

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2293 Session of 2020

INTRODUCED BY QUINN, COMITTA, FREEMAN, WILLIAMS, SAPPEY, ZABEL, POLINCHOCK, ULLMAN, PASHINSKI, HOWARD, ROEBUCK AND YOUNGBLOOD, FEBRUARY 18, 2020

AS REPORTED FROM COMMITTEE ON CONSUMER AFFAIRS, HOUSE OF REPRESENTATIVES, AS AMENDED, MAY 26, 2020

AN ACT

1 Amending Title 66 (Public Utilities) of the Pennsylvania
2 Consolidated Statutes, in services and facilities, providing
3 for emergency response plans.

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

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

8 § 1512. Emergency response plans.

9 (a) Plans.--A public utility that engages in the delivery of
10 natural gas liquids through a high consequence area in this
11 Commonwealth as defined in 49 CFR 192.903 (relating to what
12 definitions apply to this subpart?) shall make available UPON <--
13 WRITTEN REQUEST the public utility's emergency response plans to
14 all of the following:

- 15 (1) The secretary of the commission.
16 (2) The Pennsylvania Emergency Management Agency.
17 (3) The emergency management director of each county in

1 this Commonwealth where the high consequence area is located.

2 (b) Confidential information.--

3 (1) If the emergency response plan under subsection (a)  
4 contains confidential security information as defined in  
5 section 2 of the act of November 29, 2006 (P.L.1435, No.156),  
6 known as the Public Utility Confidential Security Information  
7 Disclosure Protection Act, and the public utility has marked  
8 the information in the plan as confidential security  
9 information, each reviewer of the plan under subsection (a)  
10 shall have the following duties:

11 (i) Comply with all requirements of the Public  
12 Utility Confidential Security Information Disclosure  
13 Protection Act to protect the information from  
14 dissemination to the public.

15 (ii) Enter into a notarized agreement with the  
16 public utility for the purpose of maintaining the  
17 confidentiality requirements under this paragraph.

18 (2) A public utility shall provide a copy of a proposed  
19 agreement under paragraph (1)(ii) to the commission before  
20 making available an emergency response plan under subsection  
21 (a) that contains confidential security information as  
22 specified under paragraph (1).

23 (c) Penalties.--A public utility that fails to comply with  
24 subsection (a) may be subject to an enforcement action by the  
25 commission.

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