



Reprinted  
February 22, 2000

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# ENGROSSED SENATE BILL No. 511

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DIGEST OF SB 511 (Updated February 21, 2000 3:58 PM - DI 52)

**Citations Affected:** IC 13-11; IC 13-14; IC 13-22.

**Synopsis:** Environmental notices, reports, and penalties. Requires a wastewater treatment plant that discovers that a contaminant has entered the plant to notify the department of environmental management under certain circumstances, and requires the department to notify all appropriate state and local government agencies and the media. Repeals provisions that require the solid waste management board to adopt a manifest form that concerns hazardous waste that is transported to a treatment, storage, or disposal facility located at a site other than the site where the waste was generated. Requires a person that generates hazardous waste that is transported to one of these facilities to: (1) use the Uniform Hazardous Waste Manifest form adopted by the United States Environmental Protection Agency for purposes of the transportation of hazardous waste; and (2) enter on the form the waste codes for each hazardous waste in a shipment that is transported to the facility. Repeals provisions that require: (1) generators of hazardous waste that is shipped to a facility; and (2) owners and operators of the facility; to submit a copy of each hazardous waste manifest to the department of environmental management.  
(Continued next page)

**Effective:** January 1, 2001; January 1, 2002.

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## Simpson, Gard

(HOUSE SPONSORS — KRUZAN, WOLKINS)

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January 11, 2000, read first time and referred to Committee on Environmental Affairs.  
January 27, 2000, amended, reported favorably — Do Pass.  
January 31, 2000, read second time, ordered engrossed.  
February 1, 2000, engrossed.  
February 7, 2000, read third time, passed. Yeas 50, nays 0.

HOUSE ACTION

February 10, 2000, read first time and referred to Committee on Environmental Affairs.  
February 16, 2000, reported — Do Pass.  
February 21, 2000, read second time, amended, ordered engrossed.

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ES 511—LS 6997/DI 69+



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Digest Continued

Specifies requirements for reporting of hazardous waste by persons that generate or accumulate certain types and quantities of hazardous waste, and by hazardous waste treatment, storage, and disposal facilities. Requires the first report to be submitted before March 1, 2002. Doubles the minimum and maximum criminal fine that may be imposed for a person who intentionally, knowingly, or recklessly violates certain environmental laws, rules, and standards. Doubles the maximum criminal fine that may be imposed, and establishes a minimum fine, for certain hazardous waste violations. Requires the department of environmental management to prepare a report concerning restoration of the White River, means to reduce the probability of future contamination and to improve protocols and notice in the event of contamination, and identification of all contamination events since 1995 in which fish or other aquatic species were killed and in which civil penalties were imposed. Establishes the distribution of the report, and directs the environmental quality service council to study the report and make recommendations to the general assembly.

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Reprinted  
February 22, 2000

Second Regular Session 111th General Assembly (2000)

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 *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1999 General Assembly.

## ENGROSSED SENATE BILL No. 511

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 13-11-2-1.5 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW SECTION TO READ AS FOLLOWS** [EFFECTIVE  
3 JANUARY 1, 2002]: **Sec. 1.5. "Acute hazardous waste", for**  
4 **purposes of IC 13-22-4-3.1, has the meaning set forth in**  
5 **IC 13-22-4-3.1(a).**
- 6 SECTION 2. IC 13-14-12-1 IS AMENDED TO READ AS  
7 FOLLOWS [EFFECTIVE JANUARY 1, 2001]: Sec. 1. (a) The  
8 officials collecting the following shall remit the money to the treasurer  
9 of state:
- 10 (1) Money collected under the following:  
11 (A) IC 13-30-4-1.  
12 (B) IC 13-30-4-2.  
13 (C) IC 13-30-5-1.  
14 (2) Fees collected under IC 13-16-1-2 through IC 13-16-1-5.  
15 ~~(3) Fees collected under IC 13-22-4-5.~~
- 16 (b) The treasurer of state shall credit the money to the  
17 environmental management special fund.

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1 SECTION 3. IC 13-18-12-8 IS ADDED TO THE INDIANA CODE  
 2 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE  
 3 UPON PASSAGE]: **Sec. 8. (a) If a person who operates a publicly  
 4 or privately owned wastewater treatment plant:**

5 **(1) discovers that a contaminant has entered the wastewater  
 6 treatment plant that would pose a threat to human health or  
 7 animal life if the contaminant is not effectively treated before  
 8 the contaminant is discharged into the waters of Indiana; and**

9 **(2) determines the wastewater treatment plant is not able to  
 10 effectively treat the contaminant;**

11 **the person must notify the department of the presence of the  
 12 contaminant at the wastewater treatment plant not more than  
 13 twenty-four (24) hours after the person determines the wastewater  
 14 treatment plant is not able to effectively treat the contaminant.**

15 **(b) If the department receives notification from a wastewater  
 16 treatment plant under subsection (a), the department must:**

17 **(1) notify all appropriate state and local government agencies;  
 18 and**

19 **(2) begin notifying the media;**

20 **not more than forty-eight (48) hours after receiving the notification  
 21 under subsection (a).**

22 SECTION 4. IC 13-22-4-1 IS AMENDED TO READ AS  
 23 FOLLOWS [EFFECTIVE JANUARY 1, 2001]: **Sec. 1. (a) The solid  
 24 waste management board shall: (1) adopt a manifest form; and (2)  
 25 prescribe the form's use regarding A person that generates hazardous  
 26 waste that is transported to a:**

27 **(A) (1) treatment;**

28 **(B) (2) storage; or**

29 **(C) (3) disposal;**

30 **facility located at a site other than the site where the waste was  
 31 generated shall use the Uniform Hazardous Waste Manifest form  
 32 adopted by the United States Environmental Protection Agency for  
 33 purposes of the transportation of hazardous waste.**

34 **(b) The form:**

35 **(1) where applicable; must call for the entry of the same  
 36 information as is required under 40 CFR 261 and 40 CFR 262;  
 37 Subpart B by the United States Environmental Protection Agency;  
 38 in the same manner and form as required by the United States  
 39 Environmental Protection Agency; and**

40 **(2) may call for the entry of any additional information required  
 41 by:**

42 **(A) the United States Environmental Protection Agency; or**



~~(B)~~ the board under a rule adopted by the board.

(b) In addition to any other information a person is required to enter on the Uniform Hazardous Waste Manifest form described in subsection (a), the person shall enter, in an appropriate place on the form, the waste codes for each hazardous waste in a shipment that is transported to the treatment, storage, or disposal facility.

SECTION 5. IC 13-22-4-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2001]: Sec. 2. ~~(a)~~ If a generator generates at least one hundred (100) kilograms of hazardous waste in a month, the generator shall, within five (5) working days after the transportation of any hazardous waste to a treatment, storage, or disposal facility during that month, submit to the office of solid and hazardous waste management of the department a copy of the manifest created for purposes of the transportation of the hazardous waste:

~~(b)~~ (a) A generator located in Indiana whose hazardous waste is transported to a treatment, storage, or disposal facility located in another state may use a manifest form prescribed by the law of the other state to meet the requirements of this chapter if the form is compatible with the form adopted under described in section 1 of this chapter.

~~(c)~~ (b) A generator located in a state other than Indiana whose hazardous waste is transported to a treatment, storage, or disposal facility in Indiana must:

(1) use the manifest form adopted under described in section 1 of this chapter; and

(2) meet the other requirements of IC 13-22-2 through IC 13-22-8 and IC 13-22-13 through IC 13-22-14.

SECTION 6. IC 13-22-4-3.1 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2002]: Sec. 3.1. (a) "Acute hazardous waste" has the meaning set forth in 40 CFR Part 261.

(b) A person that:

(1) in any one (1) or more calendar months of a calendar year generates:

(A) more than one hundred (100) kilograms but less than one thousand (1,000) kilograms of hazardous waste;

(B) less than one (1) kilogram of acute hazardous waste; or

(C) less than one hundred (100) kilograms of material from the cleanup spillage of acute hazardous waste; or

(2) accumulates at least one thousand (1,000) kilograms of hazardous waste or less than one (1) kilogram of acute hazardous waste;



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1 shall, before March 1 of each year, submit to the department on  
 2 forms provided by the department a report, containing no more  
 3 than a compilation of information from the Uniform Hazardous  
 4 Waste Manifest form described in section 1(a) of this chapter, that  
 5 summarizes the person's hazardous waste shipments during the  
 6 previous calendar year.

7 (c) A person that:

8 (1) in any one (1) or more calendar months of a calendar year  
 9 generates:

10 (A) more than one thousand (1,000) kilograms of  
 11 hazardous waste;

12 (B) at least one (1) kilogram of acute hazardous waste; or

13 (C) at least one hundred (100) kilograms of material from  
 14 the cleanup spillage of acute hazardous waste;

15 (2) accumulates at least six thousand (6,000) kilograms of  
 16 hazardous waste or at least one (1) kilogram of acute  
 17 hazardous waste; or

18 (3) is a treatment, storage, or disposal facility;

19 shall, before March 1 of each year, submit to the department either  
 20 the biennial report required by the United States Environmental  
 21 Protection Agency concerning the person's waste activities during  
 22 the previous calendar year, or an annual report on forms provided  
 23 by the department, containing no more than a compilation of  
 24 information from the Uniform Hazardous Waste Manifest form  
 25 described in section 1(a) of this chapter, that summarizes the  
 26 person's hazardous waste shipments during the previous calendar  
 27 year.

28 SECTION 7. IC 13-22-5-6 IS AMENDED TO READ AS  
 29 FOLLOWS [EFFECTIVE JANUARY 1, 2001]: Sec. 6. (a) If the  
 30 rejected load is to be returned to a generator, the generator shall  
 31 complete a new manifest form and comply with all of the standards  
 32 applicable to generators of hazardous waste except the following:

33 (1) Line out the word "generator" in Box 3 of the manifest and  
 34 insert the words "rejecting facility".

35 (2) Line out the words "designated facility" in Box 9 of the  
 36 manifest and insert the word "generator".

37 (3) Write the words "REJECTED LOAD" in large block print and  
 38 indicate the ~~state~~ manifest document number of the original  
 39 manifest in Box 15 of the rejected load manifest.

40 (b) The rejected load manifest must accompany the shipment back  
 41 to the generator. The generator retains all responsibility for  
 42 transportation of the rejected waste.



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1 SECTION 8. IC 13-22-5-7 IS AMENDED TO READ AS  
 2 FOLLOWS [EFFECTIVE JANUARY 1, 2001]: Sec. 7. (a) When the  
 3 rejected waste and the manifest are received by the generator, the  
 4 generator shall do the following:

- 5 (1) Note any discrepancies in Box 19 of the manifest.
- 6 (2) Line out the words "Facility Owner or Operator" in Box 20 of  
 7 the manifest and insert the words "Receiving generator".
- 8 (3) Sign Box 20 of the manifest.
- 9 (4) Give a copy of the manifest to the transporter.
- 10 (5) Mail a copy of the manifest to the rejecting facility ~~and the~~  
 11 ~~department~~ not more than five (5) days after receipt of the  
 12 shipment and the manifest.

13 (b) The receiving generator and rejecting facility shall retain copies  
 14 of the manifest from the rejected load for not less than three (3) years  
 15 after the date of receipt.

16 SECTION 9. IC 13-30-6-1 IS AMENDED TO READ AS  
 17 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 1. (a) A person who  
 18 intentionally, knowingly, or recklessly violates:

- 19 (1) environmental management laws;
- 20 (2) air pollution control laws;
- 21 (3) water pollution control laws;
- 22 (4) a rule or standard adopted by one (1) of the boards; or
- 23 (5) a determination, a permit, or an order made or issued by the  
 24 commissioner under environmental management laws or IC 13-7  
 25 (before its repeal);

26 commits a Class D felony.

27 (b) Notwithstanding IC 35-50-2-7(a), a person who is convicted of  
 28 a Class D felony under this section (or IC 13-7-13-3(a) before its  
 29 repeal) may, in addition to the term of imprisonment established under  
 30 IC 35-50-2-7(a), be punished by:

- 31 (1) a fine of not less than ~~two five thousand five hundred~~ dollars  
 32 ~~(\$2,500)~~ **(\$5,000)** and not more than ~~twenty-five~~ **fifty** thousand  
 33 dollars ~~(\$25,000)~~ **(\$50,000)** per day of violation; or
- 34 (2) if the conviction is for a violation committed after a first  
 35 conviction of the person under this section (or IC 13-7-13-3(a)  
 36 before its repeal), a fine of not more than ~~fifty one hundred~~  
 37 thousand dollars ~~(\$50,000)~~ **(\$100,000)** per day of violation.

38 SECTION 10. IC 13-30-6-3 IS AMENDED TO READ AS  
 39 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 3. (a) A person who  
 40 knowingly:

- 41 (1) transports any hazardous waste to a facility that does not have  
 42 an operation permit or approval to accept the waste;



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1 (2) disposes, treats, or stores any hazardous waste without having  
2 obtained a permit for the waste; or

3 (3) makes a false statement or representation in an application, a  
4 label, a manifest, a record, a report, a permit, or other document  
5 filed, maintained, or used under environmental management laws  
6 with regard to hazardous waste;

7 commits a Class D felony.

8 (b) Notwithstanding IC 35-50-2-7(a), a person who is convicted of  
9 a Class D felony under this section may, in addition to the term of  
10 imprisonment established under IC 35-50-2-7(a), be punished by:

11 (1) a fine of **not less than two thousand five hundred dollars**  
12 **(\$2,500)** and not more than ~~twenty-five~~ **fifty** thousand dollars  
13 ~~(\$25,000)~~ **(\$50,000)** for each day of violation; or

14 (2) if the conviction is for a violation committed after a first  
15 conviction of the person under this section, IC 13-30-6-1,  
16 IC 13-30-6-2, or IC 13-7-13-3 (before its repeal), a fine of not  
17 more than ~~fifty~~ **one hundred** thousand dollars ~~(\$50,000)~~  
18 **(\$100,000)** per day of violation.

19 SECTION 11. [EFFECTIVE UPON PASSAGE] (a) **As used in this**  
20 **SECTION, "department" refers to the department of**  
21 **environmental management.**

22 (b) **The department shall prepare a report that includes the**  
23 **following:**

24 (1) **A comprehensive and detailed report that:**

25 (A) **describes plans for restoration of the White River; and**

26 (B) **sets forth the department's recommendations for**  
27 **changes in statutes, rules, or procedures and practices of**  
28 **the department to:**

29 (i) **reduce the probability of contamination events; and**

30 (ii) **improve the timeliness and efficiency of protocols and**  
31 **procedures for notice to affected entities if such an event**  
32 **occurs in the future.**

33 (2) **A complete list of all events of contamination of waters of**  
34 **the state after December 31, 1994, in which fish or other**  
35 **aquatic species were killed and in which civil penalties were**  
36 **imposed under IC 13-30-4 (or under the law that governed the**  
37 **imposition of civil penalties before the enactment of**  
38 **IC 13-30-4), including the following:**

39 (A) **a description of the contamination event;**

40 (B) **the date the contamination event occurred;**

41 (C) **the entity on which the civil penalty was imposed; and**

42 (D) **the total amount of the civil penalty imposed.**



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1           (c) Before September 1, 2000, the department shall deliver the  
2 report described in subsection (b) to:  
3           (1) the executive director of the legislative services agency for  
4 distribution to members of the legislative council;  
5           (2) the environmental quality service council;  
6           (3) the governor; and  
7           (4) the lieutenant governor.  
8           (d) The environmental quality service council shall:  
9           (1) study the report delivered to it under subsection (c); and  
10          (2) make recommendations to the general assembly before  
11          January 1, 2001.  
12          SECTION 12. THE FOLLOWING ARE REPEALED [EFFECTIVE  
13 JANUARY 1, 2001]: IC 13-22-4-3; IC 13-22-4-4; IC 13-22-4-5;  
14 IC 13-22-12-4.  
15          SECTION 13. An emergency is declared for this act.

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## COMMITTEE REPORT

Mr. President: The Senate Committee on Environmental Affairs, to which was referred Senate Bill No. 511, 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:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 13-11-2-1.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2002]: **Sec. 1.5. "Acute hazardous waste", for purposes of IC 13-22-4-3.1, has the meaning set forth in IC 13-22-4-3.1(a).**"

Page 3, line 4, delete "A person that generates hazardous" and insert "(a) "Acute hazardous waste" has the meaning set forth in 40 CFR Part 261.

(b) A person that:

(1) in any one (1) or more calendar months of a calendar year generates:

(A) more than one hundred (100) kilograms but less than one thousand (1,000) kilograms of hazardous waste;

(B) less than one (1) kilogram of acute hazardous waste; or

(C) less than one hundred (100) kilograms of material from the cleanup spillage of acute hazardous waste; or

(2) accumulates at least one thousand (1,000) kilograms of hazardous waste or less than one (1) kilogram of acute hazardous waste;

shall, before March 1 of each year, submit to the department on forms provided by the department a report, containing no more than a compilation of information from the Uniform Hazardous Waste Manifest form described in section 1(a) of this chapter, that summarizes the person's hazardous waste shipments during the previous calendar year.

(c) A person that:

(1) in any one (1) or more calendar months of a calendar year generates:

(A) more than one thousand (1,000) kilograms of hazardous waste;

(B) at least one (1) kilogram of acute hazardous waste; or

(C) at least one hundred (100) kilograms of material from the cleanup spillage of acute hazardous waste;

(2) accumulates at least six thousand (6,000) kilograms of hazardous waste or at least one (1) kilogram of acute



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hazardous waste; or  
(3) is a treatment, storage, or disposal facility;  
shall, before March 1 of each year, submit to the department either the biennial report required by the United States Environmental Protection Agency concerning the person's waste activities during the previous calendar year, or an annual report on forms provided by the department, containing no more than a compilation of information from the Uniform Hazardous Waste Manifest form described in section 1(a) of this chapter, that summarizes the person's hazardous waste shipments during the previous calendar year."

Page 3, delete lines 5 through 14.

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to SB 511 as introduced.)

GARD, Chairperson

Committee Vote: Yeas 9, Nays 0.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Environmental Affairs, to which was referred Senate Bill 511, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

STURTZ, Chair

Committee Vote: yeas 11, nays 0.

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## HOUSE MOTION

Mr. Speaker: I move that House Bill 511 be amended to read as follows:

Page 1, after line 17, begin a new paragraph and insert:

"SECTION 3. IC 13-18-12-8 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION TO READ AS FOLLOWS** [EFFECTIVE UPON PASSAGE]: **Sec. 8. (a) If a person who operates a publicly or privately owned wastewater treatment plant:**

- (1) discovers that a contaminant has entered the wastewater treatment plant that would pose a threat to human health or animal life if the contaminant is not effectively treated before the contaminant is discharged into the waters of Indiana; and**
- (2) determines the wastewater treatment plant is not able to effectively treat the contaminant;**

**the person must notify the department of the presence of the contaminant at the wastewater treatment plant not more than twenty-four (24) hours after the person determines the wastewater treatment plant is not able to effectively treat the contaminant.**

**(b) If the department receives notification from a wastewater treatment plant under subsection (a), the department must:**

- (1) notify all appropriate state and local government agencies; and**
- (2) begin notifying the media;**

**not more than forty-eight (48) hours after receiving the notification under subsection (a)."**

SECTION 11. [EFFECTIVE UPON PASSAGE] (a) As used in this SECTION, "department" refers to the department of environmental management.

**(b) The department shall prepare a report that includes the following:**

- (1) A comprehensive and detailed report that:**
  - (A) describes plans for restoration of the White River; and**
  - (B) sets forth the department's recommendations for changes in statutes, rules, or procedures and practices of the department to:**
    - (i) reduce the probability of contamination events; and**
    - (ii) improve the timeliness and efficiency of protocols and procedures for notice to affected entities if such an event occurs in the future.**

**(2) A complete list of all events of contamination of waters of the state after December 31, 1994, in which fish or other aquatic species were killed and in which civil penalties were**

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imposed under IC 13-30-4 (or under the law that governed the imposition of civil penalties before the enactment of IC 13-30-4), including the following:

- (A) a description of the contamination event;
- (B) the date the contamination event occurred;
- (C) the entity on which the civil penalty was imposed; and
- (D) the total amount of the civil penalty imposed.

(c) Before September 1, 2000, the department shall deliver the report described in subsection (b) to:

- (1) the executive director of the legislative services agency for distribution to members of the legislative council;
- (2) the environmental quality service council;
- (3) the governor; and
- (4) the lieutenant governor.

(d) The environmental quality service council shall:

- (1) study the report delivered to it under subsection (c); and
- (2) make recommendations to the general assembly before January 1, 2001."

Page 4, after line 39, begin a new paragraph and insert:  
"SECTION 13. An emergency is declared for this act."  
Renummer all SECTIONS consecutively.

(Reference is to ESB 511 as printed February 17, 2000.)

MELLINGER

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HOUSE MOTION

Mr. Speaker: I move that House Bill 511 be amended to read as follows:

Page 4, between lines 36 and 37, begin a new paragraph and insert:  
"SECTION 9. IC 13-30-6-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 1. (a) A person who intentionally, knowingly, or recklessly violates:

- (1) environmental management laws;
- (2) air pollution control laws;
- (3) water pollution control laws;
- (4) a rule or standard adopted by one (1) of the boards; or
- (5) a determination, a permit, or an order made or issued by the commissioner under environmental management laws or IC 13-7 (before its repeal);

commits a Class D felony.

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(b) Notwithstanding IC 35-50-2-7(a), a person who is convicted of a Class D felony under this section (or IC 13-7-13-3(a) before its repeal) may, in addition to the term of imprisonment established under IC 35-50-2-7(a), be punished by:

- (1) a fine of not less than ~~two~~ **five** thousand ~~five hundred~~ dollars (~~\$2,500~~) (**\$5,000**) and not more than ~~twenty-five~~ **fifty** thousand dollars (~~\$25,000~~) (**\$50,000**) per day of violation; or
- (2) if the conviction is for a violation committed after a first conviction of the person under this section (or IC 13-7-13-3(a) before its repeal), a fine of not more than ~~fifty~~ **one hundred** thousand dollars (~~\$50,000~~) (**\$100,000**) per day of violation.

SECTION 10. IC 13-30-6-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 3. (a) A person who knowingly:

- (1) transports any hazardous waste to a facility that does not have an operation permit or approval to accept the waste;
- (2) disposes, treats, or stores any hazardous waste without having obtained a permit for the waste; or
- (3) makes a false statement or representation in an application, a label, a manifest, a record, a report, a permit, or other document filed, maintained, or used under environmental management laws with regard to hazardous waste;

commits a Class D felony.

(b) Notwithstanding IC 35-50-2-7(a), a person who is convicted of a Class D felony under this section may, in addition to the term of imprisonment established under IC 35-50-2-7(a), be punished by:

- (1) a fine of **not less than two thousand five hundred dollars (\$2,500) and** not more than ~~twenty-five~~ **fifty** thousand dollars (~~\$25,000~~) (**\$50,000**) for each day of violation; or
- (2) if the conviction is for a violation committed after a first conviction of the person under this section, IC 13-30-6-1, IC 13-30-6-2, or IC 13-7-13-3 (before its repeal), a fine of not more than ~~fifty~~ **one hundred** thousand dollars (~~\$50,000~~) (**\$100,000**) per day of violation.

Renumber all SECTIONS consecutively.

(Reference is to ESB 511 as printed February 17, 2000.)

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