

**Introduced by Senator Hancock**

February 25, 2015

---

---

An act relating to refineries.

LEGISLATIVE COUNSEL'S DIGEST

SB 421, as introduced, Hancock. Refineries: turnarounds.

Existing law requires a petroleum refinery employer to, every September 15, submit to the Division of Occupational Safety and Health information regarding planned turnarounds, as defined, for the following calendar year and provide onsite access to the division for inspection. Existing law establishes procedures for the public disclosure of turnaround information designated a trade secret, including authorization for a petroleum refinery employer to seek a declaratory judgment to prevent disclosure. Existing law requires a court to award attorney's fees to a party that prevails in an action to compel or prohibit the division from disclosing turnaround information.

This bill would state the intent of the Legislature to enact legislation that would clarify the above-described process for public disclosure of trade secret information, and ensure that a petroleum refinery employer is not authorized to collect attorney's fees from individuals or organizations seeking those records.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. It is the intent of the Legislature to enact
- 2 legislation that would clarify the public disclosure process for
- 3 petroleum refinery turnaround information required to be given to

- 1 the Division of Occupational Safety and Health, and would ensure
- 2 that this process does not authorize a petroleum refinery employer
- 3 to collect attorney's fees from individuals or organizations seeking
- 4 those records.

O