

## **2014 Indiana Legislative Bills Relevant to Environmental Health**

### **SB 50: Minors and Tanning Devices**

**Authored by: Sen. Patricia Miller and Sen. Ed Charbonneau**

Minors and tanning devices. Prohibits a person less than 16 years of age from using a tanning device in a tanning facility. Repeals a provision requiring a person less than 16 years of age to be accompanied by a parent or guardian when using a tanning device in a tanning facility. Requires the state department of health to adopt standards concerning the use of tanning devices by individuals.

#### **Bill Actions as of 5/14/2014**

S 03/25/2014 – Signed by the Governor

S 03/25/2014 – Public Law 82

S 03/18/2014 – Signed by the President of the Senate

H 03/13/2014 – Signed by the Speaker

S 03/10/2014 – Signed by the President Pro Tempore

S 03/06/2014 – Motion to concur in House Amendments: prevailed; Roll Call 367: yeas 26 and nays 12

H 02/27/2014 – Returned to the Senate with amendments

H02/27/2014 – Third reading: Passed: Roll Call312: yeas 69 and nays 23

H 02/26/2014 – Second reading: engrossed

H 02/24/2014 – Representative Lawson added as cosponsor

H 02/24/2014 – Committee report: amend do pass, adopted

H 02/18/2014 – Representative Bacon added as cosponsor

H 02/18/2014 – Representative C. Brown added as cosponsor

H 02/18/2014 – Representative Lawson removed as second sponsor

H 02/10/2014 – First reading: referred to Public Health

S 01/24/2014 – Senator Mrvan added as coauthor

S 01/23/2014 – Representative Lawson added cosponsor

S 01/23/2014 – Representative Zent added as sponsor

S 01/23/2014 – Referred to House

S 01/23/2014 – Third reading: passed: roll call 24; yeas 30 and nays 17

S 01/23/2014 – Senator Randolph added as coauthor

S 01/21/2014 – Senator Stoops added as coauthor

S 01/21/2014 – Senator Landske added as third author

S 01/21/2014 – Second reading: amended, ordered engrossed

S 01/21/2014 – Amendment # 1 (Miller, Pat), prevailed

S 01/09/2014 – Senator Charbonneau added as second author

S 01/07/2014 – First reading: referred to Health and Provider Services

S01/07/2014 – Authored by Senator Miller Patricia

### **SB 51: Department of Health Matters**

**Authored by: Sen. Patricia Miller, Sen. Ed Charbonneau**

Department of health matters. Requires, before September 1, 2014, the state department of health to: (1) adopt rules concerning the regulation of facilities for treatment of traumatic brain injuries; and (2) make recommendations to the legislative council and health finance commission concerning food handling law changes. (The introduced version of this bill was prepared by the health finance commission.)

#### **Bill Actions as of 5/14/2014**

H 02/04/2014 – First reading: referred to Public Health

S 01/16/2014 – Senator Randolph added as coauthor

S 01/15/2014 – Senator Stoops added as coauthor

S 01/14/2014 – Representative Bacon added as sponsor

S 01/14/2014 – Referred to House  
S 01/14/2014 – Third reading: passed: roll call 11; yeas 49 and nays 0  
S 01/14/2014 – Senator Breaux added as coauthor  
S 01/13/2014 – Second reading: engrossed  
S 01/09/2014 – Committee report: do pass, adopted  
S 01/09/2014 – Senator Charbonneau added as second author  
S 01/07/2014 – First reading: referred to Health and Provider Services  
S 01/07/2014 – Authored by Senator Miller Patricia

### **SB 67: Eminent Domain to Construct Trails or Greenways**

**Authored by: Sen. Greg Walker**

Eminent domain to construct trails or greenways. Prohibits a condemnor from exercising the power of eminent domain to acquire a parcel of real property that: (1) is owned by a private person; and (2) will be used by the condemnor or another person only to construct trails, pathways, or greenways for individuals to bicycle, hike, run, ride on any animal, walk, or engage in any other purely recreational activity.

#### **Bill Actions as of 5/14/2014**

S 01/07/2014 – First reading: referred to Civil Law  
S 01/07/2014 – Authored by Senator Walker

### **SB 71: Regional Sewer Districts**

**Authored by: Sen. Dennis Kruse**

Regional sewer districts. Requires that the board of trustees (board) of a regional sewer district (district) must be elected. Provides for the transition from an appointed to an elected board. Provides that a district may not foreclose a sewer lien or enforce the collection of unpaid sewer fees under certain circumstances.

#### **Bill Actions as of 5/14/2014**

S 01/07/2014 – First reading: referred to Environmental Affairs  
S 01/07/2014 – Authored by Senator Kruse

### **SB 107: Transfer of Sewage System Regulatory Authority**

**Authored by: Sen. Ed Charbonneau**

Transfer of sewage system regulatory authority. Transfers from the state department of health to the department of environmental management (IDEM) the responsibility for regulating residential onsite sewage systems and commercial onsite sewage systems. Provides for IDEM, rather than the state department of health, to regulate sewage disposal systems of mobile home communities that employ septic tank absorption fields. (IDEM already regulates mobile home community sewage disposal systems that do not employ septic tank absorption fields.)

#### **Bill Actions as of 5/14/2014**

H 02/04/2014 – First reading: referred to Environmental Affairs  
S 01/24/2014 – Representative Morris added as cosponsor  
S 01/24/2014 – Representative Wolkins added as sponsor  
S 01/24/2014 – Referred to the House  
S 01/24/2014 – Third reading: passed: roll call 40; yeas 41 and nays 4  
S 01/23/2014 – Second reading: amended, ordered engrossed  
S 01/23/2014 – Amendment #4 (Charbonneau), prevailed  
S 01/15/2014 – Senator Eckerty added as second author  
S 01/15/2014 – Senator Randolph added as third author  
S 01/14/2014 – Committee report: amend do pass, adopted  
S 01/08/2014 – First reading: referred to Environmental Affairs  
S 01/08/2014 – Authored by Senator Charbonneau

## **SB 179: Various Agricultural Matters**

**Authored by: Sen. James Banks, Sen. Carlin Yoder**

Various agricultural matters. Allows poultry farms to slaughter and process up to a certain number of poultry annually without inspection under federal regulations. Provides that a local unit of government may not by ordinance or resolution require licensure, certification, or inspection for food or food products of an individual vendor, farmer, or bona fide egg producer who meets certain requirements. Provides that a farmer or bona fide egg producer with an annual egg production from a flock of 3,000 hens or fewer: (1) is not required to have a farmers market retail permit to sell eggs at a farmers market; and (2) may sell eggs: (1) to a restaurant or grocery store; or (2) at a farmer's market or roadside stand in Indiana if the eggs meet U.S. Consumer Grade B standards.

### **Bill Actions as of 5/14/2014**

S 03/26/2014 – Public Law 154

S 03/26/2014 – Signed by the Governor

S 03/20/2014 – Signed by the President Pro Tempore

S 03/18/2014 – Signed by the President of the Senate

H 03/15/2014 – Signed by the Speaker

H 03/13/2014 – Rules Suspended. Conference Committee Report 1 adopted; roll call 505: yeas 92 and nays 6

S 03/13/2014 – Rules Suspended. Conference Committee Report 1 adopted; roll call 444: yeas 46 and nays 2

S 03/06/2014 – Senator Hershman added as advisor

S 03/06/2014 – Senator Yoder added as conferee

S 03/06/2014 – Senator Banks removed as conferee

H 03/05/2014 – Representative Bauer added as advisor

H 03/05/2014 – Representative Baird added as advisor

H 03/05/2014 – Representative Morrison added as advisor

H 03/05/2014 – Representative Lehe added as advisor

H 03/05/2014 – Representative Niezgodski added as conferee

H 03/05/2014 – Representative Clere added as conferee

S 03/04/2014 – Senator Skinner added as advisor

S 03/04/2014 – Senator Yoder added as advisor

S 03/04/2014 – Senator R. Young added as conferee

S 03/04/2014 – Senate dissented from House amendments

H 03/03/2014 – Returned to the Senate with amendments

H 03/03/2014 – Third reading: Passed: Roll Call 365: yeas 87 and nays 10

H 03/03/2014 – Representative Beumer added as cosponsor

H 03/03/2014 – Representative Niezgodski added as cosponsor

H 03/03/2014 – Representative Lehe added as cosponsor

H 02/27/2014 – Second reading: engrossed

H 02/25/2014 – Committee report: amend do pass, adopted

H 02/04/2014 – First reading: referred to Agriculture and Rural Development

S 01/21/2014 – Representative Clere added as sponsor

S 01/21/2014 – Referred to the House

S 01/21/2014 – Third reading: passed; roll call 19: yeas 45 and nays 1

S 01/21/2014 – Senator Waterman added as coauthor

S 01/16/2014 – Amendment #2 (Banks), prevailed

S 01/16/2014 – Second reading: amended, ordered engrossed

S 01/15/2014 – Senator Skinner added as coauthor

S 01/15/2014 – Senator R. Young added as coauthor

S 01/14/2014 – Committee report: do pass, adopted

S 01/08/2014 – First reading: referred to Agriculture and Natural Resources  
S 01/08/2014 – Authored by Senator Banks, Yoder

### **SB 186: State Policy on Agriculture and Farmers' Rights**

**Authored by: Sen. Carlin Yoder**

State policy on agriculture and farmers' rights. Declares the state policy on agriculture and farmers' rights.

#### **Bill Actions as of 5/14/2014**

S 03/14/2014 – Public Law 25  
S 03/14/2014 – Signed by the Governor  
S 03/05/2014 – Signed by the President Pro Tempore  
S 03/05/2014 – Signed by the Speaker  
H 02/24/2014 – Returned to the Senate without amendments  
H 02/24/2014 – Third reading: Passed: Roll Call 250: yeas 67 and nays 30  
H 02/20/2014 – Second reading: engrossed  
H 02/20/2014 – SB 186 Amendment #1 (Saunders), failed  
H 02/17/2014 – Committee report do pass, adopted  
H 02/10/2014 – First reading: referred to Agriculture and Rural Development  
S 01/30/2014 – Senator R. Young added as coauthor  
S 01/30/2014 – Senator Banks added as second author  
S 01/23/2014 – Representative Kubacki added as cosponsor  
S 01/23/2014 – Representative Friend added as cosponsor  
S 01/23/2014 – Representative Lehe added as sponsor  
S 01/23/2014 – Referred to the House  
S 01/23/2014 – Third reading: passed; roll call 32: yeas 40 and nays 8  
S 01/23/2014 – Senator Hershman added as coauthor  
S 01/23/2014 – Senator Waterman added as coauthor  
S 01/23/2014 – Senator Holdman added as coauthor  
S 01/23/2014 – Senator Kruse added as coauthor  
S 01/16/2014 – Second reading: engrossed  
S 01/14/2014 – Committee report: do pass, adopted  
S 01/08/2014 – First reading: referred to Agriculture and Natural Resources  
S01/08/2014 – Authored by Senator Yoder

### **SB 217: Underground Tank Fee and Drainage Onsite Reviews**

**Authored by: Sen. Ed Charbonneau**

Underground tank fee and drainage onsite reviews. Provides that if an underground storage tank consists of a single tank in which there are separate compartments, a separate annual registration fee shall be paid for each compartment within the single tank. Requires the owner of an underground storage tank to pay an annual registration fee for a calendar year if the underground storage tank is not closed before January 1 of that year. Requires the department of environmental management (instead of the department of state revenue) to collect the annual registration fee. Allows, instead of requires, a county surveyor or drainage board planning to perform a regulated drain reconstruction or maintenance project that meets certain conditions to request an onsite field review by representatives of the department of natural resources and the department of environmental management.

#### **Bill Actions as of 5/14/2014**

S 03/13/2014 – Public Law 6  
S 03/13/2014 – Signed by the Governor  
S 03/05/2014 – Signed by the President of the Senate  
S 03/03/2014 – Signed by the Speaker  
H 02/20/2014 – Returned to the Senate without amendments

H 02/20/2014 – Third reading: passed: Roll Call 236: yeas 91 and nays 0  
H 02/18/2014 – Second reading: engrossed  
H 02/13/2014 – Committee report: do pass, adopted  
H 02/10/2014 – First reading: referred to Environmental Affairs  
S 02/03/2014 – Representative Van Natter added as sponsor  
S 02/03/2014 – Representative Wolkins added first sponsor  
S 02/03/2014 – Referred to the House  
S 02/03/2014 – Third reading: passed: roll call 107; yeas 45 and nays 3  
S 01/30/2014 – Second reading: engrossed  
S 01/27/2014 – Committee report: do pass amend, adopted  
S 01/09/2014 – First reading: referred to Environmental Affairs

### **SB 218: Annual Reporting of Recycling Activities**

**Authored by: Sen. Ed Charbonneau**

Annual reporting of recycling activities. Requires a person that recycles recyclable materials (including a recyclable materials broker and the owner or operator of a composting facility, a waste tire processing operation, a resource recovery facility, a waste-to-energy facility, or a solid waste disposal facility at which recycling occurs) to submit annually to the commissioner of the department of environmental management (commissioner) a completed recycling activity report concerning the recycling activities or waste-to-energy activities conducted by the person during the year. Requires the commissioner to post on the department's Internet web site a uniform recycling activity report form to be used in making the annual recycling activity reports. Requires the commissioner to submit to the environmental quality service council an annual written report summarizing the information obtained through the recycling activity reports submitted to the commissioner.

#### **Bill Actions as of 5/14/2014**

S 01/09/2014 – First reading: referred to Environmental Affairs  
S 01/09/2014 – Authored by Senator Charbonneau

### **SB 323: Liability for Wild Animals Killed by Pollutants**

**Authored by: Sen. Douglas Eckerty**

Liability for wild animals killed by pollutants. Amends the law under which the director of the department of natural resources may recover damages from a person for causing the death of wild animals through a release of waste materials or chemicals to provide that the director may not recover damages from a person who is alleged to have caused the death of wild animals through a release of waste materials or chemicals if an agency of state government other than the department of natural resources has investigated the release of waste materials or chemicals and the agency's investigation did not identify the person as a party responsible for the death of the wild animals.

#### **Bill Actions as of 5/14/2014**

S 01/14/2014 – First reading: referred to Agriculture and Natural Resources  
S 01/09/2014 – Authored by Senator Eckerty

### **SB 324: Ban on Disposal of Recyclable Materials**

**Authored by: Sen. Mark Stoops**

Ban on disposal of recyclable materials. Provides that items consisting entirely or primarily of paper, cardboard, glass, aluminum, or plastic may not be disposed of or incinerated in a final disposal facility. Authorizes the environmental rules board to adopt rules.

#### **Bill Actions as of 5/14/2014**

S 01/14/2014 – First reading: referred to Environmental Affairs  
S 01/09/2014 – Authored by Senator Stoops

## **SB 359: Confined Feeding Operations and Composting**

**Authored by: Sen. Ed Charbonneau**

Confined feeding operations and composting. Provides that a person may not operate a confined feeding operation unless an approval issued to the person by the department of environmental management is in effect. Provides for renewal of an approval for the construction, expansion, or operation of a confined feeding operation. Provides that the law concerning the registration of composting facilities applies to facilities for the composting of vegetative matter and other organic material. (Currently the law applies only to facilities for the composting of vegetative matter resulting from landscaping maintenance and land clearing projects.) Specifies the conditions under which an application for registration of a composting facility may be denied or a registration may be revoked.

### **Bill Actions as of 5/14/2014**

S 03/27/2014 – Signed by the Governor

S 03/27/2014 – Public Law 199

S 03/18/2014 – Signed by the President of the Senate

H 03/13/2014 – Signed by the Speaker

S 03/12/2014 – Signed by the President Pro Tempore

S 03/05/2014 – Motion to concur in House amendments: prevailed; Roll Call 363: yeas 45 and nays 3

H 02/25/2014 – Returned to the Senate with amendments

H 02/25/2014 – Third reading: Passed: Roll Call 284: yeas 94 and nays 0

H 02/24/2014 – Second reading: amended, ordered engrossed

H 02/24/2014 – SB 359 Amendment #1 (Dvorak), failed

H 02/24/2014 – SB 359 amendments #2 (Lehe), prevailed

H 02/20/2014 – Committee report: do pass, adopted

H 02/10/2014 – First reading: referred to Environmental Affairs

S 02/03/2014 – Representative Niemeyer added as cosponsor

S 02/03/2014 – Representative Gutwein added as sponsor

S 02/03/2014 – Representative Lehe added first sponsor

S 02/03/2014 – Referred to the House

S 02/03/2014 – Third reading: passed: roll call 121; yeas 45 and nays 2

S 01/30/2014 – Second reading: engrossed

S 01/28/2014 – Committee report: amend do pass, adopted

S 01/27/2014 – Senator Randolph added as third author

S 01/27/2014 – Senator Leising added as second author

S 01/14/2014 – First reading: referred to Environmental Affairs

S 01/14/2014 – Authored by Senator Charbonneau

## **SB 376: IDEM Powers and Permit Decision Deadlines**

**Authored by: Sen. Susan Glick**

IDEM powers and permit decision deadlines. Requires an employee of the department of environmental management (IDEM) to successfully complete an educational program offered by the Solid Waste Association of North America concerning a certain subject if the duties of the employee relate to permits or registrations involving that subject. Provides that IDEM has no powers other than those explicitly granted by, and shall exercise its powers in strict compliance with, statutory law and the rules of the environmental rules board. Prohibits IDEM, in issuing and enforcing a permit, from imposing requirements or standards more burdensome than the requirements and standards expressly provided for in statutory law and the rules of the environmental rules board. Prohibits IDEM from unilaterally observing any sort of interruption in the running of the period allowed by law for the approval or denial of a permit application, and provides that the period may be extended only with the written consent of the applicant.

**Bill Actions as of 5/14/2014**

H 02/10/2014 – First reading: referred to Environmental Affairs  
S 02/04/2014 – Representative Wolkins added first sponsor  
S 02/04/2014 – Referred to the House  
S 02/04/2014 – Third reading: passed: roll call 188; yeas 48 and nays 0  
S 02/03/2014 – Second reading: amended, ordered engrossed  
S 02/03/2014 – B 376 amendment #2 (Glick), prevailed  
S 01/28/2014 – Senator Randolph added as coauthor  
S 01/28/2014 – Committee report: amend do pass, adopted  
S 01/14/2014 – First reading: referred to Environmental Affairs  
S 01/14/2014 – Authored by Senator Glick

**SB 382: Lead-Based Paint Hazard Program****Authored by: Sen. Timothy Lanane, Sen. Jean Breaux**

Lead-based paint hazard program. Requires the state department of health to seek authorization from the U.S. Environmental Protection Agency (EPA) to administer and enforce, in Indiana, the EPA's program to address lead based paint hazards created by renovation, repair, and painting activities that disturb lead based paint in certain housing structures and facilities.

**Bill Actions as of 5/14/2014**

S 01/21/2014 – Senator Pat Miller added as second author  
S 01/14/2014 – First reading: referred to Health and Provider Services  
S 01/14/2014 – Senator Lanane removed as first author  
S 01/14/2014 – Senator Breaux added as first author  
S 01/13/2014 – Authored by Senator Lananae

**SB 391: Statewide and Regional Water Resource Planning****Authored by: Sen. Richard Young**

Statewide and regional water resource planning. Divides Indiana into nine hydrological regions, each of which contains certain specified counties. Establishes for each hydrological region: (1) a regional water management council consisting of the chairpersons of the drainage board and the soil and water conservation district of each county in the hydrological region; and (2) a regional water planning group consisting of the members of the regional water management council and six other members selected by majority vote of the regional water management council from individuals falling within certain interest categories. Requires each regional water planning group, every five years, to adopt a regional water resources plan for its hydrological region and to forward its regional water resources plan to the natural resources commission. Requires the natural resources commission, every five years, to adopt a comprehensive state water resources plan that incorporates the regional water resources plans of the regional water planning groups. Requires the director of the department of natural resources to establish a water resources information system to serve as a central clearinghouse and referral center for data relevant to Indiana's water resources.

**Bill Actions as of 5/14/2014**

S 01/14/2014 – First reading: Referred to Environmental Affairs  
S 01/13/2014 – Authored by Senator R. Young

**SB 422: Abandoned Housing****Authored by: Sen. James Merritt**

Abandoned housing. Requires the attorney general to establish and maintain a tax sale blight registry of all persons ineligible to participate in the tax sale. Reduces the redemption

period for certain properties sold at the tax sale to 180 days. Provides that properties certified as vacant or abandoned may be sold outright at the tax sale. Prohibits foreign business associations that have not registered with the secretary of state from participating in the tax sale. Requires persons who purchase a property or certificate at a tax sale to reimburse the county for the costs of a title search. Permits a county to establish a paddle fee for persons who attend the tax sale. Requires the sheriff to notify the owner of a foreclosed property being sold at auction if the sale is canceled.

**Bill Actions as of 5/14/2014**

S 03/24/2014 – Public Law 66

S 03/24/2014 – Signed by the Governor

S 03/20/2014 – Signed by the President Pro Tempore

S 03/18/2014 – Signed by the President of the Senate

H 03/14/2014 – Signed by the Speaker

S 03/12/2014 – Motion to Concur in House Amendments: prevailed; roll call 390: yeas 45 and nays 0

H 03/03/2014 – Returned to the Senate with amendments

H 03/03/2014 – Third reading: Passed: Roll Call 381: yes 97 and nays 0

H 02/27/2014 – Second reading: amended, ordered engrossed

H 02/27/2014 – SB 422 amendment #5 (Moed), prevailed

H 02/27/2014 – SB 422 amendmen #3 (Macer), failed

H 02/27/2014 – SB 422 amendment #2 (Clere), prevailed

H 02/25/2014 – Representative Forestal added as cosponsor

H 02/25/2014 – Committee report: amend do pass, adopted

H 02/10/2014 – First reading: referred to Government and Regulatory Reform

S 02/04/2014 – Representative Hamm added as cosponsor

S 02/04/2014 – Representative Moed added as cosponsor

S 02/04/2014 – Representative Clere added first sponsor

S 02/04/2014 – Third reading: passed: roll call 195; yeas 47 and nays 1

S 02/04/2014 – Senator Steele added as coauthor

S 02/04/2014 – Senator Paul added as third author

S 02/04/2014 – Senator Wyss added as coauthor

S 02/03/2014 – Second reading: engrossed

S 02/03/2014 – Senator Breaux added as coauthor

S 01/30/2014 – Committee report: amend do pass, adopted

S 01/30/2014 – Senator Waltz added as coauthor

S 01/27/2014 – Senator Head added as second author

S 01/14/2014 – First reading: referred to Local Government

S 01/14/2014 – Authored by Senator Merritt

**HB 1081: Ban on Sale or Use of Coal Tar Pavement Products**

**Authored by: Rep. David Niezgodski**

Ban on sale or use of coal tar pavement products. Prohibits the: (1) sale; and (2) application to pavement; of a coal tar pavement product (a tar formed from the distillation of bituminous coal) except as required for purposes of research on the effects of the coal tar pavement product on the environment.

**Bill Actions as of 5/14/2014**

H 01/09/2014 – First reading: Referred to Environmental Affairs

H 01/09/2014 – Authored by Representative Niezgodski



## **HB 1111: Protections for Community Emergency Response Teams**

**Authored by: Rep Karlee Macer**

Protections for community emergency response teams. Provides immunity from civil liability for community emergency response team (CERT) members performing CERT functions. Prohibits a public or private employer from disciplining an employee who is a CERT member for being absent from or leaving work when the employee is performing CERT functions, and allows a civil action against an employer who disciplines an employee for this reason. Authorizes a public or private employer to: (1) request proof that the employee was performing CERT functions when absent from work; and (2) require the employee to notify the employer of the expected absence before the employee's scheduled start time. Provides that a private or public employer other than the state is not required to pay salary or wages for time away from employment spent performing CERT functions. Specifies that the agent of a public employer other than the state who has authorized an absence for CERT purposes has not committed ghost employment.

### **Bill Actions as of 5/14/2014**

H 01/09/2014 – First reading: referred to Employment , Labor and Pensions

H 01/07/2014 – Authored by Representative Macer

## **HB 1141: Methamphetamine Lab Disclosure in Property Sales**

**Authored by: Rep McNamara**

Methamphetamine lab disclosure in property sales. Provides that the state police department (and not the Indiana criminal justice institute) maintains the methamphetamine laboratory web site (web site). Provides that a property must be removed from the web site 90 days after the property has been certified decontaminated by an approved inspector. Removes a provision from the web site statute that provides records concerning a property removed from the web site are confidential. Removes other provisions relating to listing a property that has been decontaminated before listing on the web site. Makes other changes.

### **Bill Actions as of 5/14/2014**

H 03/26/2014 – Public Law 180

H 03/26/2014 – Signed by the Governor

S 03/18/2014 – Signed by the President of the Senate

H 03/13/2014 – Signed by the Speaker

S 03/13/2014 – Signed by the President Pro Tempore

S 03/12/2014 – Conference Committee Report 1 adopted; roll call 398: yeas 45 and nays 0

H 03/12/2014 – Rules Suspended. Conference Committee Report 1 adopted; roll call 449: yeas 95 and nays 0

S 03/06/2014 – Senator Lanane added as advisor

S 03/06/2014 – Senator Merritt added as advisor

S 03/06/2014 – Senator Arnold added as conferee

S 03/06/2014 – Senator Head added as conferee

H 03/06/2014 – Representative Riecken added as advisor

H 03/06/2014 – Representative Candelaria Reardon added as advisor

H 03/06/2014 – Representative Koch added as advisor

H 03/06/2014 – Representative Ober added as advisor

H 03/06/2014 – Representative Macer added as conferee

H 03/06/2014 – Representative McNamara added as conferee

H 03/05/2014 – House dissented from Senate amendments

S 03/04/2014 – Returned to the House with amendments

S 03/04/2014 – Third reading: Passed: Roll Call 301: yeas 47 and nays 0

S 02/27/2014 – Second reading: amended, ordered engrossed

S 02/27/2014 – HB 1141 amendment #1 (Miller, Pat), prevailed

S 02/27/2014 – HB 1141 amendment #2 (Head), prevailed

S 02/27/2014 – Senator Arnold added as cosponsor  
S 02/25/2014 – Committee report: amend do pass, adopted  
S 02/10/2014 – First reading: referred to Civil Law  
H 02/03/2014 – Senator Head added as sponsor  
H 02/03/2014 – Referred to the Senate  
H 02/03/2014 – Third reading: passed: roll call 181; yeas 95 and nays 0  
H 01/30/2014 – HB 1141 amendment #1 (McNamara), prevailed  
H 01/30/2014 – Second reading: amended, ordered engrossed  
H 01/28/2014 – Committee report: amend do pass, adopted  
H 01/15/2014 – Representative Macer added as coauthor  
H 01/09/2014 – First reading: referred to Government and Regulatory Reform  
H 01/09/2014 – Coauthored by Representatives Ober, Kubacki  
H 01/09/2014 – Authored by Representative McNamara

### **HB 1143: Environmental Rules and Standards**

**Authored by: Rep. David Wolkins**

Environmental rules and standards. Prohibits the environmental rules board from adopting a rule or standard that is more stringent than the corresponding regulation or standard established under federal law. Makes corresponding changes in the law concerning the adoption of environmental rules.

#### **Bill Actions as of 5/14/2014**

S 02/04/2014 – First reading: referred to Environmental Affairs  
H 01/29/2014 – Senator Charbonneau added as first sponsor  
H 01/28/2014 – Referred to the Senate  
H 01/28/2014 – Third reading: passed: roll call 81; yeas 68 and nays 28  
H 01/27/2014 – Second reading: engrossed  
H 01/27/2014 – Representative VanNatter added as coauthor  
H 01/23/2014 – Representative Ober added as coauthor  
H 01/23/2014 – Committee report: do pass, adopted  
H 01/09/2014 – First reading: Referred to Environmental Affairs  
H 01/09/2014 – Authored by Representative Wolkins

### **HB 1163: Smoking Restrictions for Bars and Taverns**

**Authored by: Rep. Timothy Harman**

Smoking restrictions for bars and taverns. Allows bars and taverns in which smoking is allowed to permit individuals who are less than 21 years of age to enter nonsmoking rooms or areas of the bars or taverns if the bars or taverns meet certain requirements.

#### **Bill Actions as of 5/14/2014**

H 01/21/2014 – Reassigned to Public Policy  
H 01/13/2014 – First reading: referred to Public Health  
H 01/09/2014 – Authored by Representative Harman

### **HB 1183: Recycling Reporting, State Goal, and Study**

**Authored by: Rep. David Wolkins**

Recycling reporting, state goal, and study. Requires each recycler of recyclable materials generated by multiple persons, beginning in 2015, to submit annually to the commissioner of the department of environmental management (commissioner) a completed recycling activity report concerning the recycling activities conducted by the recycler during the most recently ended fiscal year. Requires the commissioner to post on the department's Internet web site a uniform recycling activity report form to be used in making the annual recycling activity reports. Requires the commissioner to submit to the environmental quality service council an annual written report summarizing the information obtained through the recycling

activity reports submitted to the commissioner. Establishes a state goal of recycling at least 50% of all municipal waste by 2019. Requires the environmental quality service council, not later than October 1, 2014, to produce a written report that includes the environmental quality service council's analysis of a number of recycling-related subjects.

**Bill Actions as of 5/14/2014**

H 03/25/2014 – Public Law 126

H 03/25/2014 – Signed by the Governor

S 03/18/2014 – Signed by the President of the Senate

H 03/13/2014 – Signed by the Speaker

S 03/13/2014 – Signed by the President Pro Tempore

H 03/05/2014 – Motion to concur in Senate amendments: prevailed: roll call 408: yeas 87 and nays 0

S 03/04/2014 – Returned to the House with amendments

S 03/04/2014 – Third reading: passed: roll call 307: yeas 47 and nays 0

S 02/27/2014 – Second reading: amended, ordered engrossed

S 02/27/2014 – HB 1183 amendment #1 (Charbonneau), prevailed

S 02/25/2014 – Committee report: amend do pass, adopted

S 02/18/2014 – Senator Randolph added as cosponsor

S 02/13/2014 – Senator Eckerty added third sponsor

S 02/04/2014 – First reading: referred to Environmental Affairs

H 01/30/2014 – Senator Charbonneau added as sponsor

H 01/30/2014 – Senator Stoops added as second sponsor

H 01/29/2014 – Referred to the Senate

H 01/29/2014 – Third reading: passed: roll call 107; yeas 97 and nays 0

H 01/27/2014 – HB 1183 amendment #1 (Morris), prevailed

H 01/27/2014 – Second reading: amended, ordered engrossed

H 01/23/2014 – Representative Forestal added as coauthor

H 01/23/2014 – Representative Frye added as coauthor

H 01/23/2014 – Representative Pierce added as coauthor

H 01/23/2014 – Representative Morris added as coauthor

H 01/23/2014 – Representative Lutz added as coauthor

H 01/15/2014 – Representative Errington added as coauthor

H 01/15/2014 – Committee report: do pass, adopted

H 01/14/2014 – First reading: referred to Environmental Affairs

H 01/13/2014 – Authored by Representative Wolkins

**HB 1199: Release of Feral Cats**

**Authored by: Rep. Don Lehe**

Release of feral cats. Provides that the prohibition against permitting domestic animals to run at large in a mobile home community does not apply to feral cats that are caught and released as part of a spay and neuter program designed to reduce the number of feral cats in the area.

**Bill Actions as of 5/14/2014**

H 03/26/2014 – Signed by the Governor

S 03/18/2014 – Signed by the President of the Senate

H 03/13/2014 – Public Law 182

S 03/12/2014 – Signed by the President Pro Tempore

S 03/04/2014 – Returned to the House without amendments

S 03/04/2014 – Third reading: passed: roll call 309: yeas 38 and nays 10

S 03/03/2014 – Senator Yoder added second sponsor

S 03/03/2014 – Second reading: engrossed

S 02/27/2014 – Committee report: do pass, adopted

S 02/04/2014 – First reading: Referred to Public Policy  
H 01/30/2014 – Senator Hershman added as sponsor  
H 01/30/2014 – Referred to the Senate  
H 01/30/2014 – Third reading: passed: roll call 151; yeas 90 and nays 5  
H 01/29/2014 – Second reading: engrossed  
H 01/27/2014 – Committee report: do pass, adopted  
H 01/27/2014 – Representative Klinker added as coauthor  
H 01/16/2014 – Representative Lawson added as coauthor  
H 01/14/2014 – First reading: Referred to Agriculture and Rural Development  
H 01/13/2014 – Authored by Representative Lehe

### **HB 1299: Local Regulation of Oil and Gas Wells**

**Authored by: Rep. Eric Allan Koch**

Local regulation of oil and gas wells. Provides that a: (1) county ordinance may not regulate the exploration, drilling, deepening, conversion, or operation of any well for oil and gas purposes; and (2) municipality may not regulate the operation of any oil and gas well concerning hydraulic fracturing (unless the operation is regulated under a zoning ordinance); unless granted a waiver by the director of the oil and gas division of the department of natural resources.

#### **Bill Actions as of 5/14/2014**

H 01/27/2014 – Representative Morris added as coauthor  
H 01/15/2014 – First reading: referred to Natural Resources  
H 01/13/2014 – Authored by Representative Koch

### **HB 1306: Search Fee for Public Records Requests**

**Authored by: Rep. William Friend**

Search fee for public records requests. Allows a state or local government public agency to charge a fee for any records search in excess of two hours. Provides that a public agency may not charge a search time fee if another fee is charged that covers the public records request. Provides that the search fee must be an hourly fee that does not exceed the lesser of: (1) the hourly rate of the person making the search; or (2) \$20 per hour. Provides that the public agency may charge only for time that the person making the search actually spends in searching for the record, and may not charge for computer processing time. Requires the fee to be prorated to reflect any search time of less than an hour. Prohibits a public agency from establishing a minimum fee for searching for a record. Requires a public agency to make a good faith effort to complete a search for a record within a reasonable time in order to minimize the amount of the search fee. Prohibits a public agency from charging a fee for a public record transmitted by electronic mail except for: (1) a fee charged for reprogramming a computer system if the reprogramming is required to separate disclosable information from nondisclosable information; (2) a certification or search fee set by statute or ordered by a court; or (3) a fee charged for providing an electronic map. Provides that if a public record is in an electronic format, a public agency (excluding the office of the county recorder) shall provide an electronic copy or a paper copy, at the option of the person making the request for a public record.

#### **Bill Actions as of 5/14/2014**

S 03/11/2014 – Senator Stoops added as advisor  
S 03/11/2014 – Senator Head added as advisor  
S 03/11/2014 – Senator Arnold added as conferee  
S 03/11/2014 – Senator Holdman added as conferee  
H 03/10/2014 – Representative Bartlett added as advisor  
H 03/10/2014 – Representative Ziemke added as advisor  
H 03/10/2014 – Representative Mayfield added as advisor

H 03/10/2014 – Representative Torr added as advisor  
H 03/10/2014 – Representative Candelaria Reardon added as conferee  
H 03/10/2014 – Representative Friend added as conferee  
H 03/10/2014 – House dissented from Senate amendments  
S 02/27/2014 – Returned to the House with amendments  
S 02/27/2014 – Third reading: passed: roll call 262: yeas 38 and nays 10  
S 02/27/2014 – Senator Randolph added as cosponsor  
S 02/25/2014 – Second reading: amended, ordered engrossed  
S 02/25/2014 – HB 1306 amendment #1 (Smith), prevailed  
S 02/25/2014 – HB 1306 amendment #2 (Holdman), prevailed  
S 02/20/2014 – Committee report: amend do pass, adopted  
H 02/11/2014 – Representative Hale removed as coauthor  
S 02/10/2014 – First reading: referred to Local Government  
H 02/03/2014 – Third reading: passed: roll call 200; yeas 86 and nays 8  
H 02/03/2014 – Senator Arnold added as third sponsor  
H 02/03/2014 – Senator Head added as second sponsor  
H 02/03/2014 – Senator Holdma added as first sponsor  
H 02/03/2014 – Referred to Senate  
H 01/30/2014 – Second reading: engrossed  
H 01/28/2014 – Representative Hale added as coauthor  
H 01/28/2014 – Committee report: do pass, adopted  
H 01/15/2014 – Coauthored by Representative Richardson  
H 01/15/2014 – First reading: referred to Government and Regulatory Reform  
H 01/13/2014 – Authored by Representative Friend

## **HB 1342: Environmental Fees and Expenses**

### **Authored by: Rep. David Wolkins**

Environmental fees and expenses. Provides that the hazardous waste disposal fee (which replaces the hazardous waste disposal tax), the fee on the disposal or incineration of solid waste, and the annual registration fee paid by owners of underground storage tanks shall be collected by the department of environmental management instead of the department of state revenue. Provides that if an underground storage tank consists of a single tank in which there are separate compartments, a separate annual registration fee shall be paid for each compartment within the single tank. Allows the commissioner of the department of environmental management, under certain circumstances, to authorize themodification of a restrictive covenant that the owner of a property contaminated with a hazardous substance has been required to execute and record. Provides for the administrative and personnel expenses incurred by the state in evaluating a proposed modification of a restrictive covenant to be paid from the hazardous substances response trust fund, and requires the environmental rules board to adopt rules providing for the recovery of those expenses by the state. Removes references to the solid waste management board, which was abolished on January 1, 2013.

### **Bill Actions as of 5/14/2014**

H 03/27/2014 – Signed by the Governor  
S 03/27/2014 – Signed by the President Pro Tempore  
S 03/18/2014 – Signed by the President of the Senate  
H 03/13/2014 – Signed by the speaker  
H 03/13/2014 – Public Law 220  
H 03/05/2014 – Motion to concur in Senate amendments: prevailed: roll call 410: yeas 89 and nays 0  
S 02/27/2014 – Returned to the House with amendments  
S 02/27/2014 – Third reading: passed: roll call 264: yeas 48 and nays 0

S 02/25/2014 – Second reading: amended, ordered engrossed  
S 02/25/2014 – HB 1342 amendment #4 (Charbonneau), prevailed  
S 02/25/2014 – HB 1342 amendment #3 (Charbonneau), prevailed  
S 02/25/2014 – HB 1342 amendment #2 (Breaux), prevailed  
S 02/24/2014 – Senator Long removed second sponsor  
S 02/18/2014 – Senator Randolph added as cosponsor  
S 02/18/2014 – Committee report: do pass, adopted  
S 02/04/2014 – First reading: referred to Environmental Affairs  
H 01/30/2014 – Senator Long added as second sponsor  
H 01/30/2014 – Senator Charbonneau added as sponsor  
H 01/30/2014 – Referred to the Senate  
H 01/30/2014 – Third reading: passed: roll call 158; yeas 90 and nays 0  
H 01/29/2014 – HB 1342 amendment #2 (Wolkins), prevailed  
H 01/29/2014 – HB 1342 amendment #1 (Baird), prevailed  
H 01/29/2014 – Second reading: amended, ordered engrossed  
H 01/23/2014 – Committee report: do pass, adopted  
H 01/15/2014 – First reading: referred to Environmental Affairs  
H 01/14/2014 – Authored by Representative Wolkins

### **HB 1404: Confined feeding financial ability requirements**

#### **Authored by: Rep. Thomas Saunders**

Confined feeding financial ability requirements. Provides that, after December 31, 2014, a person may not start: (1) the construction of a concentrated animal feeding operation (CAFO); or (2) an expansion of a CAFO that would increase animal capacity or manure containment capacity, or both; without obtaining the prior approval of the department of environmental management. Requires, after December 31, 2014, a person who applies or has applied to the department of environmental management for approval of a confined feeding operation or CAFO, or for an individual water pollution control permit for a CAFO, to prove the person's financial ability to pay for closure, post-closure monitoring and maintenance, spill response, and compensation of third parties for bodily injury and property damage in the event of an accidental or intentional release from the person's confined feeding operation or CAFO. Requires the environmental rules board to adopt rules to become effective not later than January 1, 2015, concerning the financial ability requirements.

#### **Bill Actions as of 5/14/2014**

H 01/16/2014 – First reading: referred to Environmental Affairs  
H 01/15/2014 – Authored by representative Saunders