

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 290 Session of 2017

INTRODUCED BY METZGAR, SANKEY, WARD, MILLARD, PICKETT,
LONGIETTI, GODSHALL, TOPPER, GERGELY, RAPP, D. COSTA, BLOOM,
DOWLING AND GABLER, FEBRUARY 2, 2017

REFERRED TO COMMITTEE ON ENVIRONMENTAL RESOURCES AND ENERGY,
FEBRUARY 2, 2017

AN ACT

1 Amending the act of July 6, 1989 (P.L.169, No.32), entitled, as
2 amended, "An act providing for the regulation of storage
3 tanks and tank facilities; imposing additional powers and
4 duties on the Department of Environmental Protection and the
5 Environmental Quality Board; and making an appropriation," in
6 financial provisions, further providing for Underground
7 Storage Tank Indemnification Board.

8 The General Assembly of the Commonwealth of Pennsylvania
9 hereby enacts as follows:

10 Section 1. Section 703(a) of the act of July 6, 1989
11 (P.L.169, No.32), known as the Storage Tank and Spill Prevention
12 Act, is amended to read:

13 Section 703. Underground Storage Tank Indemnification Board.

14 (a) Establishment of board, appointment and terms.--There is
15 hereby created the Underground Storage Tank Indemnification
16 Board which shall consist of ten members. The Insurance
17 Commissioner and the Secretary of the Department of
18 Environmental Protection shall be ex officio members. Eight
19 members shall be appointed [by the Governor,] as follows:

1 (1) Six members who shall be persons with particular
2 expertise in the management of underground storage tanks.
3 Three of these members shall be appointed for terms of four
4 years and three shall be appointed for a term of three years.
5 The Governor shall appoint [the members,] two members, the
6 President pro tempore of the Senate shall appoint one member,
7 the Minority Leader of the Senate shall appoint one member,
8 the Speaker of the House of Representatives shall appoint one
9 member and the Minority Leader of the House of
10 Representatives shall appoint one member. The appointments
11 shall include one each from a list of nominees provided by
12 each of the following:

13 (i) The Associated Petroleum Industries of
14 Pennsylvania.

15 (ii) The Pennsylvania Petroleum Association.

16 (iii) The Service Station Dealers and Automotive
17 Repair Association of Pennsylvania and Delaware and the
18 Petroleum Retailers and Auto Repair Association, Inc.

19 (iv) [The Middle Atlantic Truck Stop Operators] A
20 Statewide organization representing fuel retailers and
21 food merchants.

22 (v) The Pennsylvania Farm Bureau, Pennsylvania State
23 Grange and Pennsylvania Farmers Union.

24 (vi) The Tank Installers of Pennsylvania.

25 (2) [One] The Governor shall appoint one local
26 government member who shall have knowledge and expertise in
27 underground storage tanks. The local government member shall
28 be appointed for a term of two years.

29 (3) [One] The Governor shall appoint one public member
30 who shall not be an owner or operator of storage tanks nor

1 affiliated in any way with any person regulated under this
2 act. The public member shall be appointed for a term of three
3 years.

4 * * *

5 Section 2. This act shall take effect in 60 days.