

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

**SENATE BILL**No. **143** Session of  
2017

INTRODUCED BY YAW, YUDICHAK, VOGEL, WHITE, RAFFERTY, SCARNATI  
AND HUTCHINSON, JANUARY 19, 2017

REFERRED TO BANKING AND INSURANCE, JANUARY 19, 2017

## AN ACT

1 Amending the act of July 6, 1989 (P.L.169, No.32), entitled, as  
2 amended, "An act providing for the regulation of storage  
3 tanks and tank facilities; imposing additional powers and  
4 duties on the Department of Environmental Protection and the  
5 Environmental Quality Board; and making an appropriation," in  
6 financial provisions, further providing for Underground  
7 Storage Tank Indemnification Board.

8 The General Assembly of the Commonwealth of Pennsylvania  
9 hereby enacts as follows:

10 Section 1. Section 703(a) of the act of July 6, 1989  
11 (P.L.169, No.32), known as the Storage Tank and Spill Prevention  
12 Act, is amended to read:

13 Section 703. Underground Storage Tank Indemnification Board.

14 (a) Establishment of board, appointment and terms.--There is  
15 hereby created the Underground Storage Tank Indemnification  
16 Board which shall consist of ten members. The Insurance  
17 Commissioner and the Secretary of the Department of  
18 Environmental Protection shall be ex officio members. Eight  
19 members shall be appointed [by the Governor,] as follows:

20 (1) Six members who shall be persons with particular

1 expertise in the management of underground storage tanks.  
2 Three of these members shall be appointed for terms of four  
3 years and three shall be appointed for a term of three years.  
4 The Governor shall appoint [the members,] two members, the  
5 President pro tempore of the Senate shall appoint one member,  
6 the Speaker of the House of Representatives shall appoint one  
7 member, the Minority Leader of the Senate shall appoint one  
8 member and the Minority Leader of the House of  
9 Representatives shall appoint one member. The appointments  
10 shall include one each from a list of nominees provided by  
11 each of the following:

12 (i) The Associated Petroleum Industries of  
13 Pennsylvania.

14 (ii) The Pennsylvania Petroleum Association.

15 (iii) The Service Station Dealers and Automotive  
16 Repair Association of Pennsylvania and Delaware and the  
17 Petroleum Retailers and Auto Repair Association, Inc.

18 (iv) [The Middle Atlantic Truck Stop Operators] The  
19 Pennsylvania Food Merchants Association.

20 (v) The Pennsylvania Farm Bureau, Pennsylvania State  
21 Grange and Pennsylvania Farmers Union.

22 (vi) The Tank Installers of Pennsylvania.

23 (2) [One] The Governor shall appoint one local  
24 government member who shall have knowledge and expertise in  
25 underground storage tanks. The local government member shall  
26 be appointed for a term of two years.

27 (3) [One] The Governor shall appoint one public member  
28 who shall not be an owner or operator of storage tanks nor  
29 affiliated in any way with any person regulated under this  
30 act. The public member shall be appointed for a term of three

1 years.

2 \* \* \*

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