
HOUSE BILL No. 1187

DIGEST OF INTRODUCED BILL

Citations Affected: IC 13-11-2; IC 13-18-10-1.3.

Synopsis: Manure storage structures. Prohibits a person from starting construction of an earthen or a concrete manure storage structure designed to hold at least 1,000,000 gallons of liquid manure generated by a regulated confined feeding operation without obtaining the prior approval of the department of environmental management.

Effective: July 1, 2011.

Davis, Friend

January 10, 2011, read first time and referred to Committee on Environmental Affairs.

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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.

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HOUSE BILL No. 1187

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 13-11-2-125.5 IS ADDED TO THE INDIANA
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2011]: **Sec. 125.5. "Manure", for purposes of**
4 **section 125.6 of this chapter and IC 13-18-10-1.3, includes the**
5 **following:**

- 6 (1) **Animal feces or animal urine, or both.**
- 7 (2) **Materials that are commingled with animal feces or**
8 **animal urine, or both, including the following:**
 - 9 (A) **Bedding.**
 - 10 (B) **Litter.**
 - 11 (C) **Liquids.**
 - 12 (D) **Compost.**
 - 13 (E) **Any other material commingled with animal feces or**
14 **animal urine, or both.**

15 SECTION 2. IC 13-11-2-125.6 IS ADDED TO THE INDIANA
16 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
17 [EFFECTIVE JULY 1, 2011]: **Sec. 125.6. (a) "Manure storage**



1 **structure", for purposes of IC 13-18-10-1.3, means:**
 2 **(1) a pad;**
 3 **(2) a pit;**
 4 **(3) a pond;**
 5 **(4) a lagoon;**
 6 **(5) a tank; or**
 7 **(6) another containment area;**
 8 **used to store or treat manure.**
 9 **(b) The term includes any part of a building or other structure**
 10 **used specifically to store or treat manure.**
 11 SECTION 3. IC 13-18-10-1.3 IS ADDED TO THE INDIANA
 12 CODE AS A NEW SECTION TO READ AS FOLLOWS
 13 [EFFECTIVE JULY 1, 2011]: **Sec. 1.3. (a) A person may not start**
 14 **construction of an earthen or a concrete manure storage structure:**
 15 **(1) at:**
 16 **(A) a confined feeding operation regulated under this**
 17 **chapter; or**
 18 **(B) any other location; and**
 19 **(2) designed to hold at least one million (1,000,000) gallons of**
 20 **liquid manure generated by a confined feeding operation**
 21 **regulated under this chapter;**
 22 **without obtaining the prior approval of the department.**
 23 **(b) The:**
 24 **(1) board shall adopt rules under IC 4-22-2 and IC 13-14-9;**
 25 **and**
 26 **(2) department may adopt policies or statements under**
 27 **IC 13-14-1-11.5;**
 28 **that are necessary to implement this section.**

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