

# **TITLE 329 SOLID WASTE MANAGEMENT DIVISION**

## **Rule Information Sheet**

Underground Storage Tank Revisions  
LSA Document #20-25

### **Overview**

This rulemaking amends and repeals a large portion of 329 IAC 9. The sections being repealed include more stringent, Indiana-specific requirements for owners and operators of underground storage tanks. Consequently, the rule is also incorporating by reference corresponding sections of the Code of Federal Regulations (CFR) to replace the sections being repealed and provide consistency with federal regulations. The rulemaking also specifies the information required from underground storage tank owners and operators when registering a new underground storage tank or notifying the department of changes at their facilities.

### **Suggested Changes since Preliminary Adoption**

There has been one minor change to the rule language since preliminary adoption. In 329 IAC 9-2-2, there were multiple references to forms as approved by the Indiana Department of Administration. The reference to this government body was in error as it is the Indiana Archives and Records Administration that approves forms for use by the department. Accordingly, this erroneous reference has been corrected for final adoption.

### **Affected Persons**

This rulemaking will affect underground storage tank owners and operators.

### **Reasons for the Rule**

The overall goal of this rulemaking is to reduce regulatory burdens on underground storage tank owners and operators and provide parity with the CFR.

### **Economic Impact of the Rule**

There will be a slight positive economic impact as this rule will remove certain record keeping and reporting requirements that are required by Indiana's state-specific rules. These requirements will be repealed and replaced by incorporating the CFR.

### **Scheduled Board Action and Hearings**

First Public Hearing: November 9, 2022 at the Indiana Government Center South, 10 North Senate Avenue, Conference Room A, Indianapolis, Indiana.

Second Public Hearing: June 14, 2023 at the Indiana Government Center South, 10 North Senate Avenue, Conference Room A, Indianapolis, Indiana.

### **IDEM Contact**

Additional information regarding this rulemaking action can be obtained from Seth Engdahl, Rules Development Branch, Office of Legal Counsel, at [sengdahl@idem.in.gov](mailto:sengdahl@idem.in.gov), (317) 234-9535, (800) 451-6027 (in Indiana), or [sengdahl@idem.in.gov](mailto:sengdahl@idem.in.gov).