

---

---

THE GENERAL ASSEMBLY OF PENNSYLVANIA

---

HOUSE BILL

No. 988 Session of  
2019

---

INTRODUCED BY DIAMOND, DUSH, EVERETT, MILLARD, RYAN AND KEEFER,  
MARCH 27, 2019

---

REFERRED TO COMMITTEE ON STATE GOVERNMENT, MARCH 27, 2019

---

AN ACT

1 Amending the act of February 14, 2008 (P.L.6, No.3), entitled  
2 "An act providing for access to public information, for a  
3 designated open-records officer in each Commonwealth agency,  
4 local agency, judicial agency and legislative agency, for  
5 procedure, for appeal of agency determination, for judicial  
6 review and for the Office of Open Records; imposing  
7 penalties; providing for reporting by State-related  
8 institutions; requiring the posting of certain State contract  
9 information on the Internet; and making related repeals," in  
10 procedure, further providing for exceptions for public  
11 records.

12 The General Assembly of the Commonwealth of Pennsylvania  
13 hereby enacts as follows:

14 Section 1. Section 708(b)(11) of the act of February 14,  
15 2008 (P.L.6, No.3), known as the Right-to-Know Law, is amended  
16 to read:

17 Section 708. Exceptions for public records.

18 \* \* \*

19 (b) Exceptions.--Except as provided in subsections (c) and  
20 (d), the following are exempt from access by a requester under  
21 this act:

22 \* \* \*

1           (11) A record that constitutes or reveals a trade secret  
2 or confidential proprietary information. This paragraph shall  
3 not apply to a record created in whole or in part by an  
4 agency.

5           \* \* \*

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