

# COMMITTEE REPORT

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## MADAM PRESIDENT:

The Senate Committee on Energy and Environmental Affairs, to which was referred Senate Bill No. 433, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Page 9, between lines 37 and 38, begin a new paragraph and insert:
- 2 "**(b) The authority may do the following under this chapter:**".
- 3 Page 9, line 38, delete "(13)" and insert "**(1)**".
- 4 Page 9, line 41, delete "(14)" and insert "**(2)**".
- 5 Page 10, line 4, delete "(b)" and insert "**(c)**".
- 6 Page 10, line 9, delete "(a)(13)." and insert "**(b)(1)**".
- 7 Page 10, line 10, delete "(c)" and insert "**(d)**".
- 8 Page 10, line 12, delete "(a)(14)" and insert "**(b)(2)**".
- 9 Page 10, line 15, delete "(d)" and insert "**(e)**".
- 10 Page 10, line 15, delete "(c)," and insert "**(d)**".
- 11 Page 10, line 17, delete "(e)" and insert "**(f)**".
- 12 Page 10, line 21, delete "(a)(14)." and insert "**(b)(2)**".
- 13 Page 13, delete lines 20 through 24, begin a new paragraph and
- 14 insert:
- 15 "SECTION 10. IC 13-23-13-16 IS ADDED TO THE INDIANA
- 16 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
- 17 [EFFECTIVE JULY 1, 2007]: **Sec. 16. A political subdivision or unit**
- 18 **of federal or state**".
- 19 Page 13, line 34, before "unless" insert "**without being considered**
- 20 **as contributing to the existing release or threatened release of a**
- 21 **regulated substance on, in, or at the brownfield**".

- 1 Page 18, line 32, delete ",".
- 2 Page 18, line 32, strike "whether or not".
- 3 Page 18, line 33, strike "acquired,".
- 4 Page 18, line 33, delete "." and insert ", **regardless of whether the**
- 5 **real or personal property is acquired by the unit.**".
- 6 Page 18, line 34, delete "or" and insert "**and**".
- 7 Page 19, between lines 1 and 2, begin a new paragraph and insert:
- 8 "SECTION 17. IC 36-7-1-18.5 IS ADDED TO THE INDIANA
- 9 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
- 10 [EFFECTIVE JULY 1, 2007]: **Sec. 18.5. "Remediation" has the**
- 11 **meaning set forth in IC 13-11-2-186.**".
- 12 Page 20, delete lines 30 through 32, begin a new line block indented
- 13 and insert:
- 14 **"(5) Enter on or into, inspect, investigate, and assess real**
- 15 **property and structures acquired or to be acquired for**
- 16 **redevelopment purposes to determine the existence, source,**
- 17 **nature, and extent of any environmental contamination,**
- 18 **including the following:**
- 19 **(A) Hazardous substances.**
- 20 **(B) Petroleum.**
- 21 **(C) Other pollutants.**
- 22 **(6) Remediate environmental contamination, including the**
- 23 **following, found on any real property or structures acquired**
- 24 **for redevelopment purposes:".**
- 25 Page 20, line 36, delete "(6)" and insert "(7)".
- 26 Page 20, line 38, delete "(7)" and insert "(8)".
- 27 Page 20, line 40, delete "(8)" and insert "(9)".
- 28 Page 21, line 2, delete "(9)" and insert "(10)".
- 29 Page 21, line 9, delete "(10)" and insert "(11)".
- 30 Page 21, line 11, delete "(11)" and insert "(12)".
- 31 Page 21, line 14, delete "(12)" and insert "(13)".
- 32 Page 21, line 17, delete "(13)" and insert "(14)".
- 33 Page 21, line 19, delete "(14)" and insert "(15)".
- 34 Page 21, line 23, delete "(15)" and insert "(16)".
- 35 Page 21, line 25, delete "(16)" and insert "(17)".
- 36 Page 21, line 29, delete "(17)" and insert "(18)".
- 37 Page 21, line 30, delete "(14)." and insert "(15).".
- 38 Page 21, line 31, delete "(18)" and insert "(19)".
- 39 Page 21, line 33, delete "(19)" and insert "(20)".
- 40 Page 21, line 36, delete "(20)" and insert "(21)".
- 41 Page 21, line 38, delete "(21)" and insert "(22)".
- 42 Page 22, line 3, delete "(22)" and insert "(23)".

- 1 Page 22, line 5, delete "(23)" and insert "**(24)**".
- 2 Page 22, line 9, delete "(24)" and insert "**(25)**".
- 3 Page 22, line 15, delete "(25)" and insert "**(26)**".
- 4 Page 22, line 18, delete "(24);" and insert "**(25);**".
- 5 Page 22, line 21, delete "(26)" and insert "**(27)**".
- 6 Page 22, line 30, delete "(a)(26)" and insert "**(a)(27)**".
- 7 Page 22, line 31, delete "(a)(26)(A)," and insert "**(a)(27)(A),**".
- 8 Page 23, line 9, delete "12.2(a)(7),".
- 9 Page 23, line 9, strike "12.2(a)(21),".
- 10 Page 23, line 9, delete "or" and insert "**12.2(a)(7),**".
- 11 Page 23, line 10, after "12.2(a)(22)" insert ", **or 12.2(a)(23)**".
- 12 Page 23, line 25, delete "12.2(a)(6)" and insert "**12.2(a)(7)**".
- 13 Page 26, line 20, after "To" insert "**mitigate or**".
- 14 Page 27, line 34, delete "," and insert ";".
- 15 Page 30, delete lines 5 through 7, begin a new line block indented
- 16 and insert:
- 17 **"(5) Enter on or into, inspect, investigate, and assess real**
- 18 **property and structures acquired or to be acquired for**
- 19 **redevelopment purposes to determine the existence, source,**
- 20 **nature, and extent of any environmental contamination,**
- 21 **including the following:**
- 22 **(A) Hazardous substances.**
- 23 **(B) Petroleum.**
- 24 **(C) Other pollutants.**
- 25 **(6) Remediate environmental contamination, including the**
- 26 **following, found on any real property or structures acquired**
- 27 **for redevelopment purposes:".**
- 28 Page 30, line 11, delete "(6)" and insert "**(7)**".
- 29 Page 30, line 13, delete "(7)" and insert "**(8)**".
- 30 Page 30, line 17, delete "(8)" and insert "**(9)**".
- 31 Page 30, line 24, delete "(9)" and insert "**(10)**".
- 32 Page 30, line 27, delete "(10)" and insert "**(11)**".
- 33 Page 30, line 31, delete "(11)" and insert "**(12)**".
- 34 Page 30, line 33, delete "(12)" and insert "**(13)**".
- 35 Page 30, line 35, delete "(13)" and insert "**(14)**".
- 36 Page 30, line 39, delete "(14)" and insert "**(15)**".
- 37 Page 31, line 3, delete "(15)" and insert "**(16)**".
- 38 Page 31, line 6, delete "(14);" and insert "**(15);**".
- 39 Page 31, line 9, delete "(16)" and insert "**(17)**".
- 40 Page 31, line 22, delete "(17)" and insert "**(18)**".
- 41 Page 31, line 24, delete "(18)" and insert "**(19)**".
- 42 Page 31, line 27, delete "(19)" and insert "**(20)**".

- 1 Page 32, line 12, after "To" insert "**mitigate or**".
- 2 Page 34, line 21, delete "Eliminate" and insert "**Mitigate or**
- 3 **eliminate**".
- 4 Renumber all SECTIONS consecutively.  
(Reference is to SB 433 as introduced.)

**and when so amended that said bill do pass .**

Committee Vote: Yeas 8, Nays 0.

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**Senator Gard, Chairperson**