

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2458 Session of  
2022

INTRODUCED BY WHITE, GREINER, GROVE, HAMM, HENNESSEY, HERSHEY,  
KAIL, M. MACKENZIE, R. MACKENZIE, MILLARD, MIZGORSKI,  
NEILSON, PICKETT, ROTHMAN, RYAN, SAYLOR, SMITH, STRUZZI,  
ARMANINI, ROWE AND FARRY, MARCH 24, 2022

AS AMENDED ON SECOND CONSIDERATION, HOUSE OF REPRESENTATIVES,  
APRIL 12, 2022

AN ACT

1 Establishing the Philadelphia LNG Export Task Force; and  
2 providing for duties of task force.

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

5 Section 1. Short title.

6 This act shall be known and may be cited as the Philadelphia  
7 LNG Export Task Force Act.

8 Section 2. Findings and declarations.

9 The General Assembly finds and declares that due to Russia's  
10 invasion of Ukraine on February 24, 2022, it is essential for  
11 this Commonwealth to have the means to export liquefied natural  
12 gas to other countries to reduce their reliance on Russian  
13 energy.

14 Section 3. Definitions.

15 The following words and phrases when used in this act shall  
16 have the meanings given to them in this section unless the

1 context clearly indicates otherwise:

2 "LNG." Liquefied natural gas.

3 "Task force." The Philadelphia LNG Export Task Force  
4 established under section 4.

5 Section 4. Establishment of task force.

6 The Philadelphia LNG Export Task Force is established for the  
7 purposes specified under this act.

8 Section 5. Composition and meetings of task force.

9 (a) Composition.--The task force shall be comprised of the  
10 following members:

11 (1) The Secretary of Environmental Protection or a  
12 designee, who shall be an employee of the Department of  
13 Environmental Protection APPOINTED BY THE SECRETARY OF <--  
14 ENVIRONMENTAL PROTECTION.

15 (2) The Chairman of the Pennsylvania Public Utility  
16 Commission or a designee, who shall be appointed by the  
17 Chairman of the Pennsylvania Public Utility Commission.

18 (3) THE SECRETARY OF COMMUNITY AND ECONOMIC DEVELOPMENT <--  
19 OR A DESIGNEE, WHO SHALL BE AN EMPLOYEE OF THE DEPARTMENT OF  
20 COMMUNITY AND ECONOMIC DEVELOPMENT APPOINTED BY THE SECRETARY  
21 OF COMMUNITY AND ECONOMIC DEVELOPMENT.

22 (4) THE SECRETARY OF TRANSPORTATION OR A DESIGNEE, WHO  
23 SHALL BE AN EMPLOYEE OF THE DEPARTMENT OF TRANSPORTATION  
24 APPOINTED BY THE SECRETARY OF TRANSPORTATION.

25 (5) THE DIRECTOR OF THE PENNSYLVANIA EMERGENCY  
26 MANAGEMENT AGENCY OR A DESIGNEE, WHO SHALL BE AN EMPLOYEE OF  
27 THE PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY APPOINTED BY THE  
28 DIRECTOR OF THE PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY.

29 ~~(3)~~ (6) Four members of the General Assembly, who shall <--  
30 be appointed no later than 21 days after the effective date

1 of this section, as follows:

2 (i) One member shall be appointed by the President  
3 pro tempore of the Senate.

4 (ii) One member shall be appointed by the Minority  
5 Leader of the Senate.

6 (iii) One member shall be appointed by the Speaker  
7 of the House of Representatives.

8 (iv) One member shall be appointed by the Minority  
9 Leader of the House of Representatives.

10 (7) THE MAYOR OF PHILADELPHIA OR A DESIGNEE, WHO SHALL <--  
11 BE APPOINTED BY THE MAYOR OF PHILADELPHIA.

12 ~~(4) Three~~ (8) TWO representatives of the oil and gas or <--  
13 LNG industries, who shall be employees of a company that  
14 deals with oil and gas or LNG in this Commonwealth or a trade  
15 organization for oil and gas or LNG in this Commonwealth. No  
16 later than 21 days after the effective date of this section,  
17 the President pro tempore of the Senate and the Speaker of  
18 the House of Representatives shall jointly submit a list of  
19 at least ~~six~~ FOUR individuals who qualify for appointment to <--  
20 the task force under this paragraph to the Governor. The  
21 Governor shall appoint the ~~three~~ TWO members under this <--  
22 paragraph from the list within 14 days of receipt of the  
23 list.

24 ~~(5) One representative of the Port of Philadelphia. No <--~~  
25 ~~later than 21 days after the effective date of this section,~~  
26 ~~the President pro tempore of the Senate and the Speaker of~~  
27 ~~the House of Representatives shall jointly submit a list of~~  
28 ~~at least three individuals who qualify for appointment to the~~  
29 ~~task force under this paragraph to the Governor. The Governor~~  
30 ~~shall appoint the member under this paragraph from the list~~

1 ~~within 14 days of receipt of the list.~~

2 (9) THE EXECUTIVE DIRECTOR OF THE PHILADELPHIA REGIONAL <--  
3 PORT AUTHORITY OR A DESIGNEE, WHO SHALL BE AN EMPLOYEE OF THE  
4 PHILADELPHIA REGIONAL PORT AUTHORITY.

5 (10) THE CHIEF EXECUTIVE OFFICER OF THE PHILADELPHIA GAS  
6 WORKS OR A DESIGNEE, WHO SHALL BE AN EMPLOYEE OF THE  
7 PHILADELPHIA GAS WORKS.

8 ~~(6)~~ (11) One representative of the Philadelphia Building <--  
9 Trades. No later than 21 days after the effective date of  
10 this section, the President pro tempore of the Senate and the  
11 Speaker of the House of Representatives shall jointly submit  
12 a list of at least three individuals who qualify for  
13 appointment to the task force under this paragraph to the  
14 Governor. The Governor shall appoint the member under this  
15 paragraph from the list within 14 days of receipt of the  
16 list.

17 (b) Chairperson.--The member under subsection ~~(a)(3)(iii)~~ <--  
18 (A)(6)(III) shall act as chairperson of the task force until a <--  
19 chairperson is selected by a majority vote of the task force at  
20 the first meeting of the task force. The member under subsection  
21 ~~(a)(3)(iii)~~ (A)(6)(III) shall set the date and time of the first  
22 meeting of the task force.

23 (c) Alternates.--Each member of the task force may designate  
24 an alternate to attend meetings of the task force, participate  
25 in votes of the task force or engage in other task force actions  
26 on each member's behalf.

27 (d) Appointments.--If the Governor fails to timely appoint a  
28 member under subsection ~~(a)(4), (5) or (6)~~ (A)(8) OR (10), the <--  
29 Speaker of the House of Representatives shall make the  
30 appointment.

1 (e) Quorum.--The presence of five members of the task force  
2 at a meeting shall constitute a quorum of the task force.

3 (f) Majority vote.--An action of the task force shall be  
4 authorized or ratified by a majority vote of the task force. The  
5 members under subsection (a) (1) ~~and~~, (2), (3), (4) AND (5) shall <--  
6 be nonvoting members of the task force and the presence of the  
7 members at a meeting of the task force shall not count toward  
8 the quorum under subsection (e).

9 (g) Meetings.--The task force shall commence at least three  
10 meetings within one year after the effective date of this  
11 section. The task force shall commence its first meeting within  
12 75 days after the effective date of this section. The  
13 chairperson of the task force may commence additional meetings  
14 as the chairperson deems necessary. A member of the task force  
15 who is not physically present at a meeting of the task force may  
16 participate in the meeting by teleconference or video  
17 conference.

18 (h) Compensation.--Members of the task force shall not  
19 receive compensation for their services as members of the task  
20 force.

21 Section 6. Duties of task force.

22 The task force shall have the following duties:

23 (1) Identify and examine the existing obstacles  
24 ~~preventing the Port of Philadelphia from becoming an LNG~~ <--  
25 ~~export terminal.~~, ECONOMIC FEASIBILITY, ECONOMIC IMPACT AND <--  
26 THE SECURITY NECESSITIES THAT WOULD BE INVOLVED WITH MAKING  
27 THE PORT OF PHILADELPHIA AN LNG EXPORT TERMINAL.

28 (2) Identify industry partners who are able to assist in  
29 making the Port of Philadelphia an LNG export terminal.

30 (3) Develop ~~a plan of action~~ RECOMMENDATIONS for making <--

1 the Port of Philadelphia an LNG export terminal.

2 (4) Hold public meetings to effectuate the task force's  
3 duties under this section.

4 (5) Issue a report in accordance with section 7.

5 Section 7. Report.

6 (a) Submission.--No later than one year after the effective  
7 date of this section, the task force shall prepare and submit a  
8 final report on the task force's activities, findings and  
9 recommendations to the Governor, the Senate and the House of  
10 Representatives.

11 (b) Adoption of report.--The task force shall adopt the  
12 final report under subsection (a) at a public meeting. ANY <--  
13 MEMBER OF THE TASK FORCE WHO DISAGREES WITH A PORTION OF THE  
14 REPORT SHALL HAVE THE OPPORTUNITY TO INCLUDE A REBUTTAL  
15 STATEMENT, AS AN APPENDIX, WITHIN THE REPORT BEFORE THE REPORT  
16 IS PUBLISHED ONLINE, TRANSMITTED TO THE GENERAL ASSEMBLY AND THE  
17 GOVERNOR OR OTHERWISE MADE A PUBLIC RECORD UNDER SUBSECTION (C).

18 (c) Public record.--The final report under subsection (a)  
19 shall be a public record under the act of February 14, 2008  
20 (P.L.6, No.3), known as the Right-to-Know Law.

21 Section 8. Effective date.

22 This act shall take effect immediately.