

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

301 State House
(317) 232-9855

FISCAL IMPACT STATEMENT

LS 6138

BILL NUMBER: SB 66

DATE PREPARED: Feb 23, 1999

BILL AMENDED: Feb 23, 1999

SUBJECT: Underground storage tanks.

FISCAL ANALYST: Kristin Breen

PHONE NUMBER: 232-9567

FUNDS AFFECTED: **GENERAL**
 X DEDICATED
 FEDERAL

IMPACT: State

Summary of Legislation: (Amended) This bill provides that a person is not subject to the civil penalty for violation of an underground storage tank standard if: (1) the tank is on a brownfield; (2) the person was not the owner or operator of the tank when the violation first occurred; (3) the person does not dispense a regulated substance into or from the tank; and (4) the tank is brought into compliance within one year after the person acquired the property.

Effective Date: July 1, 1999.

Explanation of State Expenditures:

Explanation of State Revenues: (Revised) This may decrease civil penalty revenue by a minimal amount. A civil penalty cannot be more than \$10,000 per underground storage tank for each day of violation. Penalty revenue is deposited in the Underground Petroleum Storage Tank Trust Fund. The Fund also receives money from the underground storage tank registration fee, penalties from nonpayment of the registration fee, costs recovered by the state in connection with any corrective action or enforcement with respect to a release of petroleum, appropriations made by the General Assembly, and federal grants. Money in that Fund is used to pay costs associated with corrective actions resulting from leaks from underground petroleum storage tanks and to pay administrative and personnel costs. The available balance of the Fund was approximately \$4.4 million on June 30, 1998.

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: Indiana Department of Environmental Management

Local Agencies Affected:

Information Sources: Indiana Department of Environmental Management.