

INAFSM 2010 Legislation Report

SB 282

Citations Affected: IC 36-9.

Synopsis: Storm water management. Grants authority to the drainage board to receive complaints concerning, investigate, and order the removal of certain storm water related nuisances. Provides that, regarding removal of nuisances and obstructions and right of entry, the county drainage board and the county surveyor have the same authority with respect to artificial watercourses as with respect to drains and natural watercourses. Provides that a county's policy for the management of storm water runoff from developed real property must designate the county surveyor's office as the office to which storm water issues are initially directed.

Effective: July 1, 2010

Action List:

01/11/2010 S Authored by Senator Charbonneau
01/11/2010 S First reading: referred to Committee on Energy and Environmental Affairs
01/11/2010 S Senator Gard added as second author
01/21/2010 S Committee report: do pass, adopted
01/21/2010 S Senator Randolph added as coauthor
01/28/2010 S Senator Landske added as coauthor
02/01/2010 S Second reading: amended, ordered engrossed
02/01/2010 S Amendment 2 (Charbonneau), prevailed; Voice Vote
02/02/2010 S Third reading: passed; Roll Call 138: Yeas 41 and Nays 9
02/02/2010 S Referred to the House
02/02/2010 S House sponsor: Rep. Bischoff
02/02/2010 S Cosponsors: Reps. M. Smith, Cheatham and Hinkle

SB 301

Citations Affected: IC 4-13.6.

Synopsis: Natural resources public works projects. Increases the cost of projects that the department of natural resources may perform without awarding a public works contract from \$75,000 to \$150,000.

Effective: July 1, 2010.

Action List:

Date	Chamber	Action
01/11/2010	S	Authored by Senator Hershman
01/11/2010	S	First reading: referred to Committee on Appropriations
01/19/2010	S	Committee report: do pass, adopted
01/25/2010	S	Second reading: ordered engrossed
01/26/2010	S	Senator Hume added as coauthor
01/26/2010	S	Senator Mishler added as second author
01/28/2010	S	Third reading: passed; Roll Call 66: Yeas 48 and Nays 0
01/28/2010	S	Referred to the House
01/28/2010	S	House sponsor: Rep. Grubb
01/28/2010	S	Cosponsor: Rep. Leonard
02/02/2010	H	First reading: referred to Committee on Labor and Employment

HB 1040

Citations Affected: IC 2-5.5.

Synopsis: Lake management work group. Extends the final report date and expiration date of the lake management work group from July 1, 2010, to July 1, 2012.

Effective: June 1, 2010.

Action List:

Date	Chamber	Action
01/05/2010	H	Authored by Representative Dembowski
01/05/2010	H	First reading: referred to Committee on Natural Resources
01/12/2010	H	Representative Dodge added as coauthor
01/28/2010	H	Committee report: amend do pass, adopted
02/01/2010	H	Second reading: ordered engrossed
02/02/2010	H	Third reading: passed; Roll Call 158: Yeas 98, Nays 0
02/02/2010	H	Referred to the Senate
02/02/2010	H	Senate sponsors: Senators Stutzman and Arnold

HOUSE BILL No. 1101

Citations Affected: IC 14-26.

Synopsis: Management of small lakes. Reduces from ten acres to five acres the size of a lake for which certain laws restrict projects that will or are likely to lower the water level of the lake. Reduces from 20 acres to five acres the size of a lake that is subject to the prohibition against lowering the water level of a lake more than 12 inches below the high water mark established by a dam or other artificial device creating the lake.

Effective: July 1, 2010.

Action List:

Date	Chamber	Action
01/05/2010	H	Authored by Representative Dodge
01/05/2010	H	First reading: referred to Committee on Natural Resources

HOUSE BILL No. 1161

Citations Affected: IC 13-18.

Synopsis: Confined feeding operation setbacks. Provides that after June 30, 2010, a person may not, within two miles of the boundary of a state park or reservoir operated, maintained, or managed by the department of natural resources: (1) apply manure; or (2) start construction of a confined feeding operation. Provides an exception to the manure application restriction for a postsecondary educational institution that conducts agricultural research. Provides that the construction limitation does not apply to the expansion of a confined feeding operation or the expansion of an agricultural operation that will become a confined feeding operation as a result of the expansion.

Effective: July 1, 2010.

Action List:

Date	Chamber	Action
01/07/2010	H	Authored by Representative Pflum
01/07/2010	H	First reading: referred to Committee on Agriculture and Rural Development
01/20/2010	H	Committee report: do pass, adopted
01/21/2010	H	Representatives Saunders and Cheatham added as coauthors
01/25/2010	H	Second reading: amended, ordered engrossed

01/25/2010 H Amendment 1 (Pflum), prevailed; Voice Vote
01/28/2010 H Third reading: defeated; Roll Call 84: Yeas 40, Nays 57

HOUSE BILL No. 1200

Citations Affected: IC 32-31-1-21.

Synopsis: Flood plain disclosure requirements. Removes the inclusion of basements from rental structures that are required to be disclosed as being in a flood plain.

Effective: July 1, 2010.

Action List:

Date	Chamber	Action
01/07/2010	H	Authored by Representative M. Smith
01/07/2010	H	Coauthored by Representatives Cheatham, Hinkle and Bischoff
01/07/2010	H	First reading: referred to Committee on Natural Resources
01/25/2010	H	Representatives Cheatham, Hinkle and Bischoff removed as coauthors
01/25/2010	H	Representatives Bischoff, Cheatham and Hinkle added as coauthors

HOUSE BILL No. 1201

Citations Affected: IC 36-9.

Synopsis: Drainage. Provides that, regarding removal of obstructions and right of entry, the county drainage board and the county surveyor have the same authority with respect to artificial watercourses as with respect to drains and natural watercourses. Provides that a county's policy for the management of storm water runoff from developed real property must designate the county surveyor's office as the office to which storm water issues are initially directed.

Effective: July 1, 2010.

Action List:

Date	Chamber	Action
01/07/2010	H	Authored by Representative M. Smith

01/07/2010	H	Coauthored by Representatives Cheatham, Hinkle and Bischoff
01/07/2010	H	First reading: referred to Committee on Natural Resources

HB 1232

Citations Affected: IC 14-28.

Synopsis: Removal of logjams in floodways. Provides that a permit is not required to remove a logjam or mass of wood debris that has accumulated in a river or stream.

Effective: July 1, 2010.

Action List:

Date	Chamber	Action
01/11/2010	H	Authored by Representative Dermody
01/11/2010	H	Coauthored by Representatives Dembowski and Eberhart
01/11/2010	H	First reading: referred to Committee on Natural Resources
01/14/2010	H	Representative Davis added as coauthor
01/28/2010	H	Committee report: do pass, adopted
02/01/2010	H	Second reading: ordered engrossed
02/02/2010	H	Third reading: passed; Roll Call 128: Yeas 93, Nays 1
02/02/2010	H	Referred to the Senate
02/02/2010	H	Senate sponsors: Senators Charbonneau and Arnold
02/02/2010	H	Representative Bischoff added as coauthor

HOUSE BILL No. 1244

Citations Affected: IC 6-2.5.

Synopsis: Sales tax exemption for drainage equipment. Provides that a component of a farm drainage system is exempt from sales tax if a farmer acquires the component. Provides that equipment designed specifically to install, repair, or maintain a farm drainage system is exempt from sales tax if the equipment is acquired by a farmer or a person in the business of installing, repairing, or maintaining farm drainage systems.

Effective: July 1, 2010.

Action List:

Date	Chamber	Action
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01/12/2010	H	Authored by Representative Gutwein
01/12/2010	H	Coauthored by Representatives Grubb, Pearson and Lehe
01/12/2010	H	First reading: referred to Committee on Environmental Affairs
01/26/2010	H	Committee report: do pass, adopted
01/26/2010	H	Referred to the Committee on Ways and Means pursuant to House Rule 127