

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 890 Session of
2019

INTRODUCED BY QUINN, OTTEN AND FREEMAN, MARCH 25, 2019

REFERRED TO COMMITTEE ON CONSUMER AFFAIRS, MARCH 25, 2019

AN ACT

1 Amending Title 66 (Public Utilities) of the Pennsylvania
2 Consolidated Statutes, in service and facilities, providing
3 for pipeline emergency management information.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Chapter 15 of Title 66 of the Pennsylvania
7 Consolidated Statutes is amended by adding a subchapter to read:

8 SUBCHAPTER C

9 PIPELINE EMERGENCY MANAGEMENT INFORMATION

10 Sec.

11 1541. Definitions.

12 1542. Pipeline emergency management information.

13 1543. Penalties.

14 § 1541. Definitions.

15 The following words and phrases when used in this subchapter
16 shall have the meanings given to them in this section unless the
17 context clearly indicates otherwise:

18 "Gas." As defined in 49 CFR 192.3 (relating to definitions).

19 "Gas high consequence area." A "high consequence area" as

1 defined in 49 CFR 192.903 (relating to what definitions apply to
2 this subpart?).

3 "Hazardous liquid." As defined in 49 CFR 195.2 (relating to
4 definitions).

5 "Hazardous liquid high consequence area." Any of the
6 following:

7 (1) A commercially navigable waterway where a
8 substantial likelihood of commercial navigation exists.

9 (2) A high-population area or urbanized area, defined
10 and delineated by the United States Census Bureau, that
11 contains 50,000 or more people and has a population density
12 of at least 1,000 people per square mile.

13 (3) Another populated area, defined and delineated by
14 the United States Census Bureau, as containing a concentrated
15 population, including, but not limited to, an incorporated or
16 unincorporated city, town, village or other designated
17 residential or commercial area.

18 (4) An unusually sensitive area as defined in 49 CFR
19 195.6 (relating to Unusually Sensitive Areas (USAs)),
20 including a Class 1b aquifer, a lithology of which includes
21 limestone, dolomite and locally evaporitic units that contain
22 documented karst features or solution channels, regardless of
23 size.

24 "Potential impact radius." The radius of a circle within
25 which the potential failure of a pipeline could have significant
26 impact on people or property.

27 "Transmission." The transportation, other than gathering, of
28 gas through a transmission line as that term is defined in 49
29 CFR 192.3 or of hazardous liquids through a pipeline as that
30 term is defined in 49 CFR 195.2.

1 § 1542. Pipeline emergency management information.

2 (a) Local organization notice.--At least twice each calendar
3 year, a public utility operating facilities for the transmission
4 of gas or hazardous liquids shall meet with each local emergency
5 management organization in the area in which the facilities are
6 located. The public utility shall provide to each local
7 emergency management organization the following information at a
8 minimum:

9 (1) Identification of any gas high consequence area or
10 hazardous liquid high consequence area and potential impact
11 radius located within the jurisdictional limits of the local
12 emergency management organization.

13 (2) The public utility's current emergency operating
14 procedures.

15 (b) Local coordinator responsibilities.--The local emergency
16 management organization coordinator shall consider the
17 information received under subsection (a), as appropriate, when
18 planning, administering and operating the local organization
19 under 35 Pa.C.S. Ch. 75 (relating to local organizations and
20 services).

21 § 1543. Penalties.

22 The commission may, after notice and opportunity to be heard,
23 impose civil penalties under section 3301 (relating to civil
24 penalties for violations) and other appropriate remedies for
25 violations of this subchapter and the regulations and orders of
26 the commission.

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