



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
COMMONWEALTH KEYSTONE BUILDING
400 NORTH STREET
HARRISBURG, PENNSYLVANIA 17120

April 26, 2024

The Honorable Lisa Boscola
Minority Chair
Senate Committee on Consumer Protection and Professional Licensure
458 Main Capitol
Senate Box 203018
Harrisburg PA 17120

Via email to: Jesse Monoski at jesse.monoski@pasenate.com and Enid Vazquez at enid.vazquez@pasenate.com, Acknowledgement of Delivery Requested

Re: PUC Docket No. L-2019-3010267; Fiscal Note No. 57-335; IRRC No. 3330 Final-Form Rulemaking: *for Hazardous Liquid Public Utility Safety Standards, 52 Pa. Code Chapter 59 (Sections 59.33 & 59.131-143)*

Dear Honorable Boscola:

Enclosed please find the Revised Final Form Rulemaking Order (RFFRO) consisting of a Preamble and Annex A in the captioned final-form rulemaking as promulgated by the Pennsylvania Public Utility Commission (PUC). The PUC entered and served this RFFRO on April 25, 2024.¹

Also enclosed are the Face Sheet/Executive Summary and the Regulatory Analysis Form for the RFFRO and the List of Commentators to the Notice of Proposed Rulemaking (NOPR).² For ease of reference, also enclosed are the 2021 Fiscal Note and Face Sheet/Executive Summary.

Regulatory documents for this final-form rulemaking are also delivered via email today to the majority chair of the Senate Committee on Consumer Protection and Professional Licensure and to the majority and minority chairs of the House Consumer

¹ On February 22, 2024, the PUC entered a Final-Form Rulemaking Order which was delivered to the Legislative Committees and IRRC on February 28, 2024. On April 16, 2024, the PUC withdrew that Final-Form Regulation. Thereafter, the PUC entered the Revised Final-Form Regulation on April 25, 2024, which is being delivered to the Legislative Committees and IRRC on April 26, 2024. References herein are to the Revised Final-Form Rulemaking unless otherwise indicated.

² The NOPR was published at 52 Pa.B. 992 (2/12/2022).

The Honorable Lisa Boscola

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Protection, Technology and Utilities Committee (collectively, Legislative Committees) and IRRC.

In compliance with 71 P.S. § 745.5(c), the PUC has previously provided the Legislative Committees and IRRC with copies of all public comments and reply comments received by the PUC regarding this rulemaking. In preparing this final-form rulemaking, the PUC has considered all comments received from IRRC, the Office of the Attorney General, members of the General Assembly, and the public regarding this rulemaking.

On April 25, 2024, the RFFRO (Preamble and Annex A) was served on all jurisdictional hazardous liquid public utilities; the Office of Small Business Advocate; the PUC's Bureau of Investigation and Enforcement; and all persons who filed comments, reply comments, or data responses in this rulemaking.

Sincerely,

/s/ **David E. Screven**

David E. Screven
Chief Counsel

Enclosures:

Face Sheet & Executive Summary, Final Form

Face Sheet & Executive Summary, NOPR

Regulatory Analysis Form, Final Form

Final Rulemaking Order

Statement of Chairman Stephen M. DeFrank

Statement of Commissioner Kathryn L. Zerfuss

Annex A

Fiscal Note, NOPR

List of Commentators/Parties of Record Names and Addresses

Acknowledgements of Receipt of Delivery from the Legislative Committees

cc with enclosures to:

The Honorable Patrick Stefano, via email c/o Jennifer Smeltz,
jmsmeltz@pasen.gov

The Honorable Jim Marshall, via email c/o Phil Kirchner,
pkirchner@pahousegop.com

The Honorable Lisa Boscola

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The Honorable Robert F. Matzie, via email c/o Rich Pronesti,
rpronest@pahouse.net and Patrick Grill, pgrill@pahouse.net
The Independent Regulatory Review Commission, via email c/o
irrc@irrc.state.pa.us

cc without enclosures to:

Commentators/Parties of Record

All Jurisdictional Fixed Utilities

cc without enclosures to:

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[Robert Horensky, PUC BI&E](#)