

# HOUSE BILL No. 1250

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 13-11-2-264.3; IC 13-13-8-16.

**Synopsis:** Duty to notify water utility of spill. Requires the environmental rules board to amend the administrative rules concerning spill reporting to require the party responsible for a spill or release of a substance into a body of water to give timely notice of the spill or release to the operator of a water utility or water treatment plant if there is a substantial risk that the spill or release: (1) will cause a threat to human health or the environment; or (2) will: (A) impair the operation of; or (B) adversely affect the quality of the water produced by; the water utility or water treatment plant.

**Effective:** July 1, 2023.

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## Hatfield

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January 11, 2023, read first time and referred to Committee on Environmental Affairs.

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First Regular Session of the 123rd General Assembly (2023)

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 2022 Regular Session of the General Assembly.

## HOUSE BILL No. 1250

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 13-11-2-264.3 IS ADDED TO THE INDIANA  
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
3 [EFFECTIVE JULY 1, 2023]: **Sec. 264.3. "Water utility", for**  
4 **purposes of IC 13-13-8-16, has the meaning set forth in**  
5 **IC 13-13-8-16(a).**

6 SECTION 2. IC 13-13-8-16 IS ADDED TO THE INDIANA CODE  
7 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
8 1, 2023]: **Sec. 16. (a) As used in this section, "water utility" means:**

- 9 (1) a public utility (as defined in IC 8-1-2-1(a));  
10 (2) a municipally owned utility (as defined in IC 8-1-2-1(h));  
11 (3) a not-for-profit utility (as defined in IC 8-1-2-125(a));  
12 (4) a cooperatively owned corporation;  
13 (5) a conservancy district established under IC 14-33; or  
14 (6) a regional water district established under IC 13-26;

15 that provides water service to the public in Indiana for a fee.  
16 (b) As used in this section, "water treatment plant" has the  
17 meaning set forth in IC 13-11-2-264.



1           (c) The environmental rules board shall amend the rules set  
2 forth in 327 IAC 2-6.1 to require the party responsible for a spill  
3 or release of a substance into a body of water to give timely notice  
4 of the spill or release to the operator of a water utility or water  
5 treatment plant if there is a substantial risk that the spill or  
6 release:  
7           (1) will cause a threat to human health or the environment; or  
8           (2) will:  
9               (A) impair the operation of; or  
10              (B) adversely affect the quality of the water produced by;  
11           the water utility or water treatment plant.

