

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

301 State House  
(317) 232-9855

**FISCAL IMPACT STATEMENT**

**LS 7108**  
**BILL NUMBER: SB 432**

**DATE PREPARED:** Feb 1, 2000  
**BILL AMENDED:** Jan 31, 2000

**SUBJECT:** Water body designation and water quality.

**FISCAL ANALYST:** Bernadette Bartlett  
**PHONE NUMBER:** 232-9586

**FUNDS AFFECTED:**  **GENERAL**  
**DEDICATED**  
**FEDERAL**

**IMPACT:** State & Local

**Summary of Legislation:** (Amended) This bill contains the following provisions:

*Listing of Impaired Waters:* This bill establishes procedures and criteria for listing of impaired waters by the Department of Environmental Management for compliance with federal law.

*Maximum Pollution Levels:* This bill establishes procedures concerning the development of maximum pollutant loads with respect to the impaired waters. The bill requires the Water Pollution Control Board to establish policies and rules to govern total maximum daily load requirements. The Chair of the Environmental Quality Service Council must appoint a working group with respect to the implementation of maximum daily load requirements, establishes the duties of the working group, designate the interest groups from which certain members must be drawn, and establishes criteria for the designation of other members.

*Outstanding National or State Resource Waters:* This bill also establishes procedures and criteria for the designation of a water body as an outstanding state resource water by the Water Pollution Control Board, and for the designation of a water body as an outstanding national resource water by the General Assembly upon recommendation of the Department of Environmental Management and the Environmental Quality Service Council.

*Degradation of Water Quality:* The bill designates the extent to which certain water bodies must be maintained without degradation of water quality.

*Quality Assurance Plan:* The bill directs the Department to develop and maintain a quality assurance plan and information management system to assess the validity and reliability of the data used in the listing of impaired waters and the special designation of waters.

*Water Quality Task Force:* This bill directs the Department to appoint a water quality task force, establishes the subjects to be studied, and designates the agencies and interest groups from which the membership must be drawn.

*Exceptional Use Waters:* This bill provides for the application to exceptional use waters of certain standards applicable to outstanding state resource waters, and for the possible future designation of exceptional use waters as outstanding state resource waters.

**Effective Date:** Upon passage; July 1, 2000.

**Explanation of State Expenditures:** (Revised) The Department will need to hire an additional senior environmental manager (PAT I) to prepare the impaired water bodies list. Personnel costs for FY 2001 and FY 2002 are estimated at around \$46,000.

The funds and resources required above could be supplied through a variety of sources, including the following: (1) Existing staff and resources not currently being used to capacity; (2) Existing staff and resources currently being used in another program; (3) Authorized, but vacant, staff positions, including those positions that would need to be reclassified; (4) Funds that, otherwise, would be reverted; or (5) New appropriations. As of 12/17/99, IDEM had 888 filled full-time positions, 87 filled temporary positions, and 96 vacancies. Ultimately, the source of funds and resources required to satisfy the requirements of this bill will depend upon legislative and administrative actions.

**Explanation of State Revenues:**

**Explanation of Local Expenditures:**

**Explanation of Local Revenues:** The proposal could have an impact on local governments to the extent that it could regulate development along water bodies. The specific impact is indeterminable.

**State Agencies Affected:** Department of Environmental Management

**Local Agencies Affected:** All.

**Information Sources:** John Wilkins, Eli Lilly (317) 276-0122; Erika Seydel Cheney, Director of the Office of Business and Legislative Relations, IDEM (317) 232-8598; Wendy Hoffspiegel, Legislative Coordinator, IDEM (317) 233-3835.