

IC 13-13-8

Chapter 8. Environmental Rules Board

IC 13-13-8-1

"Board"

Sec. 1. As used in this chapter, "board" refers to the environmental rules board established by section 3 of this chapter.

As added by P.L.133-2012, SEC.72.

IC 13-13-8-2

Abolishes boards

Sec. 2. (a) The following entities are abolished on January 1, 2013:

- (1) The air pollution control board (established by IC 13-17-2 before its repeal).
- (2) The water pollution control board (established by IC 13-18-1 before its repeal).
- (3) The solid waste management board (established by IC 13-19-2 before its repeal).

(b) All powers, duties, and liabilities are transferred from the entities abolished under subsection (a) to the environmental rules board established by section 3 of this chapter effective January 1, 2013.

IC 13-13-8-3

Board established

Sec. 3. The environmental rules board is established as an independent board.

As added by P.L.133-2012, SEC.72.

IC 13-13-8-4

Membership

Sec. 4. (a) The board consists of the following sixteen (16) members:

- (1) The following ex officio members:
 - (A) The commissioner. The commissioner, or the commissioner's designee, serves as a nonvoting member of the board.
 - (B) The commissioner of the state department of health.
 - (C) The director of the department of natural resources.
 - (D) The lieutenant governor.
 - (E) The secretary of commerce or the secretary's designee.
- (2) The following eleven (11) members, who shall be appointed by the governor based on recommendations from representative constituencies:
 - (A) One (1) representative of agriculture.
 - (B) One (1) representative of manufacturing.
 - (C) One (1) representative of environmental interests.
 - (D) One (1) representative of labor.
 - (E) One (1) representative of local government.
 - (F) One (1) representative of small business.
 - (G) One (1) health professional who holds a license to practice in Indiana.
 - (H) One (1) representative of the solid waste management industry.
 - (I) One (1) representative of a public utility that engages in the production and transmission of electricity.

(J) Two (2) representatives of the general public, who cannot qualify to sit on the board under any of the other clauses in this subdivision.

(b) An individual appointed under subsection (a)(2) must possess knowledge, experience, or education qualifying the individual to represent the constituency the individual is being recommended to represent.

As added by P.L.133-2012, SEC.72.

IC 13-13-8-11

Disclosure of conflicts of interest

Sec. 11. Each member of the board shall fully disclose any potential conflicts of interest relating to permits or enforcement orders under the:

(1) federal Clean Air Act (42 U.S.C. 7401 et seq.), as amended by the Clean Air Act Amendments of 1990;

(2) federal Resource Conservation and Recovery Act (42 U.S.C. 6901 et seq.);

(3) federal Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended by the federal Superfund Amendments and Reauthorization Act of 1986 (42 U.S.C. 9601 through 9675);

(4) federal Water Pollution Control Act (33 U.S.C. 1251 et seq.); and

(5) federal Safe Drinking Water Act (42 U.S.C. 300f through 300j).

As added by P.L.133-2012, SEC.72.