

**Indiana Department of Health**  
**410 IAC 6-8.3 Residential On-Site Sewage Systems**  
**LSA Document #23-798**

**Readoption Review**

**I. Continued Need for the Rule**

There is a continued need for this rule. The predominate purpose and effect of the rule is to address matters of health and safety by making sure that residential on-site sewage systems are installed, operated and maintained in a safe and sanitary manner to prevent the creation of a health hazard. This rule covers on-site sewage systems constructed for new home construction and the repair of existing systems.

The rule was updated in March 2024 without any increase in fiscal impact.

The rule is implemented by local health departments which set permit fees. Enforcement is executed by local health department policies and procedures.

Regulated entities can choose from least expensive to more expensive options.

The rule sets the minimum standards to protect public health. Consumers can always choose to exceed these requirements.

The rule does not duplicate any state or federal law. All recent rule revisions contained many clarifications of existing standards to improve comprehension. Additionally, the department provides interpretation guidance when warranted.

**II. Analysis of fees, fines, and civil penalties under IC 4-22-2-19.6**

The rule does not include any fees, fines, or civil penalties.

**III. Complaints and Comments**

The rule is implemented by local health departments. Any complaints are handled by the local health department. Complaints are generally related to the cost for or type of the on-site sewage system. However, the cost and type of sewage system is based on rule 8.3 requirements for the location, size and type of sewage system. These requirements are evaluated based on the soil absorption and the calculated peak daily sewage flow and are necessary for health and safety.

**IV. Difficulties Encountered**

The agency has not encountered any difficulties administering the rule. Any difficulties met by regulated parties are related to existing environmental conditions that need to be overcome. The rule includes various options and standards appropriate to varying environmental conditions.

## **V. Changes in Technology, Economic Conditions, or Other Factors**

The rule was very recently updated in March 2024 to include the most up to date industry standards.

## **VI. Revised Regulatory Analysis**

No changes are needed to the regulatory analyses since this rule was last readopted. The March 2024 amendments included a thorough regulatory analysis which is still valid.