

Members

Rep. Ron Herrell, Chairperson
Rep. Cleo Duncan
Sen. Murray Clark
Sen. Lindel Hume
Erika Seydel Cheney



AIR POLLUTION COMPLIANCE ADVISORY PANEL

LSA Staff:

Robert Bond, Attorney for the Advisory Panel
Valerie Ruda, Fiscal Analyst for the Advisory Panel

Authority: IC 13-28-3-6

Legislative Services Agency
200 West Washington Street, Suite 301
Indianapolis, Indiana 46204-2789
Tel: (317) 233-0696 Fax: (317) 232-2554

MEETING MINUTES¹

Meeting Date: October 10, 2002
Meeting Time: 2:30 P.M.
Meeting Place: State House, 200 W. Washington St., Room 401B
Meeting City: Indianapolis, Indiana
Meeting Number: 1

Members Present: Rep. Ron Herrell, Chairperson; Rep. Cleo Duncan; Sen. Lindel Hume.

Members Absent: Sen. Murray Clark; Erika Seydel Cheney.

Rep. Ron Herrell called the meeting to order at 2:40 p.m.

Karen Terrell, Indiana Department of Environmental Management (IDEM), attended the meeting in place of Erika Seydel Cheney.

Jim Mahern, Assistant Commissioner, IDEM, discussed the status of the IDEM Compliance and Technical Assistance Program (CTAP) under the Office of Pollution Prevention and Technical Assistance (OPPTA). The goals of CTAP are to assist regulated entities in achieving compliance and to promote cooperation between IDEM and regulated entities.

Mr. Mahern provided the panel:

1. A memorandum on CTAP (Exhibit 1)

¹ Exhibits and other materials referenced in these minutes can be inspected and copied in the Legislative Information Center in Room 230 of the State House in Indianapolis, Indiana. Requests for copies may be mailed to the Legislative Information Center, Legislative Services Agency, 200 West Washington Street, Indianapolis, IN 46204-2789. A fee of \$0.15 per page and mailing costs will be charged for copies. These minutes are also available on the Internet at the General Assembly homepage. The URL address of the General Assembly homepage is <http://www.ai.org/legislative/>. No fee is charged for viewing, downloading, or printing minutes from the Internet.

2. A CTAP Update (January-June 30, 2002)(Exhibit 2)

Mr. Mahern discussed the status of CTAP. There is currently a 26% staffing vacancy in OPPTA. CTAP is currently focusing on increasing telephone assistance, onsite assistance, and workshops. The form used by IDEM inspectors now includes a space for a business to request a confidential CTAP contact. Strict procedures are in place for prevention of disclosure of the identity of a participating business, including a restriction against IDEM departments other than CTAP from accessing the computer data base. However, if an enforcement proceeding is pending, a business may waive confidentiality, thereby allowing CTAP to work together with the enforcement personnel. CTAP is in the process of using its recently created computer data base to follow up on assistance given to determine its economic and environmental impacts. The data base will also be used to determine the number of new business contacts CTAP receives annually.

Mr. Mahern described recent workshops given on toxics release inventory, confined feeding rules, vehicle maintenance shops, and printing. He also described special projects undertaken in the past year, including a website that gathers state and federal sources of pollution prevention assistance. The website also gives a monthly summary of regulatory developments. Marc Hancock, Branch Chief, IDEM Office of Voluntary Compliance, noted that CTAP success stories are published either with data sanitized to conceal the identity of the business, or with the identity revealed after execution of a confidentiality waiver.

Mr. Mahern distributed a brochure on the Fifth Annual Indiana Pollution Prevention Conference and Trade Show (Exhibit 3) and a pamphlet on CTAP (Exhibit 4).

Mr. Mahern described the Indiana Materials Exchange, which is a web-based program to facilitate exchange of solid and hazardous waste materials that would, if not exchanged and reused, become part of the waste stream. An example of an exchange under the program was provided (Exhibit 5). Mr. Mahern described a U.S. EPA program that reduces regulatory burdens for winners of certain national environmental awards.

In response to a question from Sen. Hume, Mr. Mahern discussed how CTAP's confidentiality requirements permit greater participation than would occur if there were no such requirements.

Mr. Mahern described local visits and other means by which CTAP communicates the availability of its services. In response to a suggestion from Rep. Duncan, Mr. Mahern indicated that contacts will be made to local chambers of commerce, local economic development offices, and regional offices of the state Department of Commerce.

Rep. Herrell adjourned the meeting at 3:50 p.m.