
SENATE BILL No. 87

DIGEST OF INTRODUCED BILL

Citations Affected: IC 13-18-17-5.

Synopsis: Sewage disposal rules. Removes the state department of health from the list of agencies that must adopt groundwater quality rules. Prohibits the department from imposing groundwater quality standards in onsite sewage disposal rules.

Effective: Upon passage.

Riegsecker

December 2, 2003, read first time and referred to Committee on Environmental Affairs.

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Second Regular Session 113th General Assembly (2004)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2003 Regular Session of the General Assembly.

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SENATE BILL No. 87



A BILL FOR AN ACT to amend the Indiana Code concerning environmental law.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 13-18-17-5, AS AMENDED BY P.L.168-1999,
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 UPON PASSAGE]: Sec. 5. (a) The water pollution control board shall
4 adopt rules under IC 4-22-2 establishing groundwater quality standards
5 that include numeric and narrative criteria, a groundwater classification
6 plan, and a method of determining where the groundwater quality
7 standards must apply. The standards established under this subsection
8 shall be used for the following purposes:
9 (1) To establish minimum compliance levels for groundwater
10 quality monitoring at regulated facilities.
11 (2) To ban the discharge of effluents into potable groundwater.
12 (3) To establish health protection goals for untreated water in
13 water supply wells.
14 (4) To establish concentration limits for contaminants in ambient
15 groundwater.
16 (b) The following agencies shall adopt rules under IC 4-22-2 to
17 apply the groundwater quality standards established under this section



1 to activities regulated by the agencies:

- 2 (1) The department.
- 3 (2) The department of natural resources.
- 4 ~~(3) The state department of health.~~
- 5 ~~(4)~~ (3) The office of the state chemist.
- 6 ~~(5)~~ (4) The office of the state fire marshal.

7 SECTION 2. [EFFECTIVE UPON PASSAGE] 327
8 IAC 2-11-2(a)(3) is void. The publisher of the Indiana
9 Administrative Code and the Indiana Register shall remove this
10 provision from the Indiana Administrative Code.

11 SECTION 3. [EFFECTIVE UPON PASSAGE] The state
12 department of health shall not adopt section 55 of its proposed
13 onsite sewage disposal rule, 410 IAC 6-8.2, LSA document 02-321
14 at 26 IR 3116.

15 SECTION 4. [EFFECTIVE UPON PASSAGE] If on the date of the
16 enactment of this act, the state department of health has adopted
17 410 IAC 6-8.2 as its final onsite sewage disposal rule, that section
18 of the rule that applies 327 IAC 2-11-1, et seq. to onsite sewage
19 disposal systems is void.

20 SECTION 5. An emergency is declared for this act.

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