
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 540

Session of
1981

INTRODUCED BY LESCOVITZ, PICCOLA, COHEN, MILLER, WAMBACH,
MANMILLER, HASAY, STUBAN AND COLAFELLA, FEBRUARY 10, 1981

REFERRED TO COMMITTEE ON MINES AND ENERGY MANAGEMENT,
FEBRUARY 10, 1981

AN ACT

1 Establishing an independent commission on nuclear emergency
2 evacuation plans and planning, providing for membership,
3 imposing powers and duties and making an appropriation.

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

6 Section 1. Establishment of the commission.

7 There is hereby established an independent advisory
8 commission to be known as the Commission on Nuclear Emergency
9 Evacuation Plans.

10 Section 2. Membership and terms of office.

11 (a) The commission shall consist of nine members to be
12 selected in the following manner.

13 (1) The Governor shall appoint five members of the
14 public to serve on the commission.

15 (2) The President pro tempore of the Senate and the
16 Speaker of the House of Representatives shall each
17 respectively select two members from both bodies of different

1 political parties to serve on the commission. The members
2 from the General Assembly may appoint designees to act in
3 their behalf.

4 (b) The members of the commission selected from the public
5 shall serve a term of four years except that of the initial
6 appointees, two shall serve for two years, two for three years
7 and one for four years. All appointees shall be eligible for
8 reappointment. The terms for members of the General Assembly
9 shall be two years. No member from the General Assembly shall
10 continue to serve on the commission when their membership in the
11 General Assembly has expired. Vacancies shall be filled for the
12 unexpired part of any term in the same manner as any original
13 appointment.

14 Section 3. Officers, quorum and meetings.

15 (a) At the initial meeting of the commission, the members
16 shall elect a chairman, vice chairman and a secretary from the
17 membership. Thereafter the election of officers shall occur at
18 the first meeting of the commission in each new calendar year.

19 (b) The commission shall conduct no business at any meeting
20 unless a majority of the membership is present at such meeting.

21 (c) The commission shall initially meet within 30 days after
22 the appointment of all of its members and thereafter shall meet
23 at the call of the chairman or a majority of the members of the
24 commission.

25 Section 4. Staff.

26 The General Assembly and all executive departments and
27 agencies shall provide the commission with such reasonable staff
28 assistance as the commission requires to perform the duties
29 imposed by this act.

30 Section 5. Compensation and expenses.

1 The members of the commission shall serve without
2 compensation but shall be entitled to be reimbursed for their
3 actual and necessary expenses and traveling incurred in
4 connection with attendance at meetings of the commission.

5 Section 6. Applicability of Administrative Code.

6 Except as specifically set forth in this act, the commission
7 shall be subject to the provisions of the act of April 9, 1929
8 (P.L.177, No.175), known as "The Administrative Code of 1929."

9 Section 7. Powers and duties.

10 The commission shall have the following powers and duties:

11 (1) Oversee and promote the development, improvement and
12 implementation of emergency evacuation plans for all
13 geographic areas in the Commonwealth which might be
14 endangered in the event of a nuclear incident involving the
15 release or escape of radioactive particles from a nuclear
16 power generating facility.

17 (2) Evaluate the adequacy of such State and local
18 emergency evacuation plans and periodically reevaluate such
19 plans.

20 (3) Consult with those State and local officials
21 responsible for nuclear emergency evacuation planning.

22 (4) Recommend appropriate changes in existing or
23 proposed State and local nuclear emergency evacuation plans.

24 (5) Recommend the establishment of such plans where
25 necessary.

26 (6) Recommend appropriate legislative and executive
27 action to the General Assembly and Governor, respectively, to
28 promote, develop and improve such plans.

29 (7) Report to the Governor and General Assembly
30 periodically its findings and recommendations regarding the

1 status of nuclear emergency evacuation planning in the
2 Commonwealth at both the State and local levels.

3 (8) Have free access to established and proposed nuclear
4 emergency evacuation plans at both the State and local
5 levels.

6 Section 8. Appropriation.

7 The sum of \$10,000, or as much thereof as may be necessary,
8 is hereby specifically appropriated to the Commission on Nuclear
9 Emergency Evacuation Plans for the fiscal year July 1, 1980 to
10 June 30, 1981 to pay expenses incurred for membership attendance
11 at meetings.

12 Section 9. Effective date.

13 This act shall take effect immediately.