know
- Careers with the Pennsylvania Board of Probation and Parole
- Questions and Answers on Parole Agent Jobs
- PBPP 361 Decisional Instrument
- PBPP Procedures and associated forms
- Contact: Sherry Tate 717-787-6208



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**PENNSYLVANIA COMMISSION ON CRIME AND  
DELINQUENCY**

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**Office of Criminal Justice System Improvements**

- U.S. Department of Justice, Bureau of Justice Assistance, “Byrne Formula Grant Program Guidance”
- U.S. Department of Justice, Bureau of Justice Assistance, Fact Sheets
- Minimum Standards for Criminal Justice Advisory Boards (CJABs)
- 2009/2010 School Resource Officer Funding Announcement
- 2009/2010 County Criminal Justice Advisory Board Initiatives Funding Announcement
- 2009/2010 County Intermediate Punishment (IP) Funding Announcement
- 2009/2010 Drug & Alcohol/Restrictive Intermediate Punishment (D&A/RIP) Funding Announcement
- 2009/2010 NCHIP Funding Announcement
- 2010 Paul Coverdell National Forensic Science Improvement Funding Announcement
- 2009/2010 Project Safe Neighborhood-Western District Funding Announcement
- 2009/2010 Residential Substance Abuse Treatment (RSAT) Funding Announcement
- 2009/2010 Substance Abuse Education and Demand Reduction Fund (SAEDRF) Funding Announcement
- 2010 Regional Policing Funding Announcement
- 2010 Under 10K Better Automation and Sharing by Law Enforcement Funding Announcement
- 2010 Mental Health Courts Funding Announcement
- 2010 (ARRA) Under 10K, Law Enforcement, Technology and Equipment Funding Announcement
- 2010 (ARRA) Justice Practitioner Job Creation and Retention Funding Announcement
- 2010 (ARRA) Technology Funding Announcement
- 2010 (ARRA) Reentry Funding Announcement
- 2010 (ARRA) Alternatives to Incarceration Funding Announcement
- 2010 (ARRA) Problem Solving Courts Funding Announcement
- 2010 (ARRA) Adult Probation Officers and Common Pleas Court Personnel Funding Announcement
- 2010 (ARRA) Local Law Enforcement Hiring/Overtime Initiatives Funding Announcement
- 2010 (ARRA) Statewide Forensic Peer Support Funding Announcement
- 2009 (ARRA) Central Booking Administration
- 2009 Law Enforcement Accreditation Program
- 2010 Pennsylvania Chiefs Association Pennsylvania State Accreditation
- PCPA Training Support (ARRA) (currently open)
- Capital Case Litigation Initiative 2010 Funding Announcement
- Capital Case Litigation Initiative 2011 Funding Announcement (currently open)
- 2010 (ARRA) PSP Megan’s Law Modernization System Funding Announcement
- 2010 (ARRA) SOAB Process Enhancements Funding Announcement
- 2011 Paul Coverdell Forensic Science Improvement Funding Announcement
- 2010 Residential Substance Abuse Treatment Program 2010 (RSAT) Funding Announcement
- 2011 Restrictive Intermediate Punishment—Drug and Alcohol Funding Announcement
- 2011 Philadelphia Family Justice Center Funding Announcement
- 2011 PA DOC Culinary Arts Program Funding Announcement

- 2010/2011 JNET Facial Recognition System Improvement Funding Announcement 2010 Juvenile Court Judges Commission PaJCMS Deployment Funding Announcement.
- 2010 PCS Legislation Reform Updates Funding Announcement.

**Bureau of Training Services**

- Constables’ Training Bulletins, August 1994 to present.
- Deputy Sheriffs’ Training Bulletins, April 1990 to present.
- Criteria for instructors as listed on constables’ certification application. Form updated October 2009.
- Constables’ Education and Training Board (CETB) instructor information produced solely for contractor schools.—Updated (NOV 07) and adopted by the CETB as an official policy.
- CETB/PCCD policy on Act 233 payments
- PA Constables’ Classroom Code of Conduct-Adopted August 2008
- Code of Conduct for deputy sheriffs training, distributed by training contractor to trainees in each basic training and waiver class.
- Deputy Sheriffs’ Education & Training Board (DSETB) Policy, updated March 2009.
- DSETB instructor criteria
- DSETB Physical Training Standards

**Office of Financial Management and Administration**

- PCCD Applicant’s Manual on PCCD website, revised May 2011.
- U.S. Department of Justice, Office of Justice Programs, Office of the Comptroller, Financial Guide.
- Commonwealth of Pennsylvania, Governor’s Office, Management Directive 305.20, Grant Administration.
- Funding guidelines disseminated as needed by various divisions.
- PCCD Grant Procedures Manual, June 2001.
- External Quick Start Guides for Egrants.
- PCCD Egrants Help Center Documents.
- PCCD Policy for Addressing Complaints Regarding Inherently Religious Activities.
- Memo from the Federal Office of Management and Budget regarding ACORN.
- Agreement Addendum for Implementation of the American Recovery and Reinvestment Act of 2009.
- ARRA Special Conditions for JAG.
- Certification as to Recovery Act Funding/Reporting Requirements (JAG).
- ARRA Special Conditions for VOCA.
- Certification as to Recovery Act Funding/Reporting Requirements (VOCA).
- STOP Recovery Act Implementation Plan.
- ARRA Special Conditions for STOP.
- Certification as to Recovery Act Funding/Reporting Requirements (STOP).
- Certification of Compliance with Statutory Eligibility Requirements of VAWA.
- Revised Standard Subgrant Conditions.
- Federal Funding Accountability and Transparency Act guidance.
- Responding to Discrimination complaints for Recipients of Federal Funds.
- Time and Effort Reporting Standards.

**Office of Juvenile Justice and Delinquency Prevention**

- Funding announcements that provide guidelines and requirements for applicants:
- Advancing Effective Diversion Policy and Practice in PA, March 2011.
  - Model Juvenile Defender Units, March 2011.

- Juvenile Accountability Block Grant (JABG), November 2010.
- Evidence-Based Programs Initiative May 2011.
- 2010 SAEDR OJJDP Category 3 Research-based, July 2010.
- CTC Targeted Research-based, November 2010.

#### Office of Victims' Services

##### Victims Compensation

- Victims Compensation Claim Form. (Standard) (Updated 12/09)
- Victims Compensation Claim Form. (One Page) (Updated 6/10)
- Spanish Signature Page.
- Financial Assistance for Victims of Crime pamphlet (English, Spanish and Braille). (Updated 6/10)
- Compensation Resource Guide for Victim Service and Allied Professionals brochure (English and Spanish). (Updated 12/10)
- Rights and Services Available to Victims of Crime in PA—Notification Booklet (revised—4/09).
- Victim Advocate Manual—rewritten 2010 and merged with Standard Operating Guidelines.
- Victims Compensation Assistance Program Standard Operating Guidelines. (merged with Victim Advocate Manual)
- Annual Report for FY 2007/08.
- Compensation Fact Sheet—Information for Law Enforcement.
- DAVE Brochure for online access of compensation claims, updated 10/07.
- Brochure of victim resources/materials request form, current 2007.
- Restitution/Compensation Brochure (new 5/08).
- Stolen Benefit Cash Claim form (updated 5/07).
- Vehicular Claim Addendum Form (updated 3/07).
- Large Print VCAP Short form (updated 4/06).
- VCAP Survey Comment Cards (Updated 11/09).
- Emergency Compensation Award Application.
- Forensic Rape Examination Claim Form (updated 11/07).
- Protocols and Billing Procedures for Forensic Rape Examinations.
- Handout Pads (English and Spanish) and Braille (updated 12/07).
- Law Enforcement Poster (updated 7/05).
- Public Awareness Posters.

##### Victims Services

- Local Policy Board Requirements, revised June 2009.
- STOP Violence Against Women Funding Announcement, 2010-2012.
- ARRA STOP Violence Against Women Funding Announcement 2010-2011.
- Rights and Services Act (RASA) Funding Announcement 2011-2012.
- VOJO Funding Announcement, 2011-2013.
- ARRA JAG VOJO Victims of Juvenile Offenders Funding Announcement.
- VOCA Funding Announcement, 2009-2011.
- VOCA Funding Guideline Amendment: Mass Violence, 2000.
- Consolidated Victim Service Program Standards, effective 2009.
- ARRA Training for Direct Victim Services and Allied Professionals Funding Announcement, 2010.
- Elder Victim Advocates Funding Announcement, 2011.
- Address Confidentiality Program Funding Announcement 2009
- ARRA STOP Sexual Assault Nurse Examiner Training Funding Announcement

- ARRA STOP Virtual Training Academy Project Funding Announcement
- ARRA Victims of Crime Act Funding Announcement 2009-2011
- ARRA STOP Prosecution of Sexual Assault Forensic Support Project Funding Announcement
- Sexual Assault Services Formula Grant Funding Announcement 2010-2011
- STOP Violence Against Women Judicial Grant Funding Announcement 2010-2011.
- PDAI Training and Technical Assistance 2011.
- STOP PCAR/PCADV Training and Technical Assistance Initiative Funding Announcement 2010-2012.
- PA Chiefs of Police Association VCAP Consultants 2011.
- Victims of Crime Act Statewide 2011-2013.
- Office of Victims' Services Annual Report 2009-2010.

#### Office of Research Evaluation and Strategic Planning

- Criminal Justice Population Projections Protocol.

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#### PENNSYLVANIA HIGHER EDUCATION ASSISTANCE AGENCY

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2010-2011 State Higher Education Grant Program Manual

Jay Pagni- 717-720-7670 jpagni@pheaa.org

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#### PENNSYLVANIA HOUSING FINANCE AGENCY

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##### POLICY STATEMENTS

Rental Housing Program 12 Pa. Code, Sections 31.11—31.25

Contact: Holly Glauser-Abel (717.780.3876)

Owner-Occupied Residential Housing Program 12 Pa. Code, Sections 31.101—31.105

Contact: Kate Newton (717.780.3891)

Mortgage Loan Program 12 Pa. Code, Sections 31.111—31.117

Contact: Kate Newton (717.780.3891)

Policy Statement on Homeowners' Emergency Mortgage Assistance Program (including Program Guidelines, Act 91 Notice, and list of counseling agencies) 12 Pa. Code, Section 31.201 et seq.

Contact: Daryl Rotz (717.780.3940)

Privacy Policy

Contact: Tony Julian (717.780.3824)

##### GUIDANCE MANUALS

##### Development Division

PHFA Multifamily Housing Application and Guidelines (contains PennHOMES, Taxable and Tax-Exempt Financing and Low Income Housing Tax Credit Guidelines)

PHFA Preprocessing Manual for Projects with Agency Federal HOME Funds

PHFA Preprocessing Manual for Projects with Agency Reserve Funds

Contact: Lisa Lutz (717.780.3876)

##### Technical Services Division

Architectural Submission Guide

Submission Guide for Small Projects

PHFA Preconstruction Meeting Guide

General Payout Procedures for Mortgagors & Contractors

Contact: Kristy Provost (717.780.1846)

##### Housing Management Division

PHFA Property Operations Manual

PHFA Section 8 Non-Performance Based Property Operations Manual

PHFA Low-Income Housing Tax Credit Compliance Manual

Contact: Barbara Huntsinger (717.780.3818)

PHFA Financial Reporting Manual for Agency Finance Properties and Tax Credit Only Properties (No Agency Financing)

Contact: Kathy Hughes (717.780.3819)

### Housing Services Department

Senior Supportive Services Program Manual with PennHOMES/Low Income Tax Credit Requirements

Supportive Services Program Manual with Section 8 Requirements

Family Supportive Services Program Manual with PennHOMES/Low Income Tax Credit Requirements

Family Supportive Services Program Manual with Philadelphia Family Resource Center Initiative Requirements

Family Supportive Services Program Manual with Philadelphia Escrow/Waiver Requirements

Quick Connections (supportive services newsletter)

Contact: Crystal Baker (717.780.1808)

### Single Family Housing Division

PHFA Seller's Guide

Contact: Kate Newton (717.780.3891)

Renovate & Repair Program Guidelines

Contact: Roberta Schwalm

### INTERNAL GUIDELINES

PHFA Board Agenda, Minutes and Resolutions

Bylaws of the Pennsylvania Housing Finance Agency

PHFA Right To Know Act Policy

Contact: Carrie Barnes (717.780.3911)

PHFA Employee Manual

Contact: Susan Heilig (717.780.4335)

### OTHER

Anti-Predatory Lending

Anti-Predatory Lending Workbook

Anti-Predatory Lending and Foreclosure Prevention Presentation—CD-Rom

Anti-Predatory Lending and Foreclosure Prevention—Trainer's Guide

Contact: Andrea Cunningham (717.780.3839)

PHFA Annual Report

Pennsylvania Housing Study (available only on web site at [www.phfa.org](http://www.phfa.org))

PHFA Homebuyer Workbook

Doable Renewable Home (Accessibility Workbook)

Report on the Economic Benefits of Affordable Housing Development in Pennsylvania

Report on the Use of Act 137—Implementation of Pennsylvania's County Housing Trust Fund Legislation

Contact: Paula Brightbill (717.780.3915)

### PHFA Brochures

Keystone Home Loan Program (English and Spanish)

Keystone Home Loan PLUS Program (English and Spanish)

Homeownership Opportunities for Persons with Disabilities (available only on the Web site at [www.phfa.org](http://www.phfa.org))

Homebuyer Tips (English and Spanish)

Multifamily Rental Housing Programs

Mortgage Program Guide

Renovate & Repair Loan Program (R&R) (available only in the Web site at [www.phfa.org](http://www.phfa.org))

Comprehensive Homeownership Counseling Initiative

Don't Get Hooked by Predatory Lending

PAHousingSearch.com—rack card

Emergency Homeowners' Loan Program

Contact: Paula Brightbill (717.780.3915)

Additional information is available on PHFA's web site ([www.phfa.org](http://www.phfa.org)) from time to time (including funding notices, Requests for Proposals, and news and public notices)

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## PENNSYLVANIA INFRASTRUCTURE INVESTMENT AUTHORITY—PENNVEST

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### Guidelines:

- PENNVEST: Financing Clean Water for Pennsylvania, 2008.
- On-Lot Sewage Disposal System for the Individual Homeowner Funding Program, 2009.
- General Information Brochure 2008
- PENNVEST Annual Report, 2009-2010.
- Liquid Assets/ Newsletter
- Brownfield Redevelopment Guidelines & Forms
- Handbook for PENNVEST Waste Water Projects
- Handbook for PENNVEST Drinking Water Projects
- PENNVEST Nutrient Credit Clearinghouse Rulebook
- PENNVEST ONLINE 2011
  - Mission
  - Publications
    - Growing Greener Notification
    - On Lot Sewage Disposal System Funding Program Brochure
    - PENNVEST General Information Brochure
  - Webcasts
    - Buy America Webcasts—Substantially Made in America
    - Reserve Webinar
    - How to: Funds Disbursement
    - PENNVEST New Application
    - How to Implement: DBE Requirement
    - How to Implement: Davis Bacon Requirement
  - Regulations
    - State Regulations for PENNVEST Guidelines
    - State Regulations for PENNVEST Funded Projects
  - Financial Assistance
    - Available Funding
      - Drinking Water, Wastewater and Storm water Loans and Non-Point Source Financing
      - On-Lot Sewage Disposal Loans
      - Brownfield Redevelopment Loans
      - Growing Greener Grants
      - ARRA
    - Subsidy Calculator
    - Financial Assistance Simulator (FAS)
    - County Cap Rate
    - FAQs
  - Documents and Forms
    - Process Guidelines and Flowcharts
    - Application Planning Documents
    - Legal Conditions and Guidance
    - Brownfield Development Loans
    - ARRA Requirements
  - Programs
    - Approved Projects
    - Drinking Water State Revolving Fund
    - Clean Water State Revolving Fund
    - Commonwealth Funding
    - American Recovery and Reinvestment Act (ARRA) 2009 Funding
    - Green Initiatives
    - Non-Point Source
    - Performance Measures
    - Nutrient Credit Trading

- Loan Servicing
- Payment Tracking
- Continuing Education
- Annual Financial Reporting

Contact: Lou Ann Buffington (717) 787-8138.

**Public Procedure:**

- PENNVEST Right to Know Policy
- Contact: Kathlyn Domitrovich (717) 783-4493.

**Internet Policy:**

- PENNVEST Privacy Policy
  - PENNVEST Site Security
- Contact: Laura A. Lewis (717) 783-4491.

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**PUBLIC SCHOOL EMPLOYEES' RETIREMENT  
SYSTEM PENNSYLVANIA MUNICIPAL RETIRE-  
MENT SYSTEM**

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No report to submit at this time

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**PUBLIC WELFARE**

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Editor's Note: Statements of Policy are in upper and lower case. Notices of Rule Change are in all capitals. Notices of Rule Change adopted more than 180 days before deposit are starred (\*).

**Office of Income Maintenance—Contact: Edward J. Zogby (717) 787-4081**

**POLICY STATEMENTS:**

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
1983	Ch. 166	Computation of CWEP Hrs.	10/25/83	166-83-57
	Ch. 275	Postmark Date as the Receipt Indicator for Appeals and for Requests for Reconsideration	03/15/84	275-84-10
1993	*CH. 166	PROVIDING SUPPORTIVE SERVICES TO PARTICIPANTS IN THE COMMUNITY WORK EXPERIENCE PROGRAM	08/21/93	166-93-01
1995	*CH. 257	MA ESTATE RECOVERY— CHAPTER 178—MEDICAL ASSISTANCE RESOURCES; CHAPTER 257—REIMBURSEMENT	06/01/95	257-95-01
1996	CH. 125	ACT 1995-20 PROVISIONS RELATING TO PERSONS SENTENCED OR CHARGED FOR A FELONY OR MISDEMEANOR	04/05/96	125-96-01

**GUIDANCE MANUALS:**

- Cash Assistance Handbook
- Supplemental Nutrition Assistance Program (SNAP) Handbook
- Medical Assistance Eligibility Handbook
- Long Term Care Handbook
- Supplemental Handbook
- Medicaid in Pennsylvania
- Low-Income Home Energy Assistance Program Final State Plan
- Actions for Support
- TANF State Plan
- Homeless Assistance Program—Instructions and Requirements (Note: Revised/Reissued Annually)
- BETP Master Guidelines
- Summary of Pennsylvania's State Food Stamp Employment and Training Program
- TANF Work Verification Plan
- LIHEAP Handbook
- Pennsylvania Child Support Handbook

**Office of Medical Assistance—Contact: Leesa Allen (717) 772-6341**

**POLICY STATEMENTS:**

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
1981	Ch. 1251	Clarification of M.A. Bulletin # 22-80-01	08/19/81	22-81-01
	Ch. 1121	Info. Concerning Claims Submitted as Compounded Prescriptions	06/30/82	19-82-02
1984	Ch. 1251	Revisions to MA Chapter 1251 (Funeral Directors' Services)	05/11/84	22-84-01
1984	Ch. 1101	Third Party Resource and Copay	11/01/84	99-84-15
1985	Ch. 1141	Physician Assistant Use	04/22/85	01-85-05
	Ch. 1245, 1163	Ambulance Transportation	04/22/85	11-85-08

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch. 1163	Psych. Inpatient Adm of Patients with D/A and Psychiatric Diagnoses	05/31/85	13-85-04
	Ch. 1153	Requirements for Treatment Plans & Doc. of Treatment	10/31/85	29-85-02 33-85-02
	Ch. 1149	Clarification of Treatment Plan Requirements for Orthodontists	02/11/86	03-86-1
	Ch. 1163 Ch. 1151	Offset of Investment Income	02/21/86	11-86-04 12-86-02 13-86-01
1986	Ch. 1101.75 (a)(5)	Policy Clarification	07/23/86	19-86-06
	Ch. 1101	Policy Clarification Re: Provider's Signature	09/19/86	99-86-06
	Ch. 1101	Professional License No.	10/13/86	11-86-12 12-86-05
	Ch. 1101	Preclusion of Convicted Persons, Not Providers, from Participation or Involvement in the MA Program	10/24/86	99-86-09
	Ch. 1123	Durable Medical Equipment Warranties	10/28/86	05-86-02 19-86-07
	Ch. 1101	Records Maintenance and Avail. Requirements	11/05/86	23-86-02
1987	Ch. 1101	Physicians' Response. Home Health Services	01/12/87	01-87-01
	Ch. 1223	Single County Authorities		12-87-01 13-87-01
	Ch. 1149	Palliative Emerg. Treat.	04/24/87	03-87-02 27-87-01
	Ch. 1223	Nonrecompensable Services Drug Screens	07/29/87	11-87-05 12-87-04 16-87-01 28-87-02
	Ch. 1101/ Ch. 1123	Coverage for Motorized Wheelchairs	07/30/87	05-87-02 01-87-08 19-87-06
	Ch. 1123	Policy Relating to Apnea Monitors	09/02/87	01-87-15 05-87-04 19-87-09
	Ch. 1150	Spec. Enroll. Req. to Bill Tech. Comp. of Ped. Pneumograms	10/07/87	05-87-05 19-87-10
1988	Ch. 1101	Policy Clarification Regarding Physician License	07/01/88	1101-88-01
1989	Ch. 1101	Policy Reminder Regarding Practitioner License Requirements	09/09/89	1101-89-02
1990	Ch. 1150	Payment Policy for Consultations	04/27/90	1150-90-01
1991	*CH. 1101 CH. 1121 CH. 1123 CH. 1241	EPSDT—OBRA '89	08/02/91	1101-91-01 1121-91-02 1123-91-01 1241-91-01
1992	*CH. 1141 *CH. 1153	CLOZAPINE SUPPORT SERVICES	01/31/92	1141-92-01 1153-92-01
	Ch. 1241	Revised EPSDT Immunization Guidelines	12/11/92	1241-92-01

## NOTICES

4365

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
1993	*CH. 1165	PAYMENT FOR MENTAL HEALTH SERVICES PROVIDED IN A RESIDENTIAL TREATMENT FACILITY FOR ELIGIBLE INDIVIDUALS UNDER 21 YEARS OF AGE	01/01/93	1165-93-07
	*CH. 1121	CHANGES IN THE MEDICAL ASSISTANCE PHARMACEUTICAL BENEFITS	07/09/93	1121-93-01
	*CH. 1149	DENTAL SERVICES FOR ADULTS	07/09/93	1149-93-01
	*CH. 1101	BASIC HEALTH CARE FOR ADULT GENERAL ASSISTANCE RECIPIENTS (FELIX ET. AL. V. CASEY ET. AL.) STIPULATION OF SETTLEMENT	07/21/93	1101-93-03
	*CH. 1101	UPDATE TO EXCEPTIONS PROCESS AND CRITERIA UNDER THE GENERAL ASSISTANCE BASIC HEALTH CARE PACKAGE	07/21/93	1101-93-04
	Ch. 1241	Centers for Disease Control Blood Lead Testing	09/03/93	1241-93-01
	Ch. 1101	Business Arrangements Between Nursing Facilities and Pharmacy Providers	10/08/93	1101-93-05
1994	Ch. 1241	Update to Blood Lead Testing Guidelines	04/08/94	1241-94-01
	*CH. 1239	M.A. CASE MANAGEMENT SERVICES FOR RECIPIENTS UNDER THE AGE OF 21	05/17/94	1239-94-01
	*CH. 1121	PHARMACEUTICAL SERVICES DRUG COVERAGE FOR MEDICALLY NEEDY IN NURSING FACILITIES	06/24/94	1121-94-01
	*CH. 1121	PHARMACEUTICAL SERVICES PRIOR AUTHORIZATION REQUIREMENT MULTISOURCE BRAND NAME DRUGS	08/26/94	1121-94-02
	*CH. 1121 CH. 1126 CH. 1129 CH. 1141 CH. 1163 CH. 1221 CH. 1225 CH. 1242	TREATMENT OF INFERTILITY— DISCONTINUED COVERAGE FOR DRUGS AND RELATED SERVICES	08/30/94	1121-94-03 1126-94-01 1129-94-01 1141-94-01 1163-94-01 1221-94-01 1225-94-01 1242-94-01
	*CH. 1101	GENERAL ASSISTANCE RESTRUCTURE AS A RESULT OF ACT 49	09/02/94	1101-94-01
1995	CH. 1153	ACCESSING OUTPATIENT WRAPAROUND MENTAL HEALTH SERVICES	09/08/95	1153-95-01
	CH. 1157	MENTAL HEALTH SERVICES PROVIDED IN NON-JCAHO	09/08/95	1157-95-01
	CH. 1165	UPDATE-JCAHO-ACCREDITED RTF SERVICES	09/08/95	1165-95-01
	*CH. 1153	PRIOR AUTHORIZATION OF PARTIAL HOSPITALIZATION	12/30/94	1153-94-01
	CH. 1163	PAYMENT POLICY FOR ABORTION SERVICES	12/15/95	1163-95-02
1997	Ch. 1141	Revision to Physician Assistant and Nurse Midwife Supervision Requirement	07/30/97	1141-97-01
1998	Ch. 1163	Revision of Utilization Guidelines for Inpatient Hospital Drug and Alcohol Services Under the Medical Assistance Program	05/18/98	1163-98-01
	Ch. 1101	Regulation Changes Regarding	07/01/98	1101-98-01
	Ch. 1141 Ch. 1150 Ch. 1221	“Emergency Medical Condition”		1141-98-01 1150-98-01 1121-98-01

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch. 1141 Ch. 1153	Clozapine Support Services	12/29/98	33-98-08 29-98-08 01-98-19
1999	Ch. 1187	Capital Component Payments for Post-Moratorium Beds	04/17/99	1187-99-01
	Ch. 1101	"Payment in Full"	09/17/99	99-99-06
2001	Ch. 1101	Clarification of Coverage for Motorized Wheelchairs and Other Durable Medical Equipment	02/16/01	01-01-02 05-01-01 17-01-01 19-01-02 49-01-02 50-01-01 1101-01-01 1123-01-01
	Ch. 1241	Revision to the Early and Periodic Screening, Diagnosis and Treatment (EPSDT) Program	07/01/01	01-01-10 10-01-03 11-01-05 17-01-04 26-01-03 49-01-07
	—	Breast and Cervical Cancer Prevention and Treatment Program	12/26/01	99-01-12
2002	Ch. 1223	Drug and Alcohol Clinics with Provisional Licenses	10/26/02	28-02-02
	Ch. 1241	Revision to the Early and Periodic Screening, Diagnosis and Treatment (EPSDT) Program	01/22/02	01-02-01 10-02-01 11-02-01 17-02-01 26-02-01 49-02-01
	—	Breast and Cervical Cancer Prevention and Treatment Program	05/03/02	99-02-06
	Ch. 1241	Addition of Procedure Code 90732 to Medical Assistance Fee Schedule for Administration of Pneumococcal Vaccine	11/18/02	01-02-13 10-02-04 11-02-06 17-02-07 26-02-04 49-02-06
2003	Ch. 1241	2003 Recommended Childhood Immunization Schedule	03/31/03	01-03-04 10-03-01 11-03-01 17-03-01 26-03-01 49-03-02
	Ch. 1241	Coverage of Pediarix and Addition of Procedure Code 90723 to Medical Assistance Fee Schedule for Administration of Pediarix Vaccine	05/15/03	01-03-06 10-03-02 11-03-02 17-03-03 26-03-02 49-03-03
	Ch. 1241	Elimination of the Pennsylvania Children's Check-up (EPSDT) Form (MA-517)	09/05/03	01-03-08 10-03-03 11-03-05 17-03-04 26-03-03 49-03-05
	Ch. 1223	Elimination of the Requirement for the Outpatient Drug and Alcohol Clinic's Supervisory Physician to Perform a Comprehensive Medical Examination Within 15 days following the Intake and Before the Provision of Treatment	10/01/03	28-03-02

## NOTICES

4367

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch. 1101	Liability for Cost Sharing for Recipients Enrolled in Medical Assistance through Fee for Service or Managed Care and a Private Third Party Insurer	09/01/03	99-03-12
	—	Continuity of Care for Recipients Transferring Between and Among Fee for Service and Managed Care Organizations	09/01/03	99-03-13
2004	Ch. 1223	Methadone Take-Home Services	02/01/04	28-04-01
2005	Ch. 1121	Pen and Ink Change—Medical Assistance Handbook, Prior Authorization of Pharmaceutical Services, Preferred Drug List	12/30/05	02-05-06
	Ch. 1121	Preferred Drug List-Phase 3	12/01/05	30-05-06
	Ch. 1121	Scope of Coverage of Pharmacy Services for Dual Eligibles in the Medical Assistance (MA) Program	11/17/05	99-05-21
	Ch. 1121	Preferred Drug List—Phase 2	11/08/05	02-05-03
	Ch. 1241	Revisions to the Early and Periodic Screening, Diagnosis and Treatment (EPSDT) Periodicity Schedule	10/25/05	01-05-04
	Ch. 1121	Preferred Drug List-Phase 1	10/07/05	02-05-01
	Ch. 1121	Prior Authorization of Drugs That Exceed Established Quantity Limits- Phase 2 Enforcement	09/16/05	99-05-17
	Ch. 1101	Copayment Changes for Brand Name and Generic Prescription Drugs	08/26/05	24-05-05
	Ch. 1121	Prior Authorization of Drugs That Exceed Established Quantity Limits— Phase 1 Enforcement	08/10/05	99-05-14
	Ch. 1153	Psychological/Psychiatric/Clinical Re-Evaluations and Re-Authorization For Behavioral Health Rehabilitation (BHR) Services for Children and Adolescents with Behavioral Health Needs Compounded by Developmental Disorders	06/24/05	07-05-01
		2005 Recommended Childhood & Adolescents Immunization Schedule	05/26/05	33-05-01
2006		Implementation of the CMS-1500 Health Insurance Claim Form (Version 08/05)	12/18/06	99-06-16
	Ch. 1101	Change to copayment requirements for recipients eligible under the Breast and Cervical Cancer Prevention and Treatment coverage group and Titles IV-B & IV-E Foster Care and Adoption Assistance	12/10/06	99-06-12
	Ch. 1101	Clarification of Exclusions from Copayment Requirements	12/10/06	99-06-13
	Ch. 1153	Mobile Mental Health Treatment	11/30/06	08-06-18
	Ch. 1153	Clarification of Payment Policy for Abortion Services	11/28/06	99-06-15
	Ch. 1245	Reimbursement for Non-Emergency Transportation Services	11/17/06	03-06-15
	Ch. 1245	Implementation of ACCESS Plus Referral Requirements	10/20/06	99-06-11
	Ch. 1101	Revised HealthCare Benefits Packages Provider Reference Chart (MA 446)	10/06/06	99-06-10



<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch. 1163	Medical Assistance Payment for Services of Teaching Physicians in Hospitals, Clinics and Emergency Rooms	09/16/06	1141-06-01
	Ch. 1153	Revision to Minimum Staff Qualifications of Therapeutic Staff Support (TSS) Workers	08/24/06	08-06-15
	Ch. 1153	Federal Medicaid Citizenship and Identity Eligibility Requirements	07/24/06	99-06-07
	Ch. 1121	Preferred Drug List-Quarterly Update	04/24/06	02-06-07
	Ch. 1241	2006 Recommended Childhood and Adolescent Immunization Schedule	04/16/06	01-06-03
	Ch. 1150	Prudent Payment of Claims	04/03/06	99-06-04
	Ch. 1121	Federal Clarification—Elimination of Medicaid Coverage of Drugs for Treatment of Erectile Dysfunction	03/07/06	03-06-03
	Ch. 1150	Disenrollment of Dual Eligibles from Physical Health Managed Care	01/27/06	99-06-01
	Ch. 1121	Prior Authorization of Drugs that Exceed Est. Quantity Limits-Phase 3 Enforcement and Additional Drugs With Quantity Limits	01/27/06	02-06-03 03-06-02 08-06-02 09-06-02 11-06-02 14-06-03 24-06-02 27-06-05 30-06-02 31-06-04 32-06-02
	Ch. 1121	Preferred Drug List-Phase 4	01/25/06	02-06-02
	Ch. 1163	Place of Service Review Procedures	01/03/06	14-06-01
2007	Ch. 1249	Rescission of the Statement of Policy Clarifying the Conditions Under Which Medical Assistance Recipients May Be Considered Homebound		1249-07-04
	Ch. 1150	The Addition of Isentress (raltegravir) to the Special Pharmaceutical Benefits Program	12/21/07 24-07-16 31-07-22	09-07-16 21-07-04
	Ch. 1150	Medical Assistance Program Fee Schedule: Addition of Telehealth Technology Code and Informational Modifier for Consultations Performed Using Telecommunication Technology	11/30/07	09-07-15
	Ch. 1123	MA Program Outpatient Fee Schedule Revisions for Speech Generating Devices	11/29/07	24-07-11 25-07-05 31-07-18
	Ch. 1121	Preferred Drug List—Fall Update—Part 2	11/29/07	02-07-06 11-07-07 30-07-07 03-07-09 14-07-06 31-07-20 08-07-15 24-07-14 32-07-07 09-07-14 27-07-09
	Ch. 1101	Childhood Nutrition and Weight Management Services for Recipients Under 21 Years of Age	11/01/07	99-07-19

## NOTICES

4369

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch. 1121	Preferred Drug List-Fall 2007 Update	11/01/07	02-07-05 11-07-06 30-07-05 03-07-08 14-07-05 31-07-17 08-07-14 24-07-13 32-07-06 09-07-12 27-07-07
	Ch. 1121	Delay in Implementation of the Tamper-Resistant Pad Requirements	10/29/07	99-07-18
	Ch. 1121	Special Pharmaceutical Benefits Program (SPBP) Income Ceiling for HIV Applicants	10/15/07	09-07-10 21-07-03 24-07-10 31-07-14
	Ch. 1121	Tamper Resistant Prescription Pads	09/28/07	99-07-16
	Ch. 1123	2007 Power Mobility Device HCPCS Updates; Prior Authorization Requirements	09/19/07	99-07-15
	Ch. 1163	Medicare Inpatient Pricing Logic Modification	08/17/07	01-07-08
	Ch. 1123	Provider Specialty 220 (Hearing Aid Dispenser Requirement and Updated Medical Assistance Program Fee Schedule for Hearing Aid Supplies	08/03/07 31-07-12 20-07-03 25-07-04	01-07-07 24-07-09
	Ch. 1121	Preferred Drug List-May 2007 Technical Correction	07/31/07	02-07-04 11-07-05 30-07-04 03-07-07 14-07-04 31-07-11 08-07-12 24-07-08 32-07-05 09-07-09 27-07-06
	Ch. 1149	Discontinuance of the Prior Authorization Requirement for Dental Procedure Codes D7140 and D7210	07/11/07	27-07-04
	Ch. 1121	Preferred Drug List—Updates to Prior Authorization of Pharmaceutical Services Handbook Pages	07/27/07	02-07-03 11-07-04 30-07-03 14-07-03 31-07-10 08-07-11 24-07-07 32-07-04 09-07-08 27-07-05
	Ch. 1123	Special Pharmaceutical Benefits Program (SPBP) Income Ceiling Increase for HIV Applicants	07/01/07	09-07-05 21-07-02 24-07-04 31-07-07
	Ch. 1101	The Elimination of Paper Vouchers	06/14/07	99-07-10
	Ch. 1123	Requirements for Coverage of Enteral Nutritional Supplements and Issuance of Enteral Nutritional Supplements MA Program Outpatient Fee Schedule	06/01/07	08-07-10 09-07-07 24-07-06 25-07-03 31-07-09

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch. 1121	Preferred Drug List-July 2007 Quarterly Update	06/01/07	02-07-02 03-07-03 08-07-08 09-07-06 11-07-02 14-07-02 24-07-05 27-07-03 30-07-02 31-07-08 32-07-03
	Ch. 1101	Co-pay/Deductibles on Exceptional Durable Medical Equipment (DME)	06/01/07	03-07-04
	Ch. 1249	Rescind MA Program Statement of Policy Regarding the Clarification of Conditions Under Which MA Recipients May be Considered Homebound	07/10/07	1249-07-04
	Ch. 1150	Medical Assistance Program Fee Schedule Revision; Change to Conversion Factor for Anesthesia Services	05/10/07	31-07-05
	Ch. 1121	Preferred Drug List-Quarterly Update	05/01/07	02-07-01 03-07-02 08-07-07 09-07-04 11-07-01 14-07-01 24-07-03 27-07-02 30-07-01 31-07-06 32-07-02
	Ch. 1101	Clarification Regarding the Definition of Medically Necessary—Statement of Policy	04/21/07	99-07-04
	Ch. 1241	2007 Recommended Childhood and Adolescent Immunization Schedules	03/23/07	01-07-05
	Ch. 1123	Provider Specialty 220 (Hearing Aid Dispenser) Requirement	03/01/07	01-07-03
	Ch. 1123	Behavioral Health Fee For Service (BH-FFS) Transfer from Office of Medical Assistance Programs (OMAP) To Office of Mental Health and Substance Abuse Services (OMHSAS)	01/31/07	OMHSAS-06-07
	Ch. 1150	Policy Reinforcement Regarding Billing For Tobacco Cessation Counseling Services	01/04/07	99-07-02
2008	Ch. 1121	Preferred Drug List-Fall 2007 Update Part 2 Technical Correction	01/11/08	02-07-08 03-07-11 08-07-17 09-07-17 11-07-08 14-07-07 24-07-17 27-07-10 30-07-08 31-07-23 32-07-08
	Ch. 1149	Implementation of ADA Claim Form—Version 2006 and Elimination of Dental Prior Authorization Forms	01/11/08	17-08-01
	Ch. 1163	Preventable Serious Adverse Events	01/14/08	01-07-11
	Ch. 1101	Implementation of SelectPlan for Women	02/01/08	01-08-02

## NOTICES

4371

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch. 1241	Clarification of Childhood Nutrition and Weight Management Services for Recipients Under 21 Years of Age	02/15/08	99-08-01
	Ch. 1241	The Addition of Selzentry (maraviroc) and Intelence (etavirine) to the Special Pharmaceutical Benefits Program	02/29/08	09-08-03 24-08-04 21-08-01 31-08-04
	Ch. 1121	Medical Necessity Guidelines for Lyrica for Fibromyalgia	03/05/08	02-08-01 03-08-01 08-08-01 09-08-01 11-08-01 14-08-01 24-08-02 27-08-02 30-08-01 31-08-02 32-08-01
	Ch. 1121	Tamper Resistant Prescription Pads	03/21/08	99-08-03
	Ch. 1101	SelectPlan for Women Program— Addition of Covered Services	04/23/08	01-08-05
	Ch. 1150	Prudent Payment of Claims-Updated	04/25/08	99-08-05
	Ch. 1121	Preferred Drug List-Spring 2008 Update	06/02/08	02-08-03 03-08-03 08-08-07 09-08-08 11-08-03 14-08-03 24-08-07 27-08-04 30-08-03 31-08-10 32-08-03
	Ch. 1149	ADA Claim Form-Version 2006 and Discontinuance of P. O. Box 8186	06/16/08	17-08-02
	Ch. 1150	Medical Assistance Program Fee	07/22/08	18-08-04
	Ch. 1141	Increase for Select Ophthalmological		31-08-12
	Ch. 1147	Examinations		
	Ch. 1150	Medical Assistance (MA) Program Fee	07/22/08	05-08-02
	Ch. 1249	Increases for Select Home Health Agency Services		
	Ch. 1150	Medical Assistance Program Fee	07/22/08	18-08-03
	Ch. 1141	Increases for Select Office Visits and		
	Ch. 1147	Consultations for Vision Services		
	Ch. 1150	Medical Assistance Program Fee	07/22/08	05-08-03
	Ch. 1249	Increases for Select Private Duty/ Shift Nursing Services to MA Recipients Under 21 Years of Age		16-08-01
	Ch. 1150	Medical Assistance Program Fee	07/22/08	27-08-06
	Ch. 1149	Increases for Select Dental Services		
	Ch. 1150	Medical Assistance Program Fee	07/22/08	09-08-09 31-08-11 33-08-05
	Ch. 1150	Increases for Select Office Visits and Consultations		
	Ch. 1150	Medical Assistance Program Fee	07/22/08	08-08-09
	Ch. 1243	Schedule Changes for Select Laboratory Procedure Codes		09-08-10 28-08-04 31-08-13 33-08-06
	Ch. 1150	Medical Assistance Program Outpatient	07/22/08	01-08-07
	Ch. 1141	Fee Schedule Increase for a Select Colonoscopy Procedure		

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch. 1150	Fee Increases for Select Healthy Beginnings Plus Services	07/25/08	05-08-04 08-08-13 31-08-17 33-08-08 47-08-11
	Ch. 1150 Ch. 1241	Screening for Developmental Delays and Autism Spectrum Disorders	07/25/08	99-08-10
	Ch. 1145	Recipient Access to Chiropractic Services	08/04/08	99-08-11
	Ch. 1150	Prior Authorization of Advanced Radiologic Imaging Services	08/05/08	99-08-08
	Ch. 1150 Ch. 1225	Medical Assistance Program Family Planning Clinic Select Fee Increases and Updates	08/29/08	08-08-08
	Ch. 1101 Ch. 1150 Ch. 1221	SelectPlan for Women Updated Covered Services Chart	09/05/08	01-08-09 08-08-17 09-08-17 24-08-12 28-08-06 31-08-21 33-08-09
	Ch. 1163	Payment Policy for Hospital Readmissions	09/12/08	01-08-10
	Ch. 1241	Updates for Early Periodic Screening, Diagnosis and Treatment Program	09/18/08	99-08-13
	Ch. 1150 Ch. 1121	Reminder of Implementation of Tamper Resistant Prescription Pad Requirements	09/24/08	99-08-14
	Ch. 1101 Ch. 1150	Implementation of Claim Check	10/02/08	99-08-17
	Ch. 1150 Ch. 1147	Addition of Procedure Code 67820 to Optometrist Medical Assistance Program Outpatient Fee Schedule	11/14/08	18-08-07
	Ch. 1150	Preventable Serious Adverse Events	11/26/08	01-08-11
	Ch. 1150 Ch. 1147	Addition of Procedure Codes to the Medical Assistance Program Fee Schedule for Office Visits for Optometrists	12/29/08	18-09-01
2009	Ch. 1150 Ch. 1123 Ch. 1147	Removal of Prior Authorization Requirement for Eyeglass Lenses	02/09/09	18-09-02 24-09-01 25-09-01 31-09-01
	Ch. 1101 Ch. 1150 Ch. 1241	Pentacel® (DTaP-IPV/Hib), Kinrix® (DTaP-IPV) and Rotarix® (Rotavirus) Vaccines	02/09/09	01-09-01 08-09-01 09-09-01 31-09-02 33-09-01
	Ch. 1101 Ch. 1150 Ch. 1241	2009 Recommended Childhood and Adolescent Immunization Schedules	02/20/09	01-09-04 08-09-04 09-09-04 31-09-05 33-09-02
	Ch. 1150	Medical Assistance Program Fee Schedule Procedure Code End-dating of Keratomileusis	03/27/09	99-09-04
	Ch. 1149	Implementation of the Pediatric Dental Periodicity Schedule	04/24/09	27-09-02

NOTICES

4373

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch. 1121	Spring 2009 Preferred Drug List (PDL) Pharmacy Update	06/05/09	01-09-06 09-09-07 27-09-04 02-09-03 11-09-03 30-09-03 03-09-03 14-09-08 31-09-08 08-09-07 24-09-06 32-09-03
	Ch. 1150	Revisions to Medical Assistance Program Fee Schedule Rates for Select Services	06/15/09	99-09-05
	Ch. 1150	2008 HCPCS Updates and Other Procedure Code and Procedure Code/ Modifier Combination Changes	07/06/09	99-09-06
	Ch. 1105 Ch. 1150	Revised Medical Assessment Form (PA 635)	8/10/09	31-09-38 19-09-01 09-09-34
	Ch. 1101 Ch. 1150	Changes to Procedure Codes for the Administration Fees for Kinrix® (DTaP-IPV) and Rotarix® (Rotavirus Vaccines)	08/13/09	01-09-38 08-09-39 09-09-40 31-09-41 33-09-03
	Ch. 1101 Ch. 1150 Ch. 1141 Ch. 1221	SelectPlan for Women Program Forumulary	09/01/09	01-09-39 08-09-40 09-09-41 24-09-38 28-09-04 31-09-42 33-09-04
	Ch. 1101 Ch. 1150 Ch. 1141 Ch. 1221	SelectPlan for Women Program—Addition of Covered Services	09/08/09	01-09-40 08-09-41 09-09-42 24-09-39 28-09-05 31-09-43 33-09-05
	Ch. 1150 Ch. 1241	Structured Screening for Developmental Delays and Autism Spectrum Disorders	09/08/09	99-09-07
	Ch. 1150	Billing for the Administration of the Influenza A (H1N1) 2009 Monovalent Vaccine	10-9-09	99-09-10
	Ch. 1101 Ch. 1141 Ch. 1142 Ch. 1143 Ch. 1144 Ch. 1145 Ch. 1147 Ch. 1149	Revision of the PROMISE® Individual Practitioner Enrollment Application and Implementation of Credentialing for Certain Providers Types	10/16/09	99-09-08
	Ch. 1121	Fall 2009 Preferred Drug List (PDL) and Quantity Limits Update—Pharmacy Services	11/02/09	01-09-43 09-09-45 27-09-36 02-09-35 11-09-35 30-09-35 03-09-35 14-09-35 31-09-46 08-09-44 24-09-41 32-09-35

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch. 1141 Ch. 1145	Recipient Access to Chiropractic Services	11/30/09	99-09-11
	Ch. 1101 Ch. 1150 Ch. 1241	Hiberix®, Haemophilus Influenzae Type b (Hib) Vaccine	12/31/09	01-09-62 08-09-61 09-09-62 31-09-64 33-09-07
2010	Ch. 1187	Nursing Facility Participation Review Process and Guidelines—Statement of Policy		04/03/10
	Ch. 1150	Health Care Benefit Package 12 Updated Employability Assessment Procedure Code List	2-5-10 09-10-03 18-10-01 28-10-01 29-10-01 31-10-03	01-10-02 08-10-03
	Ch. 1150	Medical Assistance Program Fee Schedule Revisions	02/19/10	99-10-01
	Ch. 1101 Ch. 1150 Ch. 1241	2010 Recommended Childhood and Adolescent Immunization Schedules	03/15/10	01-10-06 08-10-07 09-10-07 31-10-09 33-10-01
	Ch. 1141 Ch. 1144 Ch. 1121	Application of Topical Fluoride Varnish by Physicians and CRNPs Spring 2010 Preferred Drug List (PDL) Quantity Limits Update—Pharmacy Services	05/03/10	01-10-08 09-10-10 27-10-06 02-10-06 11-10-06 30-10-06 03-10-06 14-10-06 31-10-11 08-10-09 24-10-07 32-10-06
	Ch. 1150 Ch. 1121	Updated Recommendations for Gardasil® Quadrivalent Human Papillomavirus (HPV) Vaccine	05/03/10	01-10-14 08-10-15 09-10-16 31-10-17 33-10-02
	Ch. 1101 Ch. 1150	Announcing the Federally Mandated Change to Electronic Healthcare Transactions for Healthcare and Pharmacy Transactions	06/08/10	99-10-07
	Ch. 1101 Ch. 1150 Ch. 1241	Revisions to the Early and Periodic Screening, Diagnosis and Treatment (EPSDT) Program Periodicity Schedule	06/14/10	99-10-06
	Ch. 1150	2009 HCPCS Updates and Other Procedure Code and Procedure Code/ Modifier Combination Changes	06/14/10	99-10-05
	Ch. 1150	Health Care Benefit Package 12 Updated Employability Assessment Procedure Code List	07/09/10	01-10-20 08-10-21 09-10-22 18-10-03 28-10-02 29-10-02 31-10-23

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch. 1101	Policy Clarification Regarding Written Prescriptions-Statement of Policy	07/17/10	99-10-03
	1102			1101-10-01
	1121			1102-10-01
	1123			1121-10-01
	1149			1123-10-01
	1151			1149-10-01
	1163			1151-10-01
	1181			1163-10-01
	1187			1181-10-01
	1230			1187-10-01
	1243			1230-10-01
	Ch. 1150	Revisions to the Medical Assistance Program Fee Schedule Rates for Select Services	08/30/10	99-10-09
	Ch. 1101	Missed Appointments	12/01/10	99-10-14
2011	Ch. 1150	2010 HCPCS Updates and Other Procedure Code and Procedure	01/03/11	99-11-01
	Ch. 1150	Code/Modifier Combination Changes Health Care Benefit Package 12 Updated Employability Assessment Procedure Code List	04/13/11	01-11-02 08-11-04 09-11-03 18-11-02 28-11-01 29-11-01 31-11-03
	Ch. 1150	Revisions to the Medical Assistance Program Fee Schedule Rates for Select Services	05/30/11	99-11-02
	Ch. 1101 1150 1241	2011 Recommended Childhood and Adolescent Immunization Schedules	03/18/11	01-11-04 08-11-06 09-11-05 31-11-05 33-11-04
	Ch. 1163	Hospital Uncompensated Care Program and Charity Care Plan	08/30/11	99-10-12
	Ch. 1145	Recipient Access to Chiropractic Services	10/08/11	99-10-12
	Ch. 1129	Dental Encounter payment for Dental Services Rendered by Rural Health Clinics and Federally Qualified Health Centers	11/15/10	08-10-50
	Ch. 1245 1181 1187	Payment for Non-Emergency Transportation Services	11/24/10	26-10-43
	Ch. 1123	MA Program Outpatient Fee Schedule Decrease for Select Incontinence Products	04/15/11	25-11-02
	Ch. 1123	Change in Billing of Repairs and Replacements for Durable Medical Equipment	01/14/11	25-11-01

**GUIDANCE MANUALS:**

- Provider Handbook 01—Physician (update effective 07/18/08)
- Provider Handbook 03—Dentist
- Provider Handbook 04—Podiatrist
- Provider Handbook 05—Medical Supplier
- Provider Handbook 06/08—Short Procedure Unit/ Ambulatory Surgical Center
- Provider Handbook 07—Chiropractor
- Provider Handbook 09—Birth Centers
- Provider Handbook 10-I—Independent Medical/Surgical Clinic
- Provider Handbook 11-I—Inpatient Hospital (Encompasses provider types General Hospital, Rehabilitation Hospital, Private Mental Hospital, State Mental Hospital and Extended Acute Psychiatric Care)
- Provider Handbook 11-O—Outpatient Hospital (Encompasses provider types General Hospital, and Rehabilitation Hospital)
- Provider Handbook 15—Optometrist
- Provider Handbook 16—Independent Laboratory
- Provider Handbook 18—Ambulance Company
- Provider Handbook 19—Pharmacy
- Provider Handbook 20—Portable X-Ray Provider
- Provider Handbook 21—Renal Dialysis Center
- Provider Handbook 22—Funeral Director
- Provider Handbook 23—Home Health Agency



- Provider Handbook 26—Rural Health Clinic (update 12/24/08)
- Provider Handbook 28—Drug and Alcohol Clinic
- Provider Handbook 29—Outpatient Psychiatric Clinic
- Provider Handbook 30—Family Planning Clinic
- Provider Handbook 31—Midwives
- Provider Handbook 33—Psychiatric Partial Hospitalization Facility
- Provider Handbook 36-L—Nursing Facility Services only applies to County Nursing Facilities and Private Nursing Facilities. Nursing facility case mix regulations implemented in 1996 (Pa. Code Chapter 1187) do not encompass provider types State Mental Retardation Center, Private ICF/MR, or State Restoration Center (update effective 04/09)
- Provider Handbook 37—Hospice
- Provider Handbook 41—Psychologist
- Provider Handbook 42—Comprehensive Outpatient Rehabilitation Facility
- Provider Handbook 43—Physical Therapist
- Provider Handbook 44—Certified RN Anesthetist
- Provider Handbook 49—Certified RN Practitioner
- Provider Handbook 50—Early Periodic Screening, Diagnosis and Treatment (EPSDT) Provider (update effective 12/24/08)
- Provider Handbook 54—Nutritionist
- Provider Handbook 55—PA Department of Aging (PDA) Waiver
- Provider Handbook 59—COMMCARE Waiver (update effective 09/22/08)
- Medical Assistance Transportation Program—Instructions and Requirements (Note: Revised/Reissued Annually)

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**Office of Long Term Living—Contact: Elaine Smith (717) 346-9168**

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
2011		Billing Procedure Codes for Fiscal/Employer Agents (F/EAs)	01/21/11	54-11-01 51-11-01 59-11-01 55-11-01 05-11-01
2010		Financial Management Services Rate	12/23/10	05-10-09 51-10-09 52-10-09 55-10-09 59-10-09
		Office of Long Term Living Home and Community Based Program Policy Clarification Update (Omnibus Bulletin)	12/23/10	05-10-08 51-10-08 55-10-08 59-10-08
		Dual Enrollment for Services Funded Through OLTL Home and Community Based Programs and Services Funded Through the Office of Developmental Programs	10/25/10 52-10-07 55-10-07	05-10-07 51-10-07
		Individual Service Plan Development, Review and Implementation Procedures For OLTL Home and Community Based Services	10/20/10	05-10-06 51-10-06 52-10-06 55-10-06 59-10-06
		Nursing Home Transition Outreach Form	10/08/10	05-10-05 51-10-05 52-10-05 55-10-05 59-10-05
		Department of Aging/Office of Long Term Living Home and Community Based Services program Policy Clarifications	07/06/10	05-10-04 51-10-04 55-10-04 59-10-04
		Fiscal/Employer Agency Standards	06/01/10	54-10-03
		Standards and Reimbursement Rates for the Enhanced Older Adult Daily Living Center Program for Medicaid Aging Waiver Participants	04/20/10	03-10-02 41-10-02 55-10-02
		Incident Management Policy for Office of Long Term Living (OLTL) Home and Community Based Services Programs	04/09/10	05-10-01 51-10-01 52-10-01 55-10-01 59-10-01

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
		Electronic Submission of the Cost Report (MA-11) Form for Reporting Periods Ending 12/31/09 and Thereafter	12/22/10	03-10-01
2009		Statewide Waiting List Protocols for Office Of Long Term Living Medicaid Waivers And the Act 150 Attendant Care Program	11/25/09	05-09-01 51-09-01 52-09-01 55-09-01 59-09-01
		Provider Rates for Services Funded Through The OBRA, Independence and COMMCARE Waivers	06/25/09	05-09-02 17-09-02 36-09-02 41-09-02 43-09-02 55-09-02 59-09-02
		Revised Pennsylvania Preadmission Screening And Resident Review Identification Form (MA 376)	02/08/09	01-09-01 03-09-01
2007		Nursing Facility Documentation Requirements For Movable Equipment that is Rented or Leased	12/07/07	03-07-10

**GUIDANCE MANUALS:****Bureau of Home and Community Based Services**

- Attendant Care Program Requirements
- Attendant Care Medicaid Waiver #0277
- Attendant Care Program Policy and Program Directives and Clarifications
- Community Services Program for Persons with Physical Disabilities (CSPPPD) Program Requirements
- OBRA Medicaid Waiver #0235
- Independence Medicaid Waiver #0319
- COMMCARE Waiver #0386
- Community Services Program for Persons with Physical Disabilities Policy and Program Directives and Clarifications

**Office of Children, Youth & Families—Contact: Cathy Utz (717) 705-2912****POLICY STATEMENTS:**

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
1980	Ch. 3140	Funding of Basic Ed. Components of Private Day Treatment Center Programs	10/29/80	99-80-22
1981	—	OCYF Licensing Procedures: Clarification of Provider's Right to Appeal DPW Issuance of a Provisional Certification of Compliance	10/29/81	99-81-38
1982	Ch. 3130	Notice of Right to Appeal for Spanish-Speaking Clients	12/30/82	3130-82-01
1983	Ch. 3130	Clarification of the Definition of "Accept for Service"	02/04/83	3130-83-03
	Ch. 3700	Waiver for Foster Family Homes by Foster Family Care Agencies	02/04/83	3700-83-01
	Ch. 3130	Clarification of County C & Y Agency Requirements with Respect to Fee Setting	02/04/83	3130-83-04
	Ch. 3130	Clarif. on Caseworker-to-Family Case Load Ratio & Case Management Functions	02/04/83	3130-83-07
	Ch. 3140	Clarif. of Adoption Asst. to Relatives in Adoption Cases	05/02/83	3140-83-07
	Ch. 3140	3130.64(b)(2), 3130.67(9), 3140.131(7), 3700.35(b)(1) Reimbursement to Parents for the Cost of Child Visits	08/15/83	3130-83-11 3140-83-13 3700-83-03

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
1984	Ch. 3001	Transmittal of Interdpt. Memo. on Nonimmunized Students Excluded from Attending School	07/08/84	99-84-13
	Ch. 3490	Release of Child Abuse Info. to the Media	08/15/84	99-84-20
1985	Ch. 3001.5	Unannounced Visits to Licensed & Approved Facilities/Agencies	08/20/85	99-85-18
	Ch. 3130	Interstate Compact on Juveniles	09/30/85	99-85-27
	Ch. 3490	Providing Copies of Child Abuse Reports to Subjects	11/20/85	99-85-28
1986	Ch. 3490	Law Enforcement Officials as Perpetrators of Suspected Child Abuse	07/15/86	3490-86-04
	Ch. 3490	Policy Clarifications Regarding Child Protective Services Law and Regulations as Related to Act 33	04/01/86	3490-86-02
	Ch. 3490	Policy Clarifications Regarding Child Protective Services Law and Regulations as Related to Act 33—Part II	06/16/86	3490-86-05
	Ch. 3490	Policy Clarifications Regarding Child Protective Services Law and Regulations as Related to Act 33—Part III	11/01/86	3490-86-08
1987	Ch. 3490	Implementation of Child Protective Service Policies Relating to Alleged Medical Neglect of Disabled Infants	05/01/87	3490-87-01
	Ch. 3490	Sharing Child Abuse Info Among DPW Offices	09/01/87	3490-87-03
	Ch. 3490	Policy Clarification of the Child Protective Services Law and Regulations	06/01/87	3490-87-02
	Ch. 3140	Personal Incident Costs	10/01/87	3140-87-05
	Ch. 3140	OCYF Financial Participation in Costs of County Human Service Departments	08/31/87	3140-87-02
1988	—	Special Medical Assistance—Healthy Beginnings—for Pregnant Women and Qualified Children	11/02/88	99-88-08
	Ch. 3490	Screening Student Interns	05/88	3490-88-01
1989	Ch. 3350	Adoption Record Disclosure	07/01/89	3350-89-01
1991	Ch. 3130	Regulatory Interpretation Guidelines for Revisions to Chapter 3130	09/20/91	3130-91-03
1992	Ch. 3140	Title XX Invoicing Procedures for the Youth Development Centers and Youth Forestry Camps (YDCs/YFCs)	09/25/92	99-92-02
1994	—	Site Visits and Access to Records by PA Protection and Advocacy, Inc.	08/22/94	00-94-19
1995	Ch. 3490	Amendments to the Child Protective Services Law that Become Effective July 1, 1995	09/05	3490-95-02
1996	Ch. 3490	Certification and Training for Children and Youth Workers	06/20/96	3490-96-03
	00	Update of Policies and Procedures for Juveniles in Detention	04/30/96	00-96-03
	00	Surveying and Evaluating Child Welfare Agencies Implementation and Compliance with MEPA	08/15/96	00-96-06
1997	Ch. 3140	Availability of Federal Financial Participation For Profit Residential Child Care Facilities	01/17/97	3140-97-02

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	—	Access to Pennsylvania State Police Records	10/01/97	00-97-09
	—	Priority Placement Request Procedures for the Interstate Compact on the Placement of Children	12/01/97	00-97-12
1998	Ch. 3140	MEPA 1994—Small Business	02/07/98	3140-98-03
	—	1997 Association of Juvenile Compact Administrators Rules and Regulations Amended Travel Permit	06/01/98	00-98-06
1999	Ch. 3140	Adoption Assistance Questions and Answers	03/17/99	3140-99-01
	Ch. 3490	Drug Convictions Prohibiting Hiring and Approving Foster/Adoptive Parent Applications	02/03/99	3490-99-01
	Ch. 3490	Implementation of Revisions to the Child Protective Services Law as Amended by Act 127 of 1998	10/01/99	3490-99-02
2000	Ch. 3140	Invoicing Procedures—Child Welfare TANF	04/15/00	3140-00-03
	Ch. 3140	AFCARS Planning, Budgeting and Invoicing Procedures	08/15/00	3140-00-02
	Ch. 3490	Child Death Review and Report Protocols	10/10/00	3490-00-01
	Ch. 3800	Child Residential and Day Treatment Facilities Licensing Measurement Instrument Revisions	05/30/00	3800-00-01
2001	Ch. 3130	The Second Revised Interim Guidelines for the Adoption and and Safe Families Act of 1997	01/02/01	3130-01-01
	Ch. 3140	Revised Policies and Procedures: Title IV-E Placement Maintenance Eligibility and Reimbursability, Title IV-E Adoption Assistance Eligibility and Title XX Medicaid Eligibility	04/09/01	3140-01-01
	Ch. 3490	Revised Certification and Training Requirements for Children and Youth Supervisors	09/25/01	3490-01-02
2003	—	Kinship Care Policy	06/30/03	00-03-03
	—	Megan's Law	04/13/03	00-03-02
	Ch. 3140	Interstate Compact on Adoption and Medical Assistance	01/01/04	3140-03-02
	Ch. 3350	Statewide Adoption Network Policies and Procedures	01/01/03	3350-03-01
	Ch. 3490	A.Y. v. DPW/Allegheny County	03/10/03	3490-03-01
	Ch. 3490	Federal Criminal History Clearances for PA Residents	04/25/03	3490-03-02
2004	—	Annual Bulletin Update	07/01/04	00-04-01
	—	MH/MR Services for Children Placed Out-of-County In Pre-Adoptive or Foster Homes	07/19/04	00-04-02
	Ch. 3140	Child Welfare TANF Services Policies and Procedures	05/17/04	3140-04-06
	Ch. 3140	Approval/Licensing of Foster Family Homes	04/01/04	3140-04-02
	Ch. 3140	Child Placements with Emergency	07/01/04	3140-04-05/
	Ch. 3490	Caregivers		3490-04-01
	Ch. 3700	Medical Foster Care Services for Children Served by County Children and Youth Agencies	07/01/04	Special Transmittal

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
2005	Ch. 3490	Implementation of Act 160 of 2004 Amending the Child Protective Services Law	09/01/05	3490-05-01
2006	—	Federal Financial Participation Rate Change for Title IV-E Placement Maintenance and Adoption Assistance Costs	10/18/06	00-06-05
	Ch. 3140	Random Moment Time Study Policy and Procedures—Juvenile Probation Offices	07/28/06	3140-06-03
	Ch. 3140	Random Moment Time Study Policy and Procedures—County Children and Youth Agencies	06/30/06	3140-06-04
	Ch. 3140	Federal Title IV-E and Medicaid Administrative Invoicing Procedures	09/12/06	3140-06-05
	Ch. 3140	Random Moment Time Study Requirements Family Service Plan Documentation	10/11/06	Special Transmittal
	Ch. 3800	Strategies and Practices to Eliminate Unnecessary Use of Restraint	01/30/06	Special Transmittal
	Ch. 3490	Safety Assessment and Planning Process	03/15/06	3490-06-01
2007	—	FFP Rate Change for Title IV-E Placement Maintenance and Adoption Assistance Costs	04/16/07	00-07-01
	Ch. 3490	Protocol to Address Domestic Violence in Families with Child Welfare Involvement	08/03/07	Special Transmittal
2008	Ch. 3350	Expanded Ground for Involuntary Termination of Parental Rights	04/03/08	Special Transmittal
	Ch. 3490	Frequency and Tracking of Caseworker Visits to Children in Federally Defined Foster Care	05/01/08	3490-08-05
	Ch. 3140	Title IV-E Foster Case Maintenance and Adoption Assistance Program Costs Allowable for Federal Financial Participation (FFP)	05/12/08	3140-08-01
	Ch. 3350	Implementation of Safe and Timely	05/12/08	99-08-01
	Ch. 3490	Placement of Foster Children Act		
	Ch. 3700	(P. L. 109-239)		
	Ch. 3490	Implementation of Act 126 of 2006 Amending the Child Protective Services Law	03/24/08	3490-08-02
	Ch. 3490	Implementation of Act 179 of 2008 And Act 72 of 2007 Amending the Child Protective Services Law	06/27/08	3490-08-03
	Ch. 3490	Implementation of New Reporting Requirements As Required by Act 146 of 2006 and Act 179 of 2006	10/01/08	3490-08-04
	Ch. 3700	Implementation of Act 68 of 2005 (The Resource Family and Adoption Process Act), Act 73 of 2005 (The Resource Family Care Act), and Act 78 of 2007	10/01/08	3700-08-01
	Ch. 3130 Ch. 3350 Ch. 3700	Impact of Act 109 on Agency Operations	12/29/08	Special Transmittal
2009		Act 76 of 2007	01/07/09	Special Transmittal
	Ch. 3130 Ch. 3140 Ch. 3700	Fostering Connections to Success and Increasing Adoptions Act of 2008	02/24/09	Special Transmittal
	Ch. 3130	Implementation of the Indian Child Welfare Act of 1978	03/09/09	3130-09-01
	Ch. 3170	Out of Home Placement Services—Contract Documentation	04/07/09	3170-09-01

## NOTICES

4381

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch. 3170	Out of Home Placement Services— Contract Documentation	08/25/09	3170-09-02
	Ch. 3700 Ch. 3800	Disaster Planning	10/09/09	Letter from Deputy Secretary
	Ch. 3800	Strategies and Practices to Eliminate the Use of Unnecessary Restraints	12/19/09	3800-09-01
	Ch. 3800	Prone Restraints in Children's Facilities	12/19/09	3800-09-02
	Ch. 3140	Implementation of Child Care Funding Policy Beginning State Fiscal Year (SFY) 2010-2011	07/01/09	3140-09-03
	Ch. 3130 Ch. 3140	Fostering Connections to Success and Increasing Adoptions Act of 2008— Adoption Program Requirements	12/30/09	Special Transmittal
2010	Ch. 3130	Shared Case Responsibility and Procedures Permanent Legal Custodian	05/03/10	3130/10/01
		Educational Portions of "Non- Educational" Residential Treatment	01/04/10	3130/10/02 3140/10/03 OMHSAS-10 02
	Ch. 3130	Termination of Parental Rights and Compelling Reasons	01/05/10	Special Transmittal
	Ch. 3140	Needs-Based Plan/Budget Amendment	04/20/10	3140-10-01
	Ch. 3130	Shared Case Responsibility Policy and Procedures	05/03/10	3130-10-01
		YDC/YFC Interim Per Diem Rates Effective July 1, 2010	07/01/10	00-10-01
	Ch. 3130	Permanent Legal Custodian Policy	07/30/10	3130-10-02 3140-10-03
	Ch. 3130	Change in Process for Verifying Paternity	08/04/10	Special Transmittal
	Ch. 3800	Act 45 of 2010 Regarding Restraint Use and Reporting Requirements of Pregnant Females	08/04/10	3800-10-01
	Ch. 3130	Implementation of 45 CFR Part 1356 Chafee Nation Youth in Transition Database Part 1	08/09/10	3130-10-03
	Ch. 3130	Educational Stability & Continuity of Children Receiving Services from the County Children & Youth Agency (CCYA) Including the Use of an Education Screen	09/17/10	3130-10-04
	Ch. 3130	Clean Indoor Air Act Compliance Guidance	09/17/10	3130-10-05
	Ch. 3170	Out of Home Placement Services— Contract Documentation	12/23/10	3170-10-02
		Complex Case Planning	12/28/10	00-10-02
2011	Ch. 3130	Basic Health Information Form (CY980)	04/01/11	3130-11-01
	Ch. 3350	Implementation of Act 101 of 2010	04/25/10	3350-11-01
	Ch. 3490	Developmental Evaluation and Early Intervention Referral Policy	Issued 06/07/10; Revised 06/01/11	3490-10-01
		Master Client Index (MCI) Service Expansion	06/07/11	00-11-01
	Ch. 3140	Fiscal Year 2012-13 Children, Youth and Families Needs-Based Plan and Fiscal Year 2011-12 Implementation Plan Instructions	Issued 05/27/11; Revised 06/17/11	3140-11-01

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch. 3140	Act 148 Invoicing Procedures for County Child Welfare Services	07/06/11	3140-11-02

**GUIDANCE MANUALS:**

- Planning Permanent Families for Children Residing in Mental Retardation Residential Facilities
- Audit Clause Language for Use in All County Child Welfare Service Provider Contracts
- Indirect Costs Under the County Cost Allocation Plan Guidelines
- Reporting of Indirect Costs—County Children and Youth Services
- Local Management Agency Policy and Procedures Manual
- PA Standards for Child Welfare Practice
- Model Petitions and Court Orders
- Foster Care Visitation Manual
- Safety Assessment and Management Process Reference Manual (last updated 06/09)
- Special Transmittal on Safe Sleep Environment Recommendations for Infants One Year of Age and Under (10/28/08)

**INTERNAL GUIDELINES:**

- Youth Development Center/Youth Forestry Camp Policy Manual
- Report on Recommended Best Practices for IV-E & TANF Programs

**Office of Mental Health and Substance Abuse Services/Mental Retardation—Contact: Nora Campanella (717) 772-7926**

**POLICY STATEMENTS:**

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
1981		Collecting of Tuition Expenses for School-Age Residents in MR & MH Residential Facilities	09/02/81	199-81-01
1982	Ch. 4000	Respon. for Collection of Tuition Exp. Under Act 199 of 1980 for Out-of-State Residents	03/17/82	199-82-01
	Ch. 4000	Notice of Assessments (Joint MH/MR Bulletin)	04/16/82	99-82-15
1985	Ch. 4000	County Indirect Cost Allocation Plan Guideline Update—Maintenance In Lieu of Rent as a Direct Cost (Joint MH/MR Bulletin)	08/22/85	99-85-17
1986	Ch. 6000	Procedures for Review of Service Eligibility and Termination Decisions	01/17/86	99-86-01
1987	Ch. 4305	Community MH/MR Liability	05/21/87	4305-87-2
1988	Ch. 4305	Quarterly Liability Summaries	01/29/88	4305-88-01
2000		Guidelines for Identifying Persons with Mental Retardation and Mental Illness for State Mental Health Hospital Discharge	05/15/00	00-00-04
	Ch. 4300	The Roles and Responsibilities of County Mental Health/Mental Retardation Programs in the Development of a Child's Individual Education Program	10/04/00	OMHSAS-00-04
2002		Coordination of treatment and support for people with a diagnosis of serious mental illness who also have a diagnosis of mental retardation		00-02-16

**Office of Mental Health and Substance Abuse Services—Contact: Nora Campanella (717) 772-7926**

**POLICY STATEMENTS:**

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
1983	Ch. 5001	Expiration of 4th Provisional Cert. of Compliance	12/15/83	99-83-49
1984	Ch. 5250	Guidelines for Delivery of MH Forensic Svs. to Persons in Co. Jails & Persons on Prob. or Parole	08/27/84	99-84-38
1985	Ch. 4210	Readmission from Community Placement Within 30 Days of Discharge	05/30/85	99-85-21

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch. 5001	Administration of Psychotropic Medication to Protesting Patients	03/11/85	99-85-10
1986	Ch. 5001	Implementation of Act 33 of 1985	03/19/86	99-86-11
	Ch. 5100	Involuntary Outpatient Commitment	05/08/86	99-86-14
1987	Ch. 4210	Dis. Plan. Response. for SMH Child/Adolescent Program & County MH/MR Program	01/16/87	99-87-10
	Ch. 5100	Guidelines for Assessing & Documenting the Dangerousness of Mentally Ill Adults	01/16/87	99-87-07
	Ch. 5100	Notice of Grievance & Appeal Proc. Involuntary Outpatient Commitment	09/08/87	99-87-23
1993	Ch. 5221	Intensive Case Management Record Requirements	09/21/93	5221-93-01
1998		Reporting Requirements for services funded through county base and CHIPF funds.	02/17/98	OMH-98-01
	Ch. 5310	Licensing Compliance Prediction Instrument Application in the Licensing of Community Residential Rehabilitation Services	08/01/98	OMH-98-02
1999	Ch. 4300	Revised Procedure for Waiver of Office of Mental Health and Substance Abuse Services (OMHSAS) Program Regulations	10/01/99	OMHSAS-99-08
		<i>Emerich v. Philadelphia Center for Human Development</i> 720 A.2d 1032 (Pa. 1998) (Duty to Ward Third Parties—Tarasoff in Pennsylvania)	09/15/99	OMHSAS-99-09
2001		Nursing Home Reform Implementation	02/01/01	OMHSAS-01-01
	Ch. 5100	Age of Consent for Voluntary Outpatient Mental Health Treatment	06/18/01	OMHSAS-01-04
		Accessibility of Community Mental Health and Substance Abuse Services For Persons Who are Deaf, Hard of Hearing, Late Deafened, or Deaf-Blind	10/01/01	OMHSAS 01-06
	Ch. 5100	Procedures for Client Rights, Grievances and Appeals	08/10/01	SMH-01-03
		Accessibility of State Mental Health Facilities for Persons who are Deaf, Hard of Hearing, or Deaf-Blind	06/18/01	SMH-01-01
2002	Ch. 5100	Interpretation of Pennsylvania Law Related to 402(b) Commitment	09/12/02	OMHSAS 02-04
		The Use of Seclusion and Restraint in Mental Health Facilities and Programs	04/08/02	OMHSAS 02-01
		Performance Expectations and Recommended Guidelines for the County Child and Adolescent Service System Program (CASSP)	06/06/02	OMHSAS-02-02
		Generic Drugs	04/01/02	SMH-02-01
2005	Ch. 5100	Unscheduled Use of Medication in the State Hospital System PRN & STAT Medication Orders	02/28/05	SMH-05-1
	Ch. 5100	Transporting Patients	02/28/05	SMH-05-02
	Ch. 5100	Administrative Transfers between State Mental Hospitals Civil Sections	04/29/05	SMH-05-04



<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch. 4300	Cost Settlement Policy and Procedures for Community-Based Medicaid Initiatives	08/15/05	OMHSAS-05-01
		Integrated Children's Services Initiative	06/09/05	00-05-05
		Quality at the End of Life for Consumers and Residents	09/16/05	SMH-05-05
2006		Memorandum of Understanding Between the Office of Mental Health and Substance Abuse Services and the Pennsylvania Department of Aging	02/01/06	OMHSAS-06-01
		Service Priority For: Older Adult Population	02/01/06	OMHSAS-06-02
		Co-Occurring Disorder Competency Approval Criteria for All Facilities Licensed by the Department of Health Division of Drug and Alcohol Program, License or the Department of Public Welfare, Office of Mental Health and Substance Abuse Services	02/10/06	OMHSAS-06-03
		Writing of Orders by Administrators	02/13/06	SMH-06-01
	Ch. 5200	Mobile Mental Health Treatment	11/30/06	08-06-18
	Ch. 5100	Community Incident Management & Reporting System	07/18/06	OHMSAS-06-04
	Ch. 1151 Ch. 1153 Ch. 1223	BH-FFS Transfer from OMAP to OMHSAS	08/15/06	OMHSAS-06-07
2007	Ch. 5100	Clarification on the Authorization of Restraints and Seclusion in the Forensic Units	07/13/07	SMH-07-01
	Ch. 5100	Clarification of Act 169, also known as the Older Adult Protective Services Act (OAPSA), in regards to hiring practices for inpatient and residential facilities.	08/02/07	OMHSAS-07-01
2008	Ch. 5310 Ch. 5320	Guidelines for Interagency Planning for Children in Need of Behavioral Health Rehabilitation Services or Partial Hospitalization on Services during the School Day	01/04/08	OMHSAS-08-01
		Special Pharmaceutical Benefits Program Mental Health component will transition from Office of Medical Assistance Program to Office of Mental Health and Substance Abuse Services	04/22/08	OMHSAS-08-02
		Assertive Community Treatment (ACT)	09/02/08	OMHSAS-08-03
	Ch. 63	Implementation of Act 179 of 2006 & Act 73 of 2007 Amending The Child Protective Services Law	06/27/08	3490-08-03
2009		Guidance for Conducting Functional Behavioral Assessment in the Development of Treatment Plans for Services Delivered to Children with Behavioral Health Needs Compounded by Developmental Disorders	01/09/09	OMHSAS-09-01
	Ch. 1223	Requirements for Clinics Supervisory Physician Reviews and Reevaluations of Diagnoses, Treatment Plans and Updates	04/18/09	OMHSAS-09-03
	Ch. 31	Best Practice for Family Involvement with Youth who are in Residential Treatment Facilities (RTFs)	06/15/09	OMHSAS-09-04

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch. 5100	Use of Restraints, Seclusion and Exclusion in State Mental Hospitals and Restoration Center	11/30/09	OMHSAS-09-06
	Ch. 1101 Ch. 1150 Ch. 1153	Peer Support Services (Revised)	01/01/10	OMHSAS-09-07
2010	Ch. 1153 Ch. 2380 Ch. 5200 Ch. 5210 Ch. 6400 Ch. 6500	Medication Prescribing Practices of CRNP's in Mental Health Programs and Mental Retardation Programs	03/27/10	OMHSAS-10-01
		Educational Portions of "Non-Educational" Residential Placement	01/04/10	OMHASA-10-02
		Strategies and Practices to Eliminate the Use of Unnecessary Restraints	12/19/09	3800-09-01
	Ch. 5221	Blended Case Management (BCM) (Revised)	06/14/10	OMHSAS-10-03
		Psychological/Psychiatric/Clinical Re-Evaluation and Re-Authorization For Behavioral Health Rehabilitation (BHR) Services.	07/09/10	OMHSAS-10-04
2011		Non-Discrimination Toward Lesbian, Gay, Bisexual, Transgender, Questioning And Intersex People	01/07/11	OMHSAS-11-01
		Guidelines to Ensure Affirmative Environments and Clinically Appropriate Services for Lesbian, Gay, Bisexual, Transgender, Questioning And Intersex Consumers and Their Family Members	01/07/11	OMHSAS-11-02
	Ch. 41	Clarification of Permissible Arrangements for Psychologists Who are Associated with the Provision Of Behavioral Health Rehabilitation Services (BHRS)	03/08/11	OMHSAS-11-05
	Ch. 15	Administrative Investigations	03/10/11	OMHSAS-11-06

**GUIDANCE MANUALS:**

- County Mental Health Plan Guidelines
- Community Mental Health Services Block Grant

**Office of Developmental Programs—Contact: Jeanne Meikrantz (717) 783-1003**

**POLICY STATEMENTS:**

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
1981	Ch. 6000	Policies and Procedures Governing Admissions, Commitment, Transfers, and Discharges at State-Operated Mental Retardation Facilities	12/01/81	99-81-51
1987	Ch. 6000	Conversion of Comm. Res. MR Facilities to ICF/MR	10/23/87	99-87-17
1988	Ch. 6000	Mandatory Child Abuse and Criminal History Clearances	05/31/88	6000-88-02
	Ch. 6000	Administration and Management of Client Funds	10/05/88	6000-88-08
1989	Ch. 6000	Guidelines for Enhancing and Conducting Direct and Independent Assessment	10/16/89	6000-89-01
	Ch. 6000	Abatement of Liability for Psychological Evaluations	09/14/89	00-89-17

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
1990	Ch. 6000	Policy on Employment for Persons with Mental Retardation	12/26/90	6000-90-06
1994	Ch. 6000	Closure of Admissions of Children to State-Operated Intermediate Care Facilities for the Mentally Retarded	12/14/94	SC-94-01
1996	Ch. 6000	Criteria for Approval of New Intermediate Care Facilities for People with Mental Retardation	04/06/96	6000-96-01
1998	Ch. 6000	Guidelines To Supporting People Moving From State Centers Into The Community	03/27/98	00-98-03
2002		Clarifying Eligibility for Mental Retardation Services and Supports	05/31/02	4210-02-05
	Ch. 6000	Need for ICF/MR Level of Care	08/07/02	00-02-13
2004	Ch. 6000.901—6000.985	Incident Management	02/18/04	6000-04-01
2008		Implementation of Act 179 of 2006 and Act 73 of 2007 Amending the Child Protective Services Law	06/27/08	3490-08-03
2009		Strategies and Practices to Eliminate the Use of Unnecessary Restraints	12/19/09	3800-09-01
		Prone Restraints in Children's Facilities	12/19/09	3800-09-02
		Social Security Economic Recovery One-Time Payment	07/10/09	6200-09-05
		Vendor Fiscal/Employer Agent Financial Management Services Wage Ranges	11/20/09	00-09-09
2010		Quality Management Strategy of the Office Of Developmental Programs	3/22/10	00-10-02
		Planning and Managing Unanticipated Emergencies		00-10-03
		Recording Information on the Target of an Individual to Individual Abuse Incident Report In HCSIS	07/01/10	00-10-04
		Approved Program Capacity in Residential Service Locations Licensed Under 55 Pa. Code Chapter 6400		6000-10-05
		Supports Coordination Services	05/26/10	00-10-06
		Service Definitions for the Pennsylvania Mental Retardation Program	05/27/10	00-10-07
		Referral to the Early Intervention Program for Children Under Three Years of Age Placed in ICFs/MR	05/26/10	00-10-08
		Prior Authorization for Supplemental Habilitation and Additional Individualized Staffing	05/26/10	00-10-09
		Waiver Capacity Commitment for the Consolidated and Person/Family Directed Supports Waivers	06/16/10	00-10-10
		Obsolete Licensing Indicator System, Licensing Inspection Instruments and Licensing Weighting Systems Applicable To 55 Pa. Code Chapters 2380, 2390, 6400 and 6500	08/16/10	00-10-11
		Individual Support Plans (ISPs)	07/20/10	00-10-012
		Supports Coordinator Training Waiver Requirements	12/30/10	00-10-013
		Provider Monitoring	12/30/10	00-10-014

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
2011		Procedures for Surrogate Health Care Decision Making	01/27/11	6000-11-01
		Service Definitions for the Pennsylvania Mental Retardation Program, Reissued	03/25/11	00-11-02
		Cost Centers for County Mental Retardation Programs Effective July 1, 2010	04/01/11	00-11-03
		Consolidated Waiver Amendment Effective July 1, 2009	05/09/11	00-11-04
		Person/Family Directed Support (P/FDS) Waiver Amendment Effective July 1, 2009	05/09/11	00-11-04

**GUIDANCE MANUALS:**

- Obtaining Criminal Clearances on Prospective Employees
- Substitute Decision-Making for Medical Treatment
- Positive Approaches
- Licensing Policies and Procedures for ICFs/MR
- Applicability of OMB Circular A-133 for Non-State ICFs/MR
- County Responsibilities for Waiver Funded Habilitation in a Private Home
- Supporting People in the Community
- Licensing Weighting System for Community Homes for Individuals with Mental Retardation
- Domiciliary Care for Persons with Mental Retardation
- Licensing Weighting System for Family Living Homes
- Targeted Service Management and Third Party Liability
- Assessments: Lifetime Medical Histories
- Educational and Vocational Training in ICFs/MR
- Licensing Inspection Instrument for Family Living Homes Regulations
- Licensing Inspection Instrument for Community Homes Regulations
- Licensing Inspection Instrument for Adult Training Facilities Regulations
- Licensing Inspection Instrument for Vocational Facilities Regulations
- Office of Mental Retardation's Monitoring of Counties
- Principles for the Mental Retardation System
- Accessing Public Transportation for Individuals Enrolled in the Consolidated or Person/Family Directed Support Waivers
- Foster Care Tax Reform as it Relates to the Lifesharing/Family Living Program
- Announcement: Step-By-Step Guide to Ready Providers for the Reporting of Incidents through HCSIS
- Revision of Definition of Conflict Free Providers for Targeted Service Management
- OBRA Time Limited Determinations
- Clarifying Waiver Funding and Domiciliary Care Payments
- Passage of Act 171 relating to the Older Adults Protective Services Act (OAPSA)
- Coordination of treatment and support for people with a diagnosis of serious mental illness who also have a diagnosis of mental retardation
- Guidelines Concerning Sexuality
- Regulation Interpretation—Family Living Medication Administration Training
- Survey Guidelines and Procedures Intermediate Care Facilities for the Mentally Retarded (ICFs/MR)
- Regulation Interpretation Unobstructed Egress
- Claiming Federal Reimbursement for Targeted Service Management Administration Costs
- Revised Intermediate Care Facility for the Mentally Retarded (ICF/MR) Guidelines
- Licensing Weighting System for Adult Training Facilities
- Clarifying the "30 Hour Rule"
- Payments for Psychological Testing to Diagnose Mental Retardation in Children and Adults
- Medical Assistance for Workers with Disabilities in the Community Mental Retardation Program
- Intermediary Service Organizations (ISOs)
- County MH/MR Programs
- Determining Medical Assistance Eligibility for Individuals Age Three and Older Who Apply for Supports and Services Authorized by a County Mental Health/Mental Retardation Program
- Certified Investigations
- Limited English Proficiency (LEP)
- Alternative Sanction Guidelines For ICF/MR Medical Assistance Certification
- Issuance of Audit Guide for Non-State Operated Intermediate Care Facilities for the Mentally Retarded
- Lifesharing through Family Living
- Office of Mental Retardation Policy On Employment
- Home and Community Based Service Eligibility/Ineligibility Change Form
- County to County Relocations
- Employment for Individuals in ICFs/MR
- Elimination of Restraints through Positive Practices
- Payment for Sign Language Interpreters and/or Transliterators
- Provider and County Incident Management Analysis Report
- Prioritization of Urgency of Need for Services (PUNS) Manual
- Provider Billing Documentation Requirements for Waiver Services
- Overview of the Supports Intensity Scale® and the PA Plus
- Agency with Choice Financial Management Services (AWC FMS)
- HCQU
- Due Process and Fair Hearing Procedures for Individuals with Mental Retardation
- Provider Profiles for Mental Retardation Providers
- Process for Qualification and Disqualification of Waiver Providers
- Administrative Entity and Provider Contracts
- Microboards®
- Providers Billing Documentation Requirements for Waiver Services
- Service Review Protocol for Individuals in the Consolidated and Person Family Directed Support Waivers
- Incident Management

- Personal Care Homes Licensing Measurement Instrument (LMI)
- Personal Care Homes Sale or Change of Legal Entity Policy and Procedures
- Licensing Protocols and Procedures
- Procedures for Service Delivery Preference
- Individual Eligibility for Medicaid Waiver Services
- Supports Intensity Scale(tm) (SIS(tm)) and PA Plus Users Manual
- Vendor Fiscal/Employer Agent Financial Management Services (VF/EA FMS)
- Disability Rights Network Access to Records and Joint Investigations
- Clarification of Payment Source for Representative Payee Function
- Communication Supports and Services
- Consolidated and Person/Family Directed Support Waivers Provider Appeals Process
- 2008-2009 Person/Family Directed Support Waiver Cap
- Amendment to the Person/Family Directed Support Waiver Effective July 1, 2009
- Amendment to the Consolidated Waiver Effective July 1, 2009
- Social Security Economic Recovery One-Time Payment
- Pennsylvania's Guide to Participant-Directed Services

#### **INTERNAL GUIDELINES:**

- Choking Prevention and Management
- Search of Visitors and Residents at State Centers and Mental Retardation Units
- Model Bylaws for State Center Boards of Trustees
- Guardianship Petitioning Process at State Centers
- Guidelines for State Center Boards of Trustees-Revision
- Amendments to Licensing Policy and Procedure Manual
- Pro Re Nata Medication Usage for Psychiatric Treatment—Clarification of Interpretation

#### **INFORMATIONAL PACKETS:**

- Revised Supports Coordination Supervisor Training for Calendar Year 2009
- Certified Investigator Courses Initial and Re-Certification
- Medication Administration Trainer Recertification 2009-2010
- Incident Management Reports in Home and Community Services
- AE Oversight Monitoring Process Documents Available on AE Information Center
- Summary of Procedure Codes and Service Descriptions Included and Excluded from Revenue Reconciliation (Info Packet 007-10)
- Annual AE Quality Mgmt. Plan Implementation and Evaluation Process Documents Now Available in AE Information Center (Info Packet 009-10)
- Incident Management Clarification of Roles for the Supports Coordination Organizations (Info Packet 012-10)
- Billing Unanticipated Emergencies Using the ET Modifier (Info Packet 026-10)
- Provider Qualification Additional Information (Info Packet 030-10)
- Request for Exception to the Established 48 Calendar Day Limit (Info Packet 037-10)
- Base Funded Respite Services Additional Information (Info Packet 038-10)
- FMS Admin Fee Services Need to be on the ISP (Info Packet 043-10)
- Individual Purchases and Item Storage (Info Packet 049-10)
- Impact of Provider Qualification in HCSIS on Fiscal year Renewal ISPs (Info Packet 052-10)

- Additions to Fee Schedule FY 2010-2011 (Info Packet 058-10)
- Supplemental Habilitation and Additional Individualized Staffing Services During the Fiscal Year 2010-2011 Renewal Period (Info Packet 063-10)
- Interim Process for 180-Day and 365-Day "Timely Filing" Edits: Error Status Code (ESC) 545 (Info Packet 064-10)
- Referral to the Early Intervention Program for Children Under Three of Age Placed in ICFs/MR (Info Packet 069-10)
- AWC FMS Wage and Benefit Ranges and Corresponding Rates for Participant-Directed Services Effective 07/01/10 (Info Packet 069-10)
- VF/EA Wage and Benefit Ranges for Participant-Directed Services Effective 07/01/10 (Info Packet 070-10)
- Required Number of Hours for ODP Sponsored Training During Calendar year 2010 For Supports Coordinators Serving Persons Funded by the Waiver (Info Packet 075-10)
- Prior Authorization for Supplemental Habilitation and Additional Individualized Staffing Serves 2010-2011 (Info Packet 077-10)
- Request for Exception to Established Service Limits or Maximum Number of Service United (Info Packet 078-10)
- Permanent Vacancy (Info Packet 085-10)

#### **INFORMATIONAL ANNOUNCEMENTS:**

- Fiscal year 2008-2009 Independent monitoring for Quality (IM4Q) Summaries have been posted to the OCS Website
- Follow-up Cost Report Training For Waiver Direct Service Provider Staff and Supports Coordination Organization Staff
- Yr 3 Cost Report Cost Report Submission Edit and Validation Checks and IT Tip Sheet for the Automated Cost Reporting Process
- AE Annual Quality Management Plan Year to Date Evaluation Tool Now Available in the AE Information Center (AEIC)
- Provider Information Center Website Enhancements: Web-Based Professional Development
- Webcast Training on Regulation Amendments
- Enhancing the Quality of the ISP Series Part 2: Foundations of ISP Development Webcast Now Available
- ODP Desk Review Training for Administrative Entity Staff
- ODP Registration for Desk Review Training for AE Staff is Now Open
- Three Information Items that are Important for Year 3 Cost Report Submissions
- Year 3 Cost Report Deadlines
- Diabetes Education Classes
- SCO Management Conversation with ODP Conference Call and Required Face to Face Forum
- SCO Management Face to Face Forum with ODP—Attendance Required Harrisburg September 30, 2010
- 55 Pa. Code Chapters 2380, 2390, 6400 and 6500 Regulation Amendment Information
- Follow-up Cost Report Training Audio Replay and PowerPoint Presentation
- ODP Year 3 Cost Report Website is Now Available
- ODP Year 3 Cost Report Desk Review Procedures
- Supports Coordinator and SC Supervisor Professional Development Course Available
- AE Annual Quality Management Plans Priorities for Calendar Year 2011

- Cost Report Submission Deadline Reminder and Announcement of Rate Assignment Policy for Providers not Complying with Cost Reporting Requirements
- Fall 2010 ODP Required Supports Coordinator and SC Supervisor Statewide Training
- Summary of 2010 SC Required ODP Training and Professional Development
- Release of SC Times Newsletter for Fall
- ODP Academy-ISP Manual “Changing Practices, Unchanged Values”
- Enhancing the Quality of the ISP Series Part 3: ISP Manual: A Resource for Consistent Statewide Practice Webcast Now Available
- 2011 Administrative Entity (AE) Annual Quality Management Plan Evaluation Tool Now Available in the AE Information Center (AEIC)
- Year 2 Revenue Reconciliation Forum
- Medicare Now Covers Wellness Exams
- ODP Nursing Services Overview Lesson: 1 Supporting Needs in the Healthcare and ID/MR System Webcast Now Available
- Yr 2 Revenue Reconciliation Provider Forum Audio Replay and PowerPoint Presentation
- Supplemental Habilitation & Additional Individualized Staffing Services Overview Webcast Now Available
- ODP Academy—ISP Manual Follow-Up Discussion “Changing Practices, Unchanged Values”
- ODP Supports and Services Directory (SSD) Reminder
- AE Oversight Monitoring Process AEOMP Cycle 3—Start July 1, 2011
- ODP Audited Financial Statement Desk Review Training for Administrative Entity Staff
- Clarification of ODP Announcement 164-10 and Second Reminder for SSD Updates
- ODP Cost Report Information for Waiver Transportation Providers
- Provider and SCO Monitoring Pilot Program
- ODP Responses to Yr 2 Revenue Reconciliation Provider Forum Questions
- User Friendly Version of Form Now Available Checklist for AE Review and Approval of ISPs
- Fiscal Year 2008-2009 Surveys Now Available: Lifesharers Survey and Lifesharing Agency Survey
- HCSIS Diagnosis Screen Change Now in Effect
- Collaborative Strategies for Planning with Individuals and their Families—SC Curriculum Required Follow-Up Training Activity
- ODP Academy Evidence Reports to CMS Webcast
- ODP Training Current and Planned—Winter and Early Spring 2011 for SCO Members
- ODP Training Current and Planned—Winter and Early Spring 2011 for AE Members
- Reminder: Submission Deadline for FY 2009-2010 Audited Financial Statements is Approaching
- Additional IM4Q Reports now on ODP Consulting System Website
- ODP Academy—Evidence Reports to CMS Follow-Up Discussion Changing Practices, Unchanged Values
- Checklist for Administrative Entity Review and Approval of ISPs Webcast Now Available
- Frequent Asked Questions for OSP Regulations Revised Licensing Inspection Instruments and Score Sheets
- Year 3 Cost Report Debrief Town Hall
- Year 3 Desk Review Debrief Town Hall
- Checklist for Administrative Entity (AE) Review and Approval of ISPs Webcast Now Available To All Audiences on the ODP Consulting System Website
- College of Direct Support (CDS) Now ODP Developed Tutorial Now Available
- College of Direct Support (CDS) Users Group Meeting and CDS Administrator Survey
- Make-Up Sessions—Fall 2010 ODP Required SC Statewide Training
- Planned 2011 ODP Training for Support Coordinators and SC Supervisor
- Checklist for AE Review and Approval of ISPs Webcast Now Available
- ISP Checklist for Administrative Entity Review and Approval of ISPs AE Feedback Survey Now Available
- Now Available-Calculation Tool Overview for VF/EA FMS and Updated PD-FMS Webcast
- SCO Resource List Now Available
- SC & SC Supervisor ODP Required SCC Training: CDS “Working w/Families and Support Networks”
- Yr. 3 Provider Cost Report and Desk Review Debrief Town Hall Replays and PowerPoint Presentation
- Annual AE Quality Mgmt Plan Implementation & Evaluation Process Documents Now Available in AE Information Center
- ODP Budget Briefing Fiscal Year 2011-2012
- The Postponement of the ODPs Budget Briefing
- ODP Change of Administration
- Rescheduled ODP Budget Briefing FY 2011-2012
- Reminder: ISP Checklist for AE Review & Approval of ISPs Feedback Survey Available Until May 13, 2011
- 2011 PA Community on Transition Conference: Registration and Scholarship Information Available
- ODP CMS Waiver Amendment and Service Definitions—Approved (Consolidated and Person/Family Directed Support (P/FDS Waiver)
- Professional Development Courses on the Supports Coordination Curriculum Website Waiver Direct Service provider Audit Requirements for FY 2010-2011 Reporting Period

**ALERTS:**

- Public Notices Issued related to the Final Fiscal Year 2010-2011 Rates; Retroactive to July 1, 2010
- Year 3 Audited Financial Statements Desk Review Procedures
- ODP Policy Bulletin and Webcast Planning: Surrogate Health Care Decision Making
- Certified Investigation Peer Review Survey
- ODP Budget Briefing Recording
- SC Orientation Updated
- Fiscal Year 2010-2011 Final Rate Load Delayed
- Change to the Medication Administration Program Initial Annual Practicum Process
- Regulation Revisions Related to the ISP-Webcast Part 3-Clarifications and Updates
- IM4Q Reports Available on ODP Consulting System Website
- Surrogate Health Care Decision Making Webcast Now Available
- Updated Needed SCO Administrator Contact Information
- IM4Q Reports Available on ODP Consulting System Website
- No Cost Settlement for Targeted Services Management (TSM)
- Issues with HCSIS Resulting from the 6.9.0 Release
- Notice of Rate Delay
- Planned HCSIS System Extended Outage
- Rates Now Active
- Mileage Rate Change, Effective January 1, 2011
- Claim Adjustment Scheduled for Targeted Services Management and Supports Coordination Services Resulting from the Final FY 2010-2011 Rates
- Delay: Year 2 Period 1 Revenue Reconciliation Provider Letters

- TSM and SC Services Claim Adjustments Completed For Final FY 2010-2011 Rates
- Automated Correction Planned for Claim Issue
- Severe Weather Alert: Flooding Predicted for March 11-12, 2011
- Interim ODP Guidance for the FY 2011-2012 ISP Renewal Period
- Annual Review Update Date for the Individual Support Plan (ISP)
- Change to the Medication Administration Program Initial Annual Practicum Process
- Claims Processing Delaying Temporarily for TSM Mgmt Procedure Code T1017, and SC Services, Procedure Code W7210
- To Support the Provider Monitoring Process
- To Support the Provider Monitoring Process
- Claims Processing Delay for Targeted Services Management and Supports Coordination Services
- Year 2 Period 1 Provider Revenue Reconciliation Issued
- Year 2 Period 1 Revenue Reconciliation Supports Coordination Organization (SCO) Letters Issued
- Directions to Retrieve the Proposed Fiscal Year 2011-2012 Service Rates in HCSIS
- Revisions to the VF/EA FMS Wage and Benefit Ranges for Participant-Direct Services Effective July 1, 2010 (Info Packet #042-11)
- Instruction on Request for Deviation in Monitoring Frequency (Info Packet #048-11)
- Fiscal Year 2011-2012 ISP Renewal Guidance and Prior Authorization Process Enhancements for Supplemental Habilitation (SH) and Additional Individualized Staffing (AIS) Service (Info Packet #050-11)
- Preparations for the FY 2011-2012 ISP Renewal Period: Action Required (Info Packet #055/11)
- Prudent Payment of Claims Policy Enforced July 1, 2011 (Info Packet #075-11)
- Vendor Fiscal/Employer Agent Financial Management Services Wage and Benefit Ranges for Specific participant Directed Services (Info Packet #078-11)
- Agency with Choice Financial Management Services Wage and Benefit Ranges and Corresponding Rates for Specific Participant Directed Services, Effective July 1, 2011 (Info Packet #079-11)

**OTHER:**

- New Federal ICF/MR Regulations
- Joint Statement by the Department of Public Welfare and the Department of Aging
- Opportunities and Supports for Older Persons with Mental Retardation
- Providing Services to Persons with Autism/Pervasive Developmental Disorder
- Act 28 of 1995
- Guidelines for Identifying Persons with Mental Retardation and Mental Illness for
- State Mental Health Hospital Discharge
- Implementation of Act 170 of 2006 and Act 73 of 2007 Amending the Child Protective Services Law

**NEW INFORMATIONAL PACKETS:**

- Waiver Provider Monitoring-Interim Process for FY 2010-2011 (Info Packet #093-10)
- Agency with Choice Financial Management Service provider Listing for FY 2010-2011
- Revisions to Participant-Directed Services Fee Schedule Rates for the AWC/FMS; Wage and Benefit Ranges and Corresponding Rate Effective July 1, 2010 (Info Packet #041-11)

**Office of Administration—Contact: Carole Procope (717) 772-6604**

**POLICY STATEMENTS:**

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
1998	Ch. 259.1	Statement of Claim, Managed Care Organization—statement of policy	07/11/98 (effective 2/1/97)	
2007 Amended 2008	Ch. 259.2	Claims against moneys for which third parties are liable as a result of a tort claim allocation of tort proceeds in actions filed before September 2, 2008—statement of policy	09/07/07 (eff. 09/08/07) Amended 10/31/08 (eff. 11/01/08)	
2008	Ch. 259.3	Claims against moneys for which third-parties are liable as a result of a tort claim allocation of tort proceeds in actions filed on or after September 2, 2008—statement of policy	10/31/08 (eff. 11/01/08)	
2008	Ch. 259.4	Settlements without litigation—statement of policy	10/31/08 (eff. 11/01/08)	
2008	Ch. 259.5	Cooperation in obtaining payment from third parties—statement of policy	10/31/08 (eff. 11/01/08)	
2008	Ch. 259.6	Civil money penalties—statement of policy	10/31/08 (eff. 11/01/08)	

**Office of Child Development and Early Learning—Contact: Jen DeBell (717) 346-4673****Bureau of Certification Services****POLICY STATEMENTS:**

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
2007	Ch. 3270— 3280	Certification of Part Day Program for School-Age Children	9/15/07	3001-07-01
2009	Ch. 3270 Ch. 3280 Ch. 3290	Reporting Lost Child	02/21/09	3001-08-02
	Ch. 3270 Ch. 3280 Ch. 3290	Playground Protective Surface Covering	02/21/09	3001-09-01

**Announcements:**

2008		C-08 #03—Child Care Provider Survey	05/19/08
		C-08 #05—Impact of Change in Equivalencies of CDA and CCP Credentials	08/13/08
		C-08 #06—Approved Child Service Report Form	09/02/08
		C-08 #07—Compliance with Regulations Relating to Recalled Toys and Equipment	09/15/08
2009		C-09 #01—Temporary Child Care Facility Closure Due to Budget Impasse	08/21/09
		C-09 #02—Procedures Regarding Notification of Temporary Child Care Facility Closure Due to Budget Impasse	08/24/09
		C-09 #03—Centers for Disease Control Guidance Regarding Influenza for Early Childhood Programs	09/18/09
		C-09 #04—Use of Hand Sanitizers in Early Childhood Programs	09/25/09
		C-09 #05—Reporting Child Care Center Closings Due to Influenza	10/23/09
		C-09 #6—Excluding and Readmitting Children and Staff with Influenza-like Illness	10/26/09
2010		C-10 #01—PEMA Update to Emergency Plan Toolkit for Child Care Facilities	03/23/10
2011		C-11-#01—Emergency Temporary Relocation of a Child Care Facility	05/12/11

**Bureau of Early Intervention Services**

2006		ELS-EI-06 #02—Informing Early Intervention Providers of Plans to Develop a Common Process for Measuring Child Progress	05/22/06
2006		ELS-EI-06 #04 Natural Environments	07/24/06
2006		ELS-EI-06 #05—Common Process for Measuring Child Progress—Additional Tools Announcement	06/13/06
2006		ELS-EI-06 #06 Guidance on the Individuals with Disabilities Education Act Amendment of 2004	07/24/06
2006		ELS-EI-06 #07 Clarification of Waiver of 4300 Fiscal Regulations	08/15/06
2006		ELS-EI-06 #09 Childhood Lead Poisoning Prevention Program	08/24/06
2006		ELS-EI-06 #10 Acceptable Signers of the Beneficiary Choice Form for the Infants, Toddlers And Families Medicaid Waiver	09/05/06
2006		ELS-EI-06 #12 Medicaid Waiver for Infants, Toddlers and Families Renewal	10/03/06
2007		EI-07 #03 Mediation Procedures for EI, Part C	01/26/07



<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
2007		EI-07 #04 OCDEL Operating Agreement, ITF Provider Agreement, Provider/County Agreement	04/03/07	
2007		EI-07 #08 EI Provider & Service Coordination Monitoring Tools	06/29/07	
2007		EI-07 #12 PA Pre-K Counts and Early Intervention working Together	10/24/07	
2007		EI-07 #13 Third Party Insurance Denials and Leader Services	11/20/07	
2008		EI-08 #02 Reportable Incidents	03/07/08	
2008		EI-08 #03 Extent and Duration of Early Intervention Programs for Preschoolers, Including Services During Scheduled Breaks in Their Programs	04/16/08	
2008		EI-08 #04 Early Intervention Management Verification Tool	07/01/08	
2008		EI-08 #05 Issuance of Two New Forms-the Evaluation Report (ER) and the Individualized Family Service Plan (IFSP) Individualized Educational Program (IEP)	06/30/08	
2008		EI-08 #10 Eligibility for Infants Toddlers Families Medicaid Waiver	09/22/08	
2009		EI-09 #01 Recommendations for Children Who are Deaf and Hard of Hearing	01/02/09	
2009		EI-09 #04 Common Process for Measuring Child Progress-Using the WSS/Ounce Online Data Collection System	02/16/09	
2009		EI-09 #05 Provider Monitoring Tool and Service Coordination Monitoring Tool	02/16/09	
2009		EI-09 #06 Local Determination Process and the Performance Improvement Process	03/24/09	
2009		EI-09 #08 Early Head Start Expansion in Pennsylvania and Informational Sessions for PA Early Learning Organizations on Early Head Start, "Early Head Start: What's it all about?"	04/14/09	
2009		EI-09 #09 Early Head Start Expansion in Pennsylvania Grant Opportunity Posted with Deadline of July 9, 2009	05/14/09	
2009		EI-09 #10 Transition of Toddlers to Preschool or Other Community Services	05/18/09	
2009		EI-09 #11 Infant/Toddler Early Intervention Service Coordination	08/14/09	
2009		EI-09 #12 Temporary Child Care Facility Closure Due to Budget Impasse	08/21/09	
2009		Childfind System Including Children who are Wards of the State, Children Living in Residential Facilities, Children who were Abused and Children who are Homeless.	09/11/09	
2009		EI-09-#14 Contracting with Early Intervention Service Providers and Suspending and Terminating Early Intervention Service Providers	09/16/09	
2009		EI-09-#15 Centers for Disease Control Guidance Regarding Influenza for Early Childhood Programs	09/21/09	
2009		EI-09- #16 Use of Hand Sanitizers in Early Childhood programs	09/25/09	
2009		EI-09-#17 Qualifications for Individuals to Provide Speech-Language Pathology Services in Early Intervention and the Requirements for Billing	10/05/09	

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
2009		EI-09 #18 Update on Early Learning Network and Child Outcome Reporting in 2009-2010	10/19/09	
2009		EI-09 #19 Transition of Preschool Children to School Age Programs	10/20/09	
2009		EI-09 #20 Reporting Child Care Center Closings Due to Influenza	10/23/09	
2009		EI-09 #21 Excluding and Readmitting Children And Staff with Influenza-like Illness	10/26/09	
2010		EI-2010 #01 Revised Early Intervention Audit and Fiscal Reporting Requirements	01/19/10	
2010		EI-2010 #02 Release of Information	01/29/10	
2010		EI-2010 #03 Session Notes	04/07/10	
2010		EI-2010 #04 Operational Guidance for Infant/Toddler Programs Regarding Children Living in Residential Facilities	04/09/10	
2010		EI-2010 #06 Funding Responsibilities for Early Intervention Services for Children at Kindergarten Age	05/18/10	
2010		EI-2010 #07 Paraprofessional Qualifications	06/15/10	
2010		EI-2010 #08 Amended Behavior Supports for Young Children	10/25/10	
2010		EI-2010 #09 State Set Rates for Infant Toddler Early Intervention Services	11/09/10	
2011		EI-2010 #01 IDEA Early Intervention Complaint Procedures	06/01/11	
<b>Bureau of Early Learning Services</b>				
2005		ELS-05 #19—Keystone STARS Logo Usage Guidelines	10/24/05	
2006		ELS-06 #06—Emergency Management Preparedness Training—Distribution of Training Materials	01/20/06	
2007		ELS-07 #15—2007-08 STAR Designation Guidelines	08/17/07	
2007		ELS-07 #19—Keystone STARS funding for STARS facilities participating in PA Pre-K Counts	11/21/07	
2008		ELS/KS-08 #12—Pennsylvania Director Credential for Keystone STARS	07/21/08	
2008		ELS/KS-08 #20 Revised Keystone STARS Exit Survey	08/18/08	
2008		ELS/KS-08 #28 Verification of Communication	09/12/08	
2008		ELS/KS-08 #30 Keystone STARS School-Age Optional Tools for 2008-2009	10/27/08	
2008		FAP-08#1 Out-of-state Travel and Lodging Prohibition Due to Current Economic Situation	12/16/08	
2008		FAP-08#2 Update on Preschool Child Outcome Reporting for OCDEL Programs	12/17/08	
2008		ELS/KS-08 #33 Designation Paperwork and ERS Request	12/22/08	
2009		ELS/KS-09 #01 Alternate Pathways for Meeting	01/09/09	
2009		ELS/KS-09 #04 Canceling or Refusing ERS Assessment Windows and Refusing a Scheduled Assessment	02/12/09	
2009		ELS/KS-09 #06 Creation of STAR 3-Accreditation Classification	02/20/09	
2009		ELS/KS-09 #10 Keys to Quality Security Roles	03/30/09	

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
2009		ELS/KS-09 #11 Star Level of Facilities Operated by Regional Key, Technical Assistance and Professional Development Contractors/ Subcontractors	04/14/09	
2009		ELS/KS-09 #15 Early Learning Network (ELN) and Child Outcome Reporting in 2009-2010	06/04/09	
2009		ELS/KS-09 #16 Professional Development Fee Procedures for Keys in Quality	06/11/09	
2009		ELS/KS-09 #20 Access to the Early Learning Network Secure Web-Based System-PELICAN	07/10/09	
2009		ELS-KS-09 #24 Joint Office of Children, Youth and Families & Office of Child Development and Early Learning Bulletin: Implementation of Child Care Funding Policy Beginning State Fiscal Year 2010-2011	07/14/09	
2009		ELS-KS-09 #25 Keystone STARS TA Manual and Forms	07/17/09	
2009		ELS-KS-09 #26 Keystone STARS Technical Assistance Data Collection	07/17/09	
2009		ELS-KS-09 #33 Environment Rating Scale (ERS) Non-Achievement Protocol	08/27/09	
2009		ELS-KS-09 #36 Keystone STARS Optional Tools	09/18/09	
2009		ELS-KS-09 #37 Accessing Early Learning Network and Work Sampling and Ounce Online	09/18/09	
2009		ELS-KS-09 #38 Centers for Disease Control Guidance Regarding Influenza for Early Childhood Programs	09/21/09	
2009		ELS-KS-09 #39 Use of Hand Sanitizers in Early Childhood Programs	09/25/09	
2009		ELS-KS-0 #40 STARS Designation Renewal Process	09/30/09	
2009		ELS-KS-09 #42 Version 1.0 of Good, Better, Best: Pennsylvania's Continuous Quality Improvement Guide to Best Practices	10/19/09	
2009		ELS-KS-09 #43 STARS Status Review, Suspension & Removal Process	10/19/09	
2009		ELS-KS-09 #44 Update on Early Learning Network and Child Outcome Reporting in 2009-2010	10/19/09	
2009		ELS-KS-09 #46 Reporting Child Care Center Closings Due to Influenza	10/23/09	
2009		ELS-KS-09 #47 Excluding and Readmitting Children and Staff with Influenza-like Illness	10/26/10	
2010		ELS-KS-10 #01 STARS Designation Certificates	01/12/10	
2010		ELS-KS-10 #02 Update on Early Learning Network and Child Outcome Reporting in 2009-2010	01/14/10	
2010		ELS-KS-10 #03 Pennsylvania Quality Assurance System (PAQS) Requirements	03/08/10	
2010		ELS-KS-10 #05 Keystone STARS Staff Qualification Waiver with Action Plan	04/16/10	
2010		ELS-KS-10 #09 Career Lattice Level for College Students Pursuing a Bachelor's Degree	05/12/10	
2010		ELS-KS-10 #11 Revised Record Required by Providers for FY 04-05 or FY 05-06	06/18/10	
2010		ELS/KS-10 #14 2010-2011 Keystone STARS Worksheets for Family Child Care Homes	07/20/10	
2010		ELS/KS-10 #16 Certification Referral to the Regional Key	07/30/10	

## NOTICES

4395

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
2010		ELS/KS-10 #17 ERS Intranet Communication Tool	08/12/10	
2010		ELS/KS-10 #19 Designator Reliability Protocol	08/20/10	
2010		ELS/KS-10 #20 Environment Rating Scale (ERS) Process	08/24/10	
2010		ELS/KS-10 #21 STARS Designation Forms And Tools	08/24/10	
2010		ELS/KS-10 #22 2010-2011 Start with STARS and Support Grant Requests	08/24/10	
2010		ELS/KS-10 #23 2010-2011 STARS Merit and Education & Retention Award (MERA) Requests	08/24/10	
2010		ELS/KS-10 #24 2010-2011 Keystone STARS Grant Agreement Documents	08/30/10	
2010		ELS/KS-10 #27 Financial Guidelines for Regional Keys	10/01/10	
2010		ELS/KS-10 #28 Revised Career Lattice and Early Childhood Education Teacher Quality: Recognizing High Quality in PA	10/19/10	
2010		ELS/KS-10 #29 Funds Management of Keystone STARS Provider Grant Awards	10/28/10	
2010		ELS/KS-10 #30 Keystone STARS Qualifications Action Plans	11/10/10	
2010		ELS/KS-10 #32 Keystone STARS Media Materials	11/29/10	
2010		ELS/KS-10 #34 2011-2012 Keystone STARS Performance Standards for Centers	12/15/10	
2010		ELS/KS-10 #35 Keystone STARS Technical Assistance Accountability Plan (STARS-TAAP)	12/23/10	
2010		ELS/KS-10 #36 Online Facility Professional Development Plan Survey Collection	12/27/10	
2010		ELS/KS-10 #37 Regional Keys Records Management, Conversions and Transmissions	12/27/10	
2011		ELS/KS-11 #01 2011-2012 Keystone STARS Performance Standards for Group Homes	02/07/11	
2011		ELS/KS-11 #02 2011-2012 Keystone STARS Performance Standards for Family Child Care Homes	02/10/11	
2011		ELS/KS-11 #03 2011-2012 Keystone STARS Worksheets for Centers	02/11/10	
2011		ELS/KS-11 #04 2011-2012 Keystone STARS Worksheets for School Age Child Care (SACC)	02/18/11	
2011		ELS/KS-11 #05 2011-2012 Keystone STARS Worksheets for Head Start	02/18/10	
2011		ELS/KS-11 #06 2011-2012 Keystone STARS Worksheets for Group Homes	02/23/11	
2011		ELS/KS-11 #07 Regional Keys Program Review Instrument (PRI) and Monitoring Documents	03/09/11	
2011		ELS/KS-11 #08 Organizational Pennsylvania Quality Assurance System (PQAS) Requirements	04/06/11	
2011		ELS/KS-11 #09 Collaboration between Child Care Information Services Agencies, the PA Keys and Local Education and Resource networks (LEARN)	05/06/11	
2011		ELS/KS-11 #10 Keystone STARS Tiered Reimbursement	05/27/11	
2011		ELS/KS-11 #11 STARS Enrollment Calculation Tool: Full-Time Equivalency (FTE)	06/14/11	

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
2011		ELS/KS-11 #12 2011-2012 Local Education and Resource Network Agreement	06/14/11	
<b>Nurse Family Partnership</b>				
2008		ELS/NFP #01 OCDEL Announcements	01/08/08	
2008		ELS/NFP #02 County Needs-Based Budget Funding for Nurse-Family Partnership Services	01/08/08	
2008		ELS/NFP #03 Documentation for Unserved Clients Requesting Service	01/08/08	
2009		ELS/NFP #06 NFP Enrollment Policies and Reporting Procedures	07/20/09	
2009		ELS/NFP #07 Centers for Disease Control Guidance Regarding Influenza for Early Childhood Programs	09/21/09	
2009		ELS/NFP #08 Use of Hand Sanitizers in Early Childhood Programs	09/25/09	
2009		ELS/NFP #09 Reporting Child Care Center Closing Due to Influenza	10/23/09	
2009		ELS/NFP #10 Excluding and Readmitting Children and Staff with Influenza-like Illness	10/26/09	
2009		ELS-NFP #11 Annual Grantee Professional Development Requirements	11/06/09	
2009		ELS-NFP #12 Management of State Funds	11/06/09	
<b>Bureau of Subsidized Child Care Services</b>				
2005		S-05 #04—Unemployment Compensation Claims Filed By Relative/Neighbor Providers Announcement	06/28/05	
2005		S-05 #06—Policy Changes—CareCheck, Payment Rates, and Closed Days Announcement	06/28/05	
2006		S-06 #05—Revisions to Relative/Neighbor Provider Payment Policy	06/06/06	
2006		S-06 #10—Clarification of the Roles between Child Care Information Services, the PA Key, Regional Keys, and Community Engagement Groups	10/04/06	
2007		S-07 #01—Child Care Information Services Grant Announcement	02/26/07	
2007		S-07 #08—PA Pre-K Counts and Child Care Works: Enrollment and Release of Information Procedures	09/18/07	
2007		S-07 #09—Pelican Announcement	11/07/07	
2008		S-08 #05—Federal Criminal History Clearances for Relative/Neighbor Providers	06/18/08	
2009		S-09 #03 2009 Income Limits and Co-payment Guidelines	04/03/09	
2009		S-09 #05 Care Level for Kindergarten Children Changing from Preschool (PSE) to Young School Age (YSA)	06/17/09	
2009		S-09 #06 CareCheck Payment Policy	06/22/09	
2009		S-09 #07 Training Requirement for Relative/Neighbor Child Care Providers (Projected)	06/26/09	
2009		S-09 #08 Relative/Neighbor Provider	Agreement	
2009		S-09 #09 In-Home Care Parent-Caretaker Provider Agreement		
2009		S-09 #10 Joint Office of Children, Youth & Families & Office of Child Development & Early Learning Bulletin: Implementation of Child Care Funding Policy Beginning State Fiscal Year 2010-2011		

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
2009		S-09 #13 Centers for Disease Control Guidance Regarding Influenza for Early Childhood Programs		
2009		S-09 #14 Use of Hand Sanitizers in the Early Childhood Programs		
2009		S-09 #15 Keystone STARS Tiered Reimbursement		
2009		S-09 #16 Reporting Child Care Center Closings Due to Influenza		
2009		S-09 #17 Excluding and Readmitting Children and Staff with Influenza-like Illness		
2009		S-09 #18 Linking Pennsylvania Pre-K Counts and Child Care Works Subsidized Child Care		
2010		S-10 #01 Child Care Information Services Grant Renewal for Fiscal Year 2010-11 Provider Rate Collection		
2010		S-10 #03 Keystone Babies		
2010		S-10 #04 ELS Keys to Quality Regional Key Grantees Announced		
2010		S-10 #05 Fiscal year 2009-2010 Recap Submission Deadline		
		S-10 #06 Collaboration between Child Care Information Services Agencies, the PA Key, Regional Keys, and Community Engagement Groups	12/13/10	
2011		S-11 #01 Child Care Information Services Grant Renewal for Fiscal Year 2011-12	03/16/11	
		S-11 #02 2011 Income Limits and Co-Payment Guidelines (2)	04/04/11	
		S-11 #03 Local Education and Resource Networks (LEARN)	04/28/11	
		S-11 #04 Keystone STARS Tiered Reimbursement	05/27/11	

**GUIDANCE MANUALS:**

- Licensing Indicator System for Child Day Care Centers
- Licensing Indicator System for Group Day Care Homes

**INTERNAL GUIDELINES:**

- 00-94-10, Application of Child Day Care Service Regulations 10/21/94
- 00-95-03, Procedures for the Regulation of Child Day Care Facilities 02/13/95
- 00-11-01, Waiver of Child Care Facility Regulations 03/01/11

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**REVENUE**


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**BUREAU OF ADMINISTRATIVE SERVICES, TAX FORMS SERVICE UNIT, 711 GIBSON BLVD., HARRISBURG, PA 17104-3218 OR TELEPHONE: 1-800-362-2050 (Toll-free number), or FAX requests to (717) 985-3234**

- PA—100 PA Enterprise Registration Forms and Instructions Booklet
- PA—40 Personal Income Tax Inst. Book-Resident/Nonresident/Part-year Res. (order by year needed)
- PAFastFile-PIT Electronic Book for TeleFile/pa.direct.file.pa/irs e-file (2001 and later-order by year needed)
- PA—40EZ Personal Income Tax Instruction Book (order by year needed-prior to 1998)
- PA—40NR Personal Income Tax Instruction Book/Nonresidents (1995 & prior-order by year needed)
- PA—40T Personal Income Tax TeleFile Book (1998-

2000-order by year needed-includes EZ single)

- PA—20S/PA-65 Partnership/PA S Corporation Information Return-(Available only through internet after 2008)
- PA—65I Partnership/S Corp Information Book (order by year needed)
- PA—41 Fiduciary Income Tax Instruction Book (Available only through internet after 2010)
- PA—1000 Property Tax/Rent Rebate Instruction Book (order by year needed)
- PA971 Innocent Spouse Relief
- PA8379 Injured Spouse Claim & Allocation
- PA8857 Request for Innocent Spouse Relief
- PA8453 Declaration of Electronic Filing/PIT
- PA12507 Innocent Spouse Statement
- PA12508 Non-requesting Spouse Information
- PA12510 Innocent Spouse Information Request
- PA20S-I S Corporation Tax Instruction Book (order by year needed-prior to 1997-was part of REV1200 book-beginning year 2002 will be part of PA65I book)
- PA—4R Public Transportation Assistance Fund Taxes/Fees Replacement Coupon/Inst.
- PA—40ESR(I) Declaration of Estimated or Estimated Withholding Income
- PA—40ESR(F/C) Declaration of Estimated or Estimated Withholding Income Tax for Fiduciary & Partnerships
- PA—1 Use Tax Return
- RCT-101D Declaration of de minimis PA Activity
- REV-23 Board of Appeals Practices and Procedures Brochure
- REV-39 Sales and Use Tax Appeal Schedule
- REV-65 Board of Appeals Petition Form

- REV-181 Application for Tax Clearance
- REV-183 Affidavit of Value Realty Transfer Tax
- REV-221 Sales & Use Tax Rate Chart
- REV-238 Out of Existence/Withdrawal Affidavit/Corp Tax
- REV-251 Tax Bulletin 53B and 53F Instructions Foreign Corp Clearance Cert./Withdrawal
- REV-252 Tax Bulletin 53C and 53E Security Clearance Cert./Domestic Out of Existence
- REV-253 Tax Bulletin 53D Instructions for Filing Corp Tax Reports
- REV-260 Petition for Refund Bd. of Finance and Revenue
- REV-276 Application for Extension of Time to File (PIT)
- REV-330 Electronic Funds Transfer (EFT) Program
- REV-331A Authorization for Electronic Funds Transfer Agreement
- REV-346 Estate Information Sheet
- REV-413I Instructions for Estimated Tax/PIT (Individuals)
- REV-413F Instructions for Estimated Tax/PIT (Fiduciaries)
- REV-413P/S Instructions for Estimated Tax/PIT (Partnership/Shareholders)
- REV-414I Worksheet for Estimated Tax/PIT (Individuals)
- REV-414F Worksheet for Estimated Tax/PIT (Fiduciaries)
- REV-414P/S Worksheet for Estimated Tax/PIT (Partnership/Shareholders)
- REV-443 IFTA Compliance Manual
- REV-459B Consent to Transfer PA Estimated Tax Account
- REV-467 Authorization for Release of Tax Records
- REV-489 Article XI Safe Deposit Box
- REV-527 Taxpayer Rights Advocate
- REV-552 TeleFile/E-File Information Insert
- REV-554 Disclosure Statement/Taxpayer Rights Advocate
- REV-556 Taxpayer Request for Assistance
- REV-573 Property Tax/Rent Rebate Brochure
- REV-577 Estimated Tax Payments Brochure
- REV-580 Employer Withholding Brochure
- REV-581 Personal Income Tax Brochure
- REV-582 Corporation Taxes-Subchapter "S" Corporations and LLCs Brochure
- REV-584 Inheritance Tax Brochure
- REV-585 Sales & Use Tax Brochure
- REV-588 Starting a Business in PA (A Beginner's Guide)
- REV-610 Voluntary Disclosure Program Brochure
- REV-611 Determining Residency for PA PIT Purposes Brochure
- REV-612 Military Pay for PA PIT Purposes Brochure
- REV-617 Hiring Household Workers Brochure
- REV-618 PA Realty Transfer Tax and New Home Construction Brochure
- REV-625 Sale of Your Principal Residence for PA PIT Purposes Brochure
- REV-631 Tax Forgiveness for Personal Income Tax Brochure
- REV-636 Retirement-Traditional & Roth IRAs Brochure
- REV-637 CAQ-Unreimbursed Employee Business Expenses Brochure
- REV-670 Instructions for Completing Liquid Fuels & Fuel Tax Bond
- REV-672 Keystone Opportunity Zone Brochure-(ONLINE ONLY)
- REV-717 Retailers' Information Guide
- REV-745 Electronic Tax Filing for PA PIT Brochure
- REV-748 Electronic Services for PA Businesses Brochure
- REV-758 PA PIT for College Students Brochure
- REV-778 PA Tax Obligations for Out-of-State Vendors Brochure
- REV-791 Consumer Cig. Excise Floor Tax Return
- REV-819 Sales Tax Due Date Reminder Card
- REV-851F PA Inheritance & Estate Tax Act
- REV-853R Corp Tax Annual Payment/Extension Replacement Coupon
- REV-854R Corp Tax Filing Period/EIN/Address Change Form Replacement Coupon
- REV-857R Corp Tax Estimated Payment Replacement Coupon
- REV-860 Schedule L, M, N, C-5 and OA
- REV-861 Schedule DA Disposition of Assets
- REV-915 PA Small Games of Chance/Game Approval Form
- REV-934 Schedule of Non-Business Income
- REV-935 Use Tax for Businesses
- REV-956 Institution of Purely Public Charity Renewal Affidavit
- REV-976 Election by a Federal Sub-Chapter S Corporation to be a PA C Corporation
- REV-1026 Information on Motor Carriers Road Tax and IFTA
- REV-1026A Information on Motor Carriers Road Tax-PA Only
- REV-1076 Tax Bulletin 53A Instructions for Securing Bulk Sales Certificate
- REV-1111 Guide for Cigarette Licensees
- REV-1176 e-TIDES Administrative Access Change Request
- REV-1200 CT-1 Corporation Tax Instruction Book (order by year needed)
- REV-1220 Certificate of Exemption for Sales & Use Tax
- REV-1501 Instruction Book Inheritance Tax Resident
- REV-1611 Notice of Interest Rate and Calculation Changes
- REV-1633 PIT Pamphlet No. 2, Taxation of Shareholders
- REV-1643 Listing of Tax Exempt PIT Obligations
- REV-1716 Employer Withholding Period Ending Due Dates
- REV-1729 Tax Information for Farmers Booklet
- REV-1730 PA Realty Transfer Tax General Information
- REV-1736 Instruction Book/Inheritance Tax Nonresident
- REV-1737A Nonresident Inheritance Tax Returns/Schedules
- REV-1742 PIT Pamphlet No. 3, Gain or Loss on Property Acquired prior to June 1, 1971/Sch. D-71
- REV-1748 Use Tax Brochure
- REV-1799A Time Limitations on the Filing of Appeal

#### REGULATIONS/PRONOUNCEMENTS

All regulations and revenue pronouncements issued by the Department of Revenue are published in Title 61 of the *Pennsylvania Code*. The Department does not print these documents. If you need to review a regulation or revenue pronouncement, please consult Title 61 of the *Pennsylvania Code* ([www.pacode.com](http://www.pacode.com)).

**BUREAU OF CRIMINAL TAX INVESTIGATIONS,  
5TH FL., STRAWBERRY SQ., HARRISBURG, PA  
17128, TELEPHONE (717) 783-9685**

- DCI-2 Cigarette Tax for Law Enforcement

**BUREAU OF RESEARCH, PO BOX 281100, HARRISBURG, PA 17128-1100, TELEPHONE (717) 787-6300**

- DOP3 Tax Compendium
- DOP4 Personal Income Tax Statistics
- DOP7 Statistical Supplemental to Tax Compendium
- DOP9 Statistical Report-Capital Stock/Franchise Tax/CNI Tax
- DOP12 Estimate Documentation

**BUREAU OF INDIVIDUAL TAXES, PO BOX 280600, HARRISBURG, PA 17128-0600, TELEPHONE (717) 787-8346**

- PA1345 Handbook for Electronic Filers
- PA1346 Electronic Return Filing Specifications for Individual Tax Forms
- PA1436 Electronic Filing Test Package

**THE PA LOTTERY, 1200 FULLING MILL ROAD, SUITE ONE, MIDDLETOWN, PA 17057, TELEPHONE (717) 702-8008**

- Or from Lottery Retailer Outlets
- \*All-Game Guide Brochure
- Retailer Connection-Retailer Newsletter (Available Only on Lottery's Website-Retail Corner)
- Compulsive Gambling Brochure
- Benefits and Rights for Older Pennsylvanians Booklet
- \*RSL-3 Lottery Retailer License Application
- \*RSL-209 Standard Claim Form
- \*RSL-355 Beneficiary Statement
- \*RSL-400 Lottery Fund Benefits Programs Brochure Comparative Statement of Income and Expenditures

**PENNSYLVANIA SECURITIES COMMISSION**

No report to submit at this time

**SEXUAL OFFENDERS ASSESSMENT BOARD**

No report to submit at this time

**STATE****POLICY STATEMENTS:****Secretary of the Commonwealth**

- Use of Public Areas Outside the Capitol Complex, 49 Pa. Code, Chapter 61
  - Returned Check Fee, 49 Pa. Code, Chapter 63
- Contact: Kim Mattis (717) 772-5193

**State Athletic Commission**

- Athletic Agents, 58 Pa. Code §§ 41.1—41.3
- Contact: Gregory Sirb (717) 787-5720 Bureau of Commissions, Elections and Legislation
- Lesser Offenses Incompatible with the Duties of a Notary Public, 4 Pa. Code § 165.1
- Contact: Martha Brown (717) 783-0736 Bureau of Professional and Occupational Affairs

**Commissioner of Professional and Occupational Affairs**

- Schedule of Civil Penalties—Certified Real Estate Appraisers, 49 Pa. Code § 43.b.15
  - Schedule of Civil Penalties—Nursing Home Administrators, 49 Pa. Code § 43b.17
  - Schedule of Civil Penalties—Occupational Therapists and Occupational Therapy Assistants, 49 Pa. Code § 43b.19
  - Schedule of Civil Penalties—Physicians and Other Board Regulated Practitioners, 49 Pa. Code § 43b.20
  - Schedule of Civil Penalties—Massage Therapists, 49 Pa. Code § 43b.23
- Contact: Cynthia Montgomery (717) 783-7200

**State Board of Chiropractic**

- Patient Records, 49 Pa. Code § 5.51a
- Contact: Teresa Woodall (717) 783-4860

**State Board of Dentistry**

- Replacement of Dental Amalgams, 49 Pa. Code § 33.213
  - Disclosure of Financial or Ownership Interest, 49 Pa. Code § 33.214
  - Use of Lasers in the Dental Office, 49 Pa. Code § 33.215
  - Requirement of Anesthesia Permit for Nonparenteral Premedication of Dental Patients, 49 Pa. Code § 33.344
- Contact: Lisa Burns (717) 783-7162

**State Board of Funeral Directors**

- Funeral Supervisors and Funeral Directors on Active Duty, 49 Pa. Code § 13.251
- Contact: Heidy Weirich (717) 3397

**State Board of Examiners of Nursing Home Administrators**

- Temporary Permits, 49 Pa. Code § 39.17
  - Subordinate Supervision, 49 Pa. Code § 39.18
- Contact: Chris Stuckey (717) 783-7155

**State Board of Examiners in Speech-Language and Hearing**

- Disclosure of Financial or Ownership Interest, 49 Pa. Code § 45.3
- Contact: Sandra Matter (717) 783-1389

**State Board of Medicine**

- Disciplinary Guidelines for Use of Anabolic Steroids, 49 Pa. Code § 16.97
  - Expert Witnesses, 49 Pa. Code § 16.52a
- Contact: Tammy Dougherty (717) 783-1400

**State Board of Nursing**

- Scope of Practice Interpretations, 49 Pa. Code § 21.401
  - General Functions of Registered Nurses, 49 Pa. Code § 21.411
  - Venipuncture, Intravenous Fluids, Resuscitation and Respiration, 49 Pa. Code § 21.412
  - Administration of Drugs, 49 Pa. Code § 21.413
  - Functions of Licensed Practical Nurses, 49 Pa. Code § 21.414
- Contact: Cindy Miller (717) 783-7142

**State Board of Optometry**

- Disclosure of Financial or Ownership Interest, 49 Pa. Code § 23.101
- Contact: Teresa Woodall (717) 783-7155

**State Board of Osteopathic Medicine**

- Disclosure of Financial or Ownership Interest, 49 Pa. Code § 25.291
- Contact: Tammy Dougherty (717) 783-4858

**State Board of Pharmacy**

- Radiopharmaceutical Prescriptions, 49 Pa. Code § 27.101
  - Return to Stock of Undelivered Medication, 49 Pa. Code § 27.102
  - Matters of Conscience, 49 Pa. Code § 27.103
- Contact: Melanie Zimmerman (717) 783-7156

**State Board of Physical Therapy**

- Disclosure of Financial or Ownership Interest, 49 Pa. Code § 40.54
- Contact: Michelle Roberts (717) 783-7134



**State Board of Psychology**

- Qualified Members of Other Recognized Professions, 49 Pa. Code § 41.7
- Department of Health Licensing of Substance Abuse Services Provided by Psychology Practices, 49 Pa. Code § 41.8

Contact: Chris Stuckey (717) 783-7155

**State Board of Social Workers, Marriage and Family Therapists and Professional Counselors**

- Department of Health Licensing of Substance Abuse Services Provided by Professional Counseling Practices, 49 Pa. Code § 49.17

Contact: Sandra Matter (717) 783-1389

**GUIDANCE MATERIALS:****Bureau of Professional and Occupational Affairs****State Board of Barber Examiners**

- Policy Manual

Contact: Kelly Diller (717) 783-3402

**State Board of Cosmetology**

- Policy Manual

Contact: Kelly Diller (717) 783-7130

**State Board of Medicine**

- Policy Manual
- Guideline for the Use of Controlled Substances in the Treatment of Pain (1998)
- Foreign Specialty Certification Boards Deemed Comparable to American Boards

Contact: Tammy Dougherty (717) 783-1400

**State Board of Nursing**

- Guidelines for the Development and Submission of Feasibility and Curriculum Proposals (2009)
- Guidelines for Approved Nursing Education Programs for Establishing a Satellite/Branch Campus (2010)
- Nursing Practice Guide RN/LPN (1999)
- Alternative/Complementary Therapies (1997)
- Criteria for a Pennsylvania Board Approved Intravenous Therapy Education Program for the Student/Graduate/Licensed Practical Nurse (1995)

Contact: Cindy Miller (717) 783-7142

**State Board of Psychology**

- Guidance Manual
- Guideline: Education Requirements
- Guideline: Persons Licensed in Other States

Contact: Chris Stuckey (717) 783-7155

**State Real Estate Commission**

- Guideline: Real Estate Assistants
- Guideline: Home Offices
- Guideline: Team Advertising
- Guideline: Relationship Between Educational Providers and Real Estate Companies and Brokers
- Guideline: Internet Advertising
- Policy Manual

Contact: Patricia Ridley (717) 783-3658

**Bureau of Commissions, Elections and Legislation**

- Secretary's Advisories to County Election and Voter Registration Officials
  - Election Calendars
  - Instructions for Filing as a Candidate of a Minor Political Party
  - Instructions for Filing as an Independent Candidate
  - Nomination Petitions
  - Nomination Papers
  - Notice on What Constitutes a Vote
  - Voting System Certification Reports
- Contact: Jessica Mathis (717) 787-5280
- Becoming a Notary Public in Pennsylvania

Contact: Travis Blouch (717) 787-5280

- Non-Bid Reporting Forms
- Lobbying Disclosure Registration and Reporting Forms
- Lobbying Statute, Regulations, Frequently Asked Questions (FAQs) and Manual for Accounting and Reporting
- Campaign Finance Registration and Reporting Forms
- Campaign Finance Calendar of Filing Deadlines
- Campaign Finance Reporting Law Pamphlet

Contact: Sherry Messimer (717) 787-5280

- Voter Registration Mail Application (English and Spanish)
  - 2009 Report to the General Assembly-The Administration of Voter Registration in Pennsylvania
  - Voter Hall of Fame Inductees
  - A Guide to Agency-Based Voter Registration Programs
- Contact: Lindsey Hock (717) 787-5280
- The Commonwealth of Pennsylvania State Plan (as required by the Help America Vote Act of 2002)
  - Elections News Poster (English and Spanish)
  - Pennsylvania Voting Guide
  - Electronic version of Pennsylvania Voting Guide for New Citizens (English, Spanish, Chinese, French, Khmer, Korean, Russian and Vietnamese) (votespa.com)
  - Electronic Officials Training Video for Voters with Disabilities (English)
  - Election Officials Training Program Video (English and Spanish)

Contact: Julio Peña (717) 787-5280

**INTERNAL GUIDELINES:****Bureau of Professional and Occupational Affairs**

- Recusal Guidelines for Board Members

Contact: Cynthia Montgomery (717) 783-7200

**State Architects Licensure Board**

- Architect/Engineer Joint Advisory Committee

Contact: Penny Walker (717) 783-3397

**State Board of Dentistry**

- Probable Cause Screening Committee

Contact: Lisa Burns (717) 783-7162

**State Board of Examiners of Nursing Home Administrators**

- Guidelines for Continuing Education Audit

Contact: Chris Stuckey (717) 783-7155

**State Board of Medicine**

- Probable Cause Screening Committee
- Mcare Triage Guidelines

Contact: Tammy Dougherty (717) 783-1400

**State Board of Optometry**

- Probable Cause Screening Committee

Contact: Teresa Woodall (717) 783-7155

**State Board of Osteopathic Medicine**

- Probable Cause Screening Committee
- Mcare Triage Guidelines

Contact: Tammy Dougherty (717) 783-4858

**State Board of Psychology**

- Probable Cause Screening Committee

Contact: Chris Stuckey (717) 783-7155

**State Board of Veterinary Medicine**

- Probable Cause Screening Committee
- Inspection Checklist

Contact: Michelle Roberts (717) 783-7134

**State Real Estate Commission**

- Internal Operating Guidelines
  - Probable Cause Screening Committee
- Contact: Patricia Ridley (717) 783-3658

**OTHER:****Department of State**

- Right to Know Policy

Contact: Arwilda Haynes (717) 783-7200

**Bureau of Charitable Organizations**

- Registration Packets for Charitable Organizations, Professional Solicitors and Professional Fundraising Councils

Contact: James Swoyer (717) 783-1720

**Corporation Bureau**

- A Guide to Business Registration in Pennsylvania

Contact: Barbara Kennedy (717) 783-9210

**Bureau of Professional and Occupational Affairs****State Board of Nursing**

- List of Approved Programs for LPN, RN, CRNP and CNS Education (updated as needed)
- List of Approved LPN Intravenous Therapy Education Programs (updated as needed)

Contact: Cindy Miller (717) 783-7142

**State Real Estate Commission**

- Applications: Experience Requirements and Point System for Applicants for Broker's Licenses
- List of States Willing/Not Willing to Enter Into Reciprocal Agreements
- List of Currently Approved Real Estate Education Providers
- List of Board Approved Continuing Education Providers

Contact: Patricia Ridley (717) 783-3658

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**STATE EMPLOYEES' RETIREMENT SYSTEM**


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- o Change of Benefit Option
- o Cost of Living Increase
- o Credited Years of Service
- o Death Benefit
- o Disability
- o Effective Date of Retirement
- o Final Average Salary
- o Fraternal Order of Police
- o Frozen Present Value
- o Membership Eligibility
- o Military Service
- o Miscellaneous
- o Multiple Service Credit
- o Overpayment
- o Payment of Interest
- o Pension Forfeiture
- o Purchase of Service
- o Reinstatement
- o Retirement-Covered Compensation
- o Transfer to Alternate Retirement Plan
- Annual Guide to Your SERS-Issued 1099-R Tax Form
- SERS Member's Guide to Disability Retirement
- SERS Member Handbook
- SERS Guide for Retiring Members
- Annual Member (Personalized) Account Statements:
  - o Statement of Account (for active members)
  - o Personal Statement of Retirement Benefits (for annuitants)
- SERS pamphlets:
  - o Classes of Service (SERS-150)
  - o Domestic Relations and Support Orders (SERS-157)
  - o Frozen Present Value: Its Impact on State Pensions (SERS-158)
  - o How to Apply for a Disability Retirement (SERS-152)
  - o Provisions for the Purchase of Service (SERS-155)
  - o Refund Procedures for those Leaving State Service (SERS-159)
  - o Retirement Benefits available to Pennsylvania State Police (SERS-153)
  - o Retirement Options for SERS Members (SERS-154)
  - o Social Security Integration Coverage for SERS Members (SERS-151)
  - o Vesting in the State Employees' Retirement System (SERS 162)
  - o Important Information Regarding Appeals to the State Employees' Retirement Board (SERS-412)
- SERS Mission Statement
- SERS Statement of Investment Policy
- SERS Alternative Investments Statement of Investment Policy
- SERS Real Estate Statement of Investment Policy
- SERS Proxy Voting Policy
- SERS Public Markets Investment Advisor Retention Guidelines
- SERS Strategic Investment Plan 2011
- SERS Portfolio Rebalancing Policy
- SERS Security Lending Policy
- SERS Right-to-Know-Law Policy
- The FOP Decision: The resolution of the SERS Board of Trustees dated September 26, 1990, implementing the arbitration award issued February 17, 1988, in *Commonwealth of Pennsylvania v. Commonwealth of Pennsylvania State Police Lodges*, American Arbitration Association Case No. 14 390 1611 87 J (Thomas J. DiLauro, Chair)
- "SERS News" member newsletter (2 editions per year)
- SERS *Comprehensive Annual Financial Report* (published each June)
- DCP Annual Financial Statements
- Sample Domestic Relations Order and Instruction Letter
- Power of Attorney form
- SERS Board Minutes and Resolutions
- Actuarial Reports (annual and "5-Year Experience Study")
- Actuarial Tables
- SERS Appeals Committee Guidelines for Informal Appeals
- SERS Securities Litigation Policy
- SERS Bylaws
- Ethical Conduct Policy
- Claim Settlement Policy
- Statement of Governance Principles
- Policy for Indemnification of Board Members, Designees, Officers and Employees
- SERS Mediation Policy
- Annual Supplemental Budget Information
- Management Directives issued by SERS:
  - o 570.1—State Employees' Retirement System, Duties of Departments and Agencies
  - o 570.5—Employer Contributions Required on the Purchase of Previously Uncredited State Service
  - o 570.6—Optional Membership in State Employees' Retirement System
  - o 570.8—Reinstatement of Dismissed or Furloughed Employees Into The State Employees' Retirement System
  - o 570.9—Reinstatement Into the State Employees' Retirement System of Employees Furloughed or Otherwise Terminated and Reemployed
  - o 570.11—Changes to Retirement and Personnel Payroll System and Collection of Arrears Balances
  - o 570.12—Refusal of Recall From Furlough—Termination of Interest on Retirement Contributions
  - o 570.13—State Employees' Retirement System, Regional Field Offices

- o 570.14—Deferred Compensation Program
- o 570.15—Public Employee Pension Forfeiture Act No. 1978-140

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**STATE POLICE**

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**GUIDANCE MANUALS, BROCHURES, FORMS AND OTHER MATERIALS**

**Bureau of Criminal Investigation**

Cultural Awareness Brochure (SP5-344)  
Terrorism Tip Line Card  
Storage Facility Terrorism Indicator Card

**Bureau of Human Resources**

Enlisted Employment Information  
Application for State Police Cadet  
General Cadet Information (SP5-349)  
Pennsylvania State Police: A Challenging Career That Makes a Difference  
Pennsylvania State Police General Information SP3-313 (7-2001)

Liquor Enforcement Employment Information  
Application for Liquor Enforcement Officer Trainee  
General Information Brochure (SP5-348)

Civilian Employment Information  
General Information Pamphlet (SP5-346)  
Police Communicators Operator Pamphlet (SP5-347)  
Personal Data Sheet for Employment (STD-300)  
Civil Service Application

**Bureau of Liquor Control Enforcement**

Bureau of Liquor Control Enforcement Brochure  
Choices Program Brochure

**Bureau of Patrol**

Emergency Vehicle Designation (SP6-115)  
Child Safety Seat Identification Decal (SP6-153)

**Bureau of Professional Responsibility**

Complaint Verification Form (SP1-108)

**Bureau of Records and Identification**

Information for Pennsylvania Firearms Purchasers and Basic Firearm Safety (SP4-135)  
Request for Criminal Record Check (SP4-164)  
Right to Know Form (SP3-226)  
Notice of Crash Investigation and Application to Obtain Copy of Police Crash Reporting Form (SP7-0015)  
Pennsylvania Instant Check System Challenge Form (SP4-197)

**Bureau of Research and Development Pennsylvania**

Annual Police Pursuit Report (2002, 2003, 2004, 2005)  
Pennsylvania State Police Annual Report (2002, 2003, 2004, 2005)  
Crime in Pennsylvania: Uniform Crime Executive Summary (2002, 2003, 2004, 2005)

**Bureau of Training and Education**

Youngster Protect Yourself from Attacks and Accidents (SP5-330)  
Stop Burglary Brochure (SP5-331)  
Crimes of Fraud: "The Con-Artist" (SP5-332)  
Lady Beware (SP5-333)  
Understanding Crime Prevention (SP5-334)  
Accessing Your Pennsylvania State Police (SP5-335)  
Protect Your Child (SP5-336)  
Preventing Child Abduction and Child Runaway (SP5-337)  
Drugs Aren't Part of Anyone's Future (SP5-342)  
Child Identification Kit (SP5-342)

**Equal Employment Opportunity Office**

Equal Employment Opportunity Plan, Statement of Management Commitment (1-02)  
Equal Employment Opportunity Plan (1-02)

**Municipal Police Officers Education and Training Commission—Lethal Weapons**

Application for Agent Certification—LWTA (SP8-200)  
Physical Examination—LWTA (SP8-200A)  
Police Officer Exemption Application—LWTA (SP8-200C)  
Active Municipal Office LWTA Verification Procedure for Training Waiver (SP8204)

All of the non-regulatory compliance-related documents listed above are available from the Pennsylvania State Police by contacting the Department at the following address or phone number:

Pennsylvania State Police  
Bureau of Research & Development  
1800 Elmerton Avenue  
Harrisburg, PA 17110  
(717) 783-5536

Documents are also available from the State Library, Government Publication Section at 219 Forum Building, Harrisburg, PA 17120 and may be obtained through inter-library loan.

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**TRANSPORTATION**

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**Bureau Responsible: EQUAL OPPORTUNITY**

Category POLICY STATEMENTS  
Publication/Document Name: DBE Policy Statement  
Pub/Doc#:  
Publication last Updated: Jun-11

**Bureau Responsible: Equal Opportunity**

Category POLICY STATEMENTS  
Publication/Document Name: Title VI Statement of Policy, (included in Title VI Compliance and Implementation Plan at pg. 9)  
Pub/Doc#:  
Publication last Updated: Jun-11

**Bureau Responsible: Equal Opportunity**

Category POLICY STATEMENTS  
Publication/Document Name: External Contract Compliance Policy Statement  
Pub/Doc#:  
Publication last Updated: Feb-11

**Bureau Responsible: EQUAL OPPORTUNITY**

Category GUIDANCE MANUALS  
Publication/Document Name: 2011 External Equal Opportunity Plan (Contract Compliance)  
Pub/Doc#:  
Publication last Updated: Feb-11

**Bureau Responsible: EQUAL OPPORTUNITY**

Category INTERNAL GUIDELINES  
Publication/Document Name: PENNDOT Title VI Assurances  
Pub/Doc#:  
Publication last Updated: Jun-11

**Bureau Responsible: EQUAL OPPORTUNITY**

Category INTERNAL GUIDELINES  
Publication/Document Name: State Assurances with Regard to Equal Opportunity as Required by the Federal-Aid Highway Act of 1968  
Pub/Doc#:  
Publication last Updated: Feb-11

**Bureau Responsible: BUREAU OF MOTOR VEHICLES**

Category GUIDANCE MANUALS  
 Publication/Document Name: Apportioned Manual  
 Pub/Doc#: Pub 181  
 Publication last Updated: Nov-11

**Bureau Responsible: BUREAU OF DRIVER LICENSING**

Category GUIDANCE MANUALS  
 Publication/Document Name: Pennsylvania Driver's Manual (English and Spanish)  
 Pub/Doc#: Pub 95 & Pub 95S  
 Publication last Updated: Pub 95—July 2010; Pub 95S—December 2010

**Bureau Responsible: BUREAU OF DRIVER LICENSING**

Category GUIDANCE MANUALS  
 Motorcycle Operator Manual  
 Pub/Doc#: Pub 147  
 Publication last Updated: Oct-10

**Bureau Responsible: BUREAU OF DRIVER LICENSING**

Category GUIDANCE MANUALS  
 Publication/Document Name: A Guide to Obtaining a Pennsylvania Junior Learner's Permit and Junior Driver's License  
 Pub/Doc#: Pub 178  
 Publication last Updated: Dec-10

**Bureau Responsible: BUREAU OF DRIVER LICENSING**

Category GUIDANCE MANUALS  
 Publication/Document Name: Commercial Driver's Manual  
 Pub/Doc#: Pub 223  
 Publication last Updated: Dec-10

**Bureau Responsible: BUREAU OF DRIVER LICENSING**

Category INTERAL GUIDELINES  
 Publication/Document Name: Physician Reporting Fact Sheet  
 Pub/Doc#: Pub 7212  
 Publication last Updated: Feb-11

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category POLICY STATEMENTS  
 Publication/Document Name: Design Manual Part 1 Series: 1, 1A, 1B, 1C, 1X  
 Pub/Doc#: Pub. 10  
 Publication last Updated: Sep-10

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category POLICY STATEMENTS  
 Publication/Document Name: Roadway Construction Standards, Dual Units  
 Pub/Doc#: Pub 72M  
 Publication last Updated: Jun-10

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category POLICY STATEMENTS  
 Publication/Document Name: Standards for Bridge Design, Dual Units  
 Pub/Doc#: Pub 218M  
 Publication last Updated: Sep-10

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category POLICY STATEMENTS  
 Publication/Document Name: Standards for Bridge Construction, Dual Units  
 Pub/Doc#: Pub 219M  
 Publication last Updated: Nov-10

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category POLICY STATEMENTS  
 Publication/Document Name: Bridge Collapse or Tunnel Failure Board of Inquiry Investigation Teams  
 Pub/Doc#: Pub 220  
 Publication last Updated: Feb-11

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category POLICY STATEMENTS  
 Publication/Document Name: Procedures and Standards for Bridge Maintenance  
 Pub/Doc#: Pub 55  
 Publication last Updated: Dec-10

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category POLICY STATEMENTS  
 Publication/Document Name: Project Level Highway Traffic Noise Handbook  
 Pub/Doc#: Pub 24  
 Publication last Updated: Apr-11

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category POLICY STATEMENTS  
 Publication/Document Name: Needs Study Handbook  
 Pub/Doc#: Pub 319  
 Publication last Updated: Dec-10

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category POLICY STATEMENTS  
 Publication/Document Name: Waste Site Evaluation for the Highway Development  
 Pub/Doc#: Pub 281  
 Publication last Updated: Apr-10

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category POLICY STATEMENTS  
 Publication/Document Name: Cultural Resources Handbook  
 Pub/Doc#: Pub 689  
 Publication last Updated: Nov-10

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category POLICY STATEMENTS  
 Publication/Document Name: Roadway Specifications  
<ftp://ftp.dot.state.pa.us/public/bureaus/design/pub408/pub NOTE: Pub 7 and Pub 287 are part of this document/CD408-2007.pdf>  
 Pub/Doc#: Pub 408  
 Publication last Updated: Apr-11

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category POLICY STATEMENTS  
 Publication/Document Name: Construction Items Catalog  
<ftp://ftp.dot.state.pa.us/public/bureaus/design/pub408/pub 408-2007.pdf>  
 Pub/Doc#: Pub 7  
 Publication last Updated: Apr-11

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category POLICY STATEMENTS

Publication/Document Name: Construction Cost Catalog of Standard Construction Items [ftp://ftp.dot.state.pa.us/public/bureaus/design/pub408/pub\\_408-2007.pdf](ftp://ftp.dot.state.pa.us/public/bureaus/design/pub408/pub_408-2007.pdf)

Pub/Doc#: Pub 287

Publication last Updated: Apr-11

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category POLICY STATEMENTS

Publication/Document Name: Surveying and Mapping Manual

Pub/Doc#: Pub 122M

Publication last Updated: Dec-10

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category POLICY STATEMENTS

Publication/Document Name: Estimating Manual

Pub/Doc#: Pub 352

Publication last Updated: Jul-10

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category POLICY STATEMENTS

Publication/Document Name: Bid Package Preparation Guide and Policies Manual

Pub/Doc#: Pub 51

Publication last Updated: Apr-10

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category POLICY STATEMENTS

Publication/Document Name: PennDOT Drainage Manual

Pub/Doc#: Pub 584

Publication last Updated: Feb-11

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category POLICY STATEMENTS

Publication/Document Name: Consultant Agreements

Pub/Doc#: Pub 93

Publication last Updated: Feb-11

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category POLICY STATEMENTS

Publication/Document Name: Bridge Safety Inspection Quality Assurance Manual

Pub/Doc#: Pub 240

Publication last Updated: Jan-11

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category GUIDANCE MANUALS

Publication/Document Name: Procedures for the Administration of Locally Sponsored Projects. <ftp://ftp.dot.state.pa.us/public/PubsForms/Publications/PUB%2039/Pub39-Cover.pdf>

Pub/Doc#: Pub 39

Publication last Updated: Oct-10

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category GUIDANCE MANUALS

Publication/Document Name: Automated Pavement Condition Surveying Field Manual

Pub/Doc#: Pub 336

Publication last Updated: Apr-11

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category GUIDANCE MANUALS CRC

Publication/Document Name: Pavements and Unpaved Roads Condition Survey Field Manual

Pub/Doc#: Pub 343

Publication last Updated: Apr-11

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category GUIDANCE MANUALS

Publication/Document Name: Shoulder and Guide Rail Condition Survey Field Manual

Pub/Doc#: Pub 33

Publication last Updated: Apr-11

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category GUIDANCE MANUALS

Publication/Document Name: Drainage Condition Survey Field Manual

Pub/Doc#: Pub 73

Publication last Updated: Apr-11

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category GUIDANCE MANUALS

Publication/Document Name: Maintenance Manual

Pub/Doc#: Pub 23

Publication last Updated: Jul-10

**Bureau Responsible: BUREAU OF MAINT & OPERATIONS**

Category GUIDANCE MANUALS

Publication/Document Name: Light Weight Profiling System—Calibration Verification and Operator Certification Program Manual

Pub/Doc#: Pub 589

Publication last Updated: Feb-11

**Bureau Responsible: BUREAU OF MAINT & OPERATIONS**

Category GUIDANCE MANUALS

Publication/Document Name: Talking with Older Drivers

Pub/Doc#: Pub 345

Publication last Updated: May-11

**Bureau Responsible: BUREAU OF MAINT & OPERATIONS**

Category GUIDANCE MANUALS

Publication/Document Name: PA Bicycle Drivers Manual

Pub/Doc#: Pub 380

Publication last Updated: Mar-11

**Bureau Responsible: BUREAU OF MAINT & OPERATIONS**

Category GUIDANCE MANUALS

Publication/Document Name: A Bicycle is not a Toy

Pub/Doc#: Pub 636

Publication last Updated: Mar-11

**Bureau Responsible: BUREAU OF MAINT & OPERATIONS**

Category GUIDANCE MANUALS

Publication/Document Name: SR Segment Signing Guide

Pub/Doc#: Pub 664

Publication last Updated: Feb-11

**Bureau Responsible: BUREAU OF MAINT & OPERATIONS**

Category POLICY STATEMENTS

Publication/Document Name: Traffic Standards-Signals; TC-8800 Series

Pub/Doc#: Pub 148

Publication last Updated: Oct-10

**Bureau Responsible: BUREAU OF MAINT & OPERATIONS**

Category POLICY STATEMENTS  
 Publication/Document Name: Traffic Signal Design Handbook  
 Pub/Doc#: Pub 149  
 Publication last Updated: Oct-10

**Bureau Responsible: BUREAU OF MAINT & OPERATIONS**

Category POLICY STATEMENTS  
 Publication/Document Name: Guidelines for the Maintenance and Operation of Traffic Signals  
 Pub/Doc#: Pub 191  
 Publication last Updated: Oct-10

**Bureau Responsible: BUREAU OF MAINT & OPERATIONS**

Category POLICY STATEMENTS  
 Publication/Document Name: Traffic Standards-Signals; TC-8800 Series  
 Pub/Doc#:  
 Publication last Updated:

**Bureau Responsible: BUREAU OF OFFICE SERVICES**

Category GUIDANCE MANUALS  
 Publication/Document Name: Conducting Business with the PA Department of Transportation On PennDOT website at: <ftp://ftp.dot.state.pa.us/public/PubsForms/Publications/PUB%204.pdf>  
 Pub/Doc#: Pub 4  
 Publication last Updated: Mar-11

**Bureau Responsible: BUREAU OF OFFICE SERVICES**

Category OTHER  
 Publication/Document Name: Price List, Maps & Publications <ftp://ftp.dot.state.pa.us/public/PubsForms/Publications/PUB%2012.pdf>  
 Pub/Doc#: Pub 12  
 Publication last Updated: Apr-11

**Bureau Responsible: BUREAU OF PUBLIC TRANSPORTATION**

Category OTHER  
 Publication/Document Name: Pennsylvania Public Transportation Annual Performance Report—Executive Summary and Transit Agency Profiles Fiscal Year 2009-10  
 Pub/Doc#:  
 Publication last Updated: Apr-11

**Bureau Responsible: BUREAU OF MUNICIPAL SERVICES**

Category POLICY STATEMENTS  
 Publication/Document Name: Policies and Procedures for the Administration of Liquid Fuels Funds On BOS Pub site  
 Pub/Doc#: Pub 9  
 Publication last Updated: Apr-11

**Bureau Responsible: BUREAU OF MUNICIPAL SERVICES**

Category GUIDANCE MANUALS  
 Publication/Document Name: State Highway Transfer Policies and Procedure Manual (Inc. Sects. 100, 200, 300) Dealing with Abandonment/Vacation/Deletions Procedure Letter.  
 Pub/Doc#: Pub 310  
 Publication last Updated: Jun-10

**Bureau Responsible: BUREAU OF PLANNING & RESEARCH**

Category INTERNAL GUIDELINES  
 Publication/Document Name: Pennsylvania Traffic Data  
 Pub/Doc#: Pub 601  
 Publication last Updated: Jul-11

**Bureau Responsible: BUREAU OF PLANNING & RESEARCH**

Category INTERNAL GUIDELINES  
 Publication/Document Name: PA Highway Statistics Book  
 Pub/Doc#: Pub 600  
 Publication last Updated: Dec-11

**Bureau Responsible: CENTER FOR PROGRAM DEV & MGT**

Category GUIDANCE MANUALS  
 Publication/Document Name: Transportation Management Association Assistance Program Guidelines (SPC and DVRPC)  
 Pub/Doc#:  
 Publication last Updated: Dec-10

**Bureau Responsible: CENTER FOR PROGRAM DEV & MGT**

Category GUIDANCE MANUALS  
 Publication/Document Name: PA Safe Routes to School Program Guidance  
 Pub/Doc#:  
 Publication last Updated: Feb-09

**Bureau Responsible: CENTER FOR PROGRAM DEV & MGT**

Category GUIDANCE MANUALS  
 Publication/Document Name: PA Safe Routes to School Implementation Manual  
 Pub/Doc#:  
 Publication last Updated: Dec-09

**Bureau Responsible: CENTER FOR PROGRAM DEV & MGT**

Category GUIDANCE MANUALS  
 Publication/Document Name: LRTP Guidance  
 Pub/Doc#:  
 Publication last Updated: Sep-11

**Bureau Responsible: CENTER FOR PROGRAM DEV & MGT**

Category GUIDANCE MANUALS  
 Publication/Document Name: Integrating Transportation and Land Use in Comprehensive Plans  
 Pub/Doc#:  
 Publication last Updated: Dec-11

**Bureau Responsible: HUMAN RESOURCES**

Category POLICY STATEMENTS  
 Publication/Document Name: Disability-Related Employment Policy for Applicants/Employees with Disabilities  
 Pub/Doc#:  
 Publication last Updated: Jan-11

**Bureau Responsible: HUMAN RESOURCES**

Category POLICY STATEMENTS  
 Publication/Document Name: EEO Policy Statement  
 Pub/Doc#:  
 Publication last Updated: Jan-11

**Bureau Responsible: HUMAN RESOURCES**

Category POLICY STATEMENTS  
 Publication/Document Name: Harassment/Hostile Work Environment Policy  
 Pub/Doc#:  
 Publication last Updated: Jan-11

**Bureau Responsible: HUMAN RESOURCES**

Category POLICY STATEMENTS

Publication/Document Name: Sexual Harassment Policy  
Statement

Pub/Doc#:

Publication last Updated: Jan-11

**Bureau Responsible: HUMAN RESOURCES**

Category POLICY STATEMENTS

Publication/Document Name: 2010 Internal Equal Em-  
ployment Opportunity Plan State

Pub/Doc#:

Publication last Updated: Mar-11

[Pa.B. Doc. No. 11-1367. Filed for public inspection August 5, 2011, 9:00 a.m.]

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