



April 8, 2011

**ENGROSSED
SENATE BILL No. 157**

DIGEST OF SB 157 (Updated April 6, 2011 5:53 pm - DI 118)

Citations Affected: IC 13-13.

Synopsis: Great Lakes task force. Reassigns duties from the Great Lakes task force to the environmental quality service council to review and discuss various topics related to the supply and quality of water in the Great Lakes. Modifies duties to add review of federal funds for water protection, infrastructure conditions and regulatory matters affecting shipping, and other relevant matters.

Effective: July 1, 2011.

**Zakas, Charbonneau, Tallian,
Mrvan, Landske, Gard, Rogers,
Yoder, Randolph, Mishler, Broden**
(HOUSE SPONSORS — DERMODY, SOLIDAY)

January 5, 2011, read first time and referred to Committee on Energy and Environmental Affairs.

February 8, 2011, amended, reported favorably — Do Pass.

February 10, 2011, read second time, ordered engrossed.

February 11, 2011, engrossed.

February 14, 2011, read third time, passed. Yeas 48, nays 1.

HOUSE ACTION

March 28, 2011, read first time and referred to Committee on Natural Resources.

April 7, 2011, reported — Do Pass.

**C
o
p
y**



April 8, 2011

First Regular Session 117th General Assembly (2011)

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 a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2010 Regular Session of the General Assembly.

ENGROSSED SENATE BILL No. 157

A BILL FOR AN ACT to amend the Indiana Code concerning the environment.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 13-13-7-9, AS AMENDED BY P.L.178-2009,
2 SECTION 26, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2011]: Sec. 9. The council shall do the following:

4 (1) Study:

5 (A) issues designated by the legislative council; and

6 (B) the following in 2012:

7 (i) The effectiveness of the electronic waste provisions of
8 IC 13-20.5.

9 (ii) Appropriate guidelines for the Indiana recycling market
10 development board for determining under IC 13-20.5-2-2
11 whether a manufacturer has made good faith progress to
12 achieve substantial compliance with IC 13-20.5.

13 (2) Advise the commissioner on policy issues decided on by the
14 council.

15 (3) Review the mission and goals of the department and evaluate
16 the implementation of the mission.

17 (4) Serve as a council of the general assembly to evaluate:

ES 157—LS 6603/DI 77+



C
O
P
Y

- 1 (A) resources and structural capabilities of the department to
- 2 meet the department's priorities; and
- 3 (B) program requirements and resource requirements for the
- 4 department.
- 5 (5) Serve as a forum for citizens, the regulated community, and
- 6 legislators to discuss broad policy directions.
- 7 **(6) Review and discuss various topics related to the Great**
- 8 **Lakes and the Great Lakes watershed, including:**
- 9 (A) the availability of federal funds for projects related to
- 10 water quality, supply, and protection;
- 11 (B) the extent of water consumption and use from the
- 12 Great Lakes, including the Great Lakes watershed;
- 13 (C) levels of water pollution and the sources affecting
- 14 water quality of the Great Lakes, including the Great
- 15 Lakes watershed;
- 16 (D) the impact of water quality and supply issues on
- 17 recreational activities and natural habitats;
- 18 (E) the impact of invasive species on the Great Lakes and
- 19 the Great Lakes watershed ecosystem;
- 20 (F) current laws and regulations affecting the Great Lakes,
- 21 including the Great Lakes—St. Lawrence River Basin
- 22 Water Resources Compact (IC 14-25-15);
- 23 (G) current laws, regulations, and infrastructure
- 24 conditions affecting shipping in the Great Lakes; and
- 25 (H) other matters relevant to the condition of the Great
- 26 Lakes and the Great Lakes Watershed.
- 27 ~~(6)~~ (7) Submit a final report to the legislative council, in an
- 28 electronic format under IC 5-14-6, that contains at least the
- 29 following:
- 30 (A) An outline of activities of the council.
- 31 (B) Recommendations for department action.
- 32 (C) Recommendations for legislative action.

C
o
p
y



COMMITTEE REPORT

Madam President: The Senate Committee on Energy and Environmental Affairs, to which was referred Senate Bill No. 157, 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:

Delete the title and insert the following:

A BILL FOR AN ACT to amend the Indiana Code concerning the environment.

Page 1, delete lines 1 through 17, begin a new paragraph and insert: "SECTION 1. IC 13-13-7-9, AS AMENDED BY P.L.178-2009, SECTION 26, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 9. The council shall do the following:

(1) Study:

(A) issues designated by the legislative council; and

(B) the following in 2012:

(i) The effectiveness of the electronic waste provisions of IC 13-20.5.

(ii) Appropriate guidelines for the Indiana recycling market development board for determining under IC 13-20.5-2-2 whether a manufacturer has made good faith progress to achieve substantial compliance with IC 13-20.5.

(2) Advise the commissioner on policy issues decided on by the council.

(3) Review the mission and goals of the department and evaluate the implementation of the mission.

(4) Serve as a council of the general assembly to evaluate:

(A) resources and structural capabilities of the department to meet the department's priorities; and

(B) program requirements and resource requirements for the department.

(5) Serve as a forum for citizens, the regulated community, and legislators to discuss broad policy directions."

Page 2, delete lines 1 through 23.

Page 2, line 24, delete "Sec. 5. The task force shall review" begin a new line block indented and insert:

"(6) Review".

Page 2, line 25, delete "supply and quality of water in the".

Page 2, line 27, delete "(1)" begin a new line double block indented and insert:

"(A)".

Page 2, line 28, delete "quality and supply;" and insert **"quality,**

C
O
P
Y



supply, and protection;".

Page 2, line 29, delete "(2)" begin a new line double block indented and insert:

"(B)".

Page 2, line 31, delete "(3)" begin a new line double block indented and insert:

"(C)".

Page 2, line 34, delete "(4)" begin a new line double block indented and insert:

"(D)".

Page 2, line 36, delete "(5)" begin a new line double block indented and insert:

"(E)".

Page 2, line 37, delete "and".

Page 2, line 38, delete "(6)" begin a new line double block indented and insert:

"(F)".

Page 2, between lines 40 and 41, begin a new line double block indented and insert:

**"(G) current laws, regulations, and infrastructure conditions affecting shipping in the Great Lakes; and
(H) other matters relevant to the condition of the Great Lakes and the Great Lakes Watershed."**

Page 2, delete lines 41 through 42, begin a new line block indented and insert:

~~"(6)~~ (7) Submit a final report to the legislative council, in an electronic format under IC 5-14-6, that contains at least the following:

- (A) An outline of activities of the council.
- (B) Recommendations for department action.
- (C) Recommendations for legislative action."

Delete page 3.

and when so amended that said bill do pass.

(Reference is to SB 157 as introduced.)

GARD, Chairperson

Committee Vote: Yeas 9, Nays 0.

C
o
p
y



COMMITTEE REPORT

Mr. Speaker: Your Committee on Natural Resources, to which was referred Senate Bill 157, 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.

EBERHART, Chair

Committee Vote: yeas 11, nays 0.

**C
o
p
y**

