

Notice of Public Hearing

LSA Document #22-386

Notice of Public Hearing

Under [IC 4-22-2-24](#), notice is hereby given that on April 5, 2023, at 10:00 a.m., at the Office of the Indiana State Chemist, Purdue University, 175 South University Street, Biochemistry Building, West Lafayette, Indiana, the State Chemist of the State of Indiana will hold a public hearing on a proposed rule to: add [355 IAC 5-0.5](#) to identify the scope of the regulated persons under this article; amend and add provisions to [355 IAC 5-1](#) to establish definitions referenced throughout the article and to clarify the applicability of the definitions in [IC 15-16-4](#) and [IC 15-16-5](#); amend [355 IAC 5-2-1](#) to limit appurtenance requirements to bulk and minibulk only; amend [355 IAC 5-2-2](#) to limit underground pesticide storage restrictions to bulk and minibulk only; amend [355 IAC 5-2-3](#) to limit abandoned container restrictions to bulk and minibulk only; amend [355 IAC 5-2-4](#) to limit container materials restrictions to bulk and minibulk only; amend [355 IAC 5-2-5](#) to limit storage container anchoring requirements to bulk and minibulk only; amend [355 IAC 5-2-6](#) to limit storage container venting requirements to bulk only; amend [355 IAC 5-2-8](#) to limit container filling restrictions to bulk only; amend [355 IAC 5-2-9](#) to limit shutoff valve requirements to bulk and minibulk only; amend [355 IAC 5-2-10](#) to limit appurtenance requirements to bulk and minibulk only; amend [355 IAC 5-2-11](#) to limit leveling gauge requirements to bulk only; amend [355 IAC 5-2-12](#) to limit maintenance requirements to bulk and minibulk only; amend [355 IAC 5-3-1](#) to limit operational area requirements to bulk and minibulk only; amend [355 IAC 5-4-1](#) to differentiate between bulk and minibulk secondary storage requirements; amend [355 IAC 5-4-2](#) to clarify the reference to floors of containment structures; amend [355 IAC 5-4-3](#) to clarify acceptable materials for floors of secondary containment; amend [355 IAC 5-4-4](#) to differentiate between bulk and minibulk drainage requirements; amend [355 IAC 5-4-7](#) to permit double wall storage containers to satisfy the secondary containment requirement; amend [355 IAC 5-5-1](#) to limit certain storage requirements to dry bulk only; amend [355 IAC 5-8-1](#) to limit storage registry requirements to bulk only; add [355 IAC 5-9](#) to consolidate and simplify pesticide storage and use restrictions in wellhead protection areas and isolation areas; add [355 IAC 5-10](#) to consolidate pesticide service container requirements; add [355 IAC 5-11](#) to consolidate open burning restrictions for pesticide containers; and repeal [355 IAC 5-1-7.5](#) and [355 IAC 5-1-12](#).

The proposed rule would not impose any requirements or costs under [IC 4-22-2-24\(d\)\(3\)](#).

Copies of this proposed rule and any data, studies, or analyses referenced in a justification of requirements or costs on regulated entities are available to be inspected and copied at the Office of the Indiana State Chemist, Purdue University, 175 South University Street, West Lafayette, Indiana or at https://oisc.purdue.edu/oisc_rules_regs_laws.html.

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