
TITLE 357 INDIANA PESTICIDE REVIEW BOARD

Final Rule
LSA Document #09-58(F)

DIGEST

Adds [357 IAC 1-13](#) to establish a prohibition against open burning of pesticide containers so as to make it consistent with a similar prohibition under the Indiana clean air rules. Effective 30 days after filing with the Publisher.

[357 IAC 1-13](#)

SECTION 1. [357 IAC 1-13](#) IS ADDED TO READ AS FOLLOWS:

Rule 13. Open Burning of Pesticide Containers

[357 IAC 1-13-1](#) Definitions

Authority: [IC 15-16-5-64](#)

Affected: [IC 15-16-5-65](#)

Sec. 1. The following definitions apply throughout this rule:

(1) "Open burning" means the burning of any pesticide container wherein air contaminants resulting from combustion are emitted directly into the air, without passing through a stack or chimney from an enclosed chamber, as described in [326 IAC 4-1-0.5\(6\)](#).

(2) "Pesticide container" means any:

- (A) package;
- (B) can;
- (C) bottle;
- (D) jug;
- (E) bag;
- (F) barrel;
- (G) drum;
- (H) tank; or
- (I) other containing device;

used to enclose a pesticide or pesticide-related waste. The term does not include equipment used solely for the application of a pesticide.

(Indiana Pesticide Review Board; [357 IAC 1-13-1](#); filed Jun 4, 2009, 9:08 a.m.: [20090701-IR-357090058FRA](#))

[357 IAC 1-13-2](#) Prohibition against open burning of pesticide containers

Authority: [IC 15-16-5-64](#)

Affected: [IC 13-15](#); [IC 13-17](#); [IC 15-16-5-65](#)

Sec. 2. A person may not cause the open burning of any pesticide container.

(Indiana Pesticide Review Board; [357 IAC 1-13-2](#); filed Jun 4, 2009, 9:08 a.m.: [20090701-IR-357090058FRA](#))

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Notice of Intent: [20090128-IR-357090058NIA](#)

Proposed Rule: [20090318-IR-357090058PRA](#)

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Approved by Attorney General: May 26, 2009

Approved by Governor: June 3, 2009

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