

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2085 Session of
2011

INTRODUCED BY EVANKOVICH, MARSHALL, GERGELY, AUMENT, BOBACK,
DAVIS, EVERETT, GABLER, GEORGE, GILLEN, HALUSKA, HARHAI,
HARHART, HEFFLEY, HELM, HENNESSEY, KNOWLES, KORTZ, LAWRENCE,
MAHONEY, MARSICO, METCALFE, MILLER, MUSTIO, OBERLANDER,
PASHINSKI, PEIFER, PICKETT, PYLE, QUINN, REESE, SACCONI,
SAINATO, STURLA, TALLMAN, VULAKOVICH AND WAGNER,
DECEMBER 19, 2011

REFERRED TO COMMITTEE ON CONSUMER AFFAIRS, DECEMBER 19, 2011

AN ACT

1 Amending Title 12 (Commerce and Trade) of the Pennsylvania
2 Consolidated Statutes, in Infrastructure and Facilities
3 Improvement Program, further providing for definitions; and
4 providing for reporting use of tubular steel products.

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

7 Section 1. The definition of "infrastructure" in section
8 3402 of Title 12 of the Pennsylvania Consolidated Statutes is
9 amended and the section is amended by adding definitions to
10 read:

11 § 3402. Definitions.

12 The following words and phrases when used in this chapter
13 shall have the meaning given to them in this section unless the
14 context clearly indicates otherwise:

15 * * *

16 "Commission." The Pennsylvania Public Utility Commission.

* * *

"Infrastructure." Any of the following:

(1) Drainage and storm water systems.

(2) Energy facilities which distribute electric power.

(3) Wastewater systems.

(4) Transportation facilities. The term includes roads, parking facilities, sidewalks, bridges, rails, ports, waterways and airports.

(5) Pipelines for transporting natural gas or hazardous liquids.

(6) Facilities for the transmission of information. The term includes telecommunication and cable.

(7) Water supply facilities.

(8) Interests in land to construct a facility, pipeline or system listed in paragraphs (1) through (7).

(9) Engineering, design and inspection costs associated with the construction of a facility, pipeline or system listed in paragraphs (1) through (7).

* * *

"Natural gas or hazardous liquids." Any substance subject to regulation under 49 C.F.R. Part 191 (relating to transportation of natural and other gas by pipeline; annual reports, incident reports, and safety-related condition reports), 192 (relating to transportation of natural and other gas by pipeline: minimum Federal safety standards), 193 (relating to liquefied natural gas facilities: Federal safety standards) 194 (relating to response plans for onshore oil pipelines) or 195 (relating to transportation of hazardous liquids by pipeline).

* * *

"Tubular steel product." Any tubular product, rolled,

1 formed, shaped, drawn, extruded, forged, cast, fabricated or
2 otherwise similarly processed or manufactured by a combination
3 of two or more operations, from steel made by open hearth, basic
4 oxygen, electric furnace, Bessemer or other steel making
5 process. The term shall include cast iron for use as a pipeline
6 for the transportation of natural gas or hazardous liquids.

7 * * *

8 Section 2. Title 12 is amended by adding a section to read:
9 § 3407. Reporting use of tubular steel products.

10 (a) Duty to report.--An industrial enterprise and research
11 and development enterprise, including, but not limited to,
12 natural gas or hazardous liquids pipeline company, shall report
13 to the commission and the Department of Environmental Protection
14 the country of production and manufacture of any tubular steel
15 product used in the exploration, gathering, distribution or
16 transportation of natural gas or hazardous liquids.

17 (b) Reporting requirements.--Within 120 days of the
18 effective date of this section, the commission, with the
19 assistance of the Department of Environmental Protection, shall
20 establish by regulation or order specific reporting requirements
21 to implement the provisions of subsection (a).

22 (c) Biennial report to Governor and General Assembly.--No
23 later than two years following the effective date of this
24 section and annually thereafter, the commission and the
25 Department of Environmental Protection shall jointly submit a
26 report to the Governor, the Chief Clerk of the House of
27 Representatives and the Secretary of the Senate reviewing the
28 information submitted pursuant to this section. The commission
29 and department may propose in the report any legislative or
30 other recommendations which the commission and the department

1 deem appropriate to the Governor and General Assembly.

2 Section 3. This act shall take effect in 60 days.