

# HOUSE BILL No. 1306

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 13-11-2-157; IC 13-15-3-7.

**Synopsis:** Notice from IDEM before permit expiration. Requires the department of environmental management (department) to notify each permit holder of the impending expiration of the permit holder's permit. Provides that the notice must set forth the date of expiration of the permit and the amount of any fee that must be paid for renewal of the permit and must identify the particular form that must be used to apply for renewal of the permit. Requires the department to send the notice to a permit holder at least 30 days and not more than 45 days before the permit's expiration date. Requires the department to send the notice by first class mail but allows the department to use electronic mail if the permit holder has authorized the department to contact the permit holder by electronic mail.

**Effective:** July 1, 2018.

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January 16, 2018, read first time and referred to Committee on Environmental Affairs.

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Second Regular Session of the 120th General Assembly (2018)

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 *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2017 Regular Session of the General Assembly.

## HOUSE BILL No. 1306

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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 13-11-2-157 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 157. (a) "Permit", for  
3 purposes of **IC 13-15-3-7 and** IC 13-15-4, means:  
4 (1) a permit;  
5 (2) a license;  
6 (3) a registration;  
7 (4) a certificate; or  
8 (5) other type of authorization required before construction or  
9 operation;  
10 that may be issued by the commissioner under pollution control laws  
11 or environmental management laws.  
12 (b) As used in IC 13-15-4-11 through IC 13-15-4-17, the term  
13 includes:  
14 (1) a permit; or  
15 (2) a determination related to a permit;  
16 that is described in IC 13-15-4-1.  
17 SECTION 2. IC 13-15-3-7 IS ADDED TO THE INDIANA CODE



1 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
2 1, 2018]: **Sec. 7. (a) The department shall notify each person who  
3 holds a valid permit of the following:**

4 **(1) The date of expiration of the permit.**

5 **(2) The amount of any fee that must be paid for renewal of the  
6 permit.**

7 **(3) The particular application form that must be completed to  
8 apply for the renewal of the permit and, if that form is  
9 available through the Internet, the uniform resource locator  
10 (URL) of the web page on which the form is available.**

11 **(b) The department shall provide the notice required by this  
12 section:**

13 **(1) at least thirty (30) days; and**

14 **(2) not more than forty-five (45) days;**

15 **before the date of expiration of the person's permit.**

16 **(c) The notice required by this section shall be provided by first  
17 class mail addressed to the mailing address most recently provided  
18 to the department by the permit holder, except as provided in  
19 subsection (d).**

20 **(d) If a permit holder:**

21 **(1) has provided the department with an electronic mail  
22 address of the permit holder; and**

23 **(2) has authorized the department to contact the permit  
24 holder through that electronic mail address;**

25 **the department may provide the notice required by this section to  
26 the permit holder through an electronic mail message addressed to  
27 the electronic mail address that the permit holder provided to the  
28 department.**

29 **(e) A single notice sent by the department to a certified waste  
30 treatment plant operator or a certified water treatment plant  
31 operator may satisfy the duties of the department under this  
32 section and under IC 13-18-11-7 or IC 13-18-11-7.5 if the single  
33 notice contains:**

34 **(1) the information required by subsection (a); and**

35 **(2) the information required by IC 13-18-11-7 or  
36 IC 13-18-11-7.5.**

