

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS
FISCAL IMPACT STATEMENT**

LS 6420
BILL NUMBER: HB 1052

NOTE PREPARED: Apr 21, 2025
BILL AMENDED: Mar 25, 2025

SUBJECT: Onsite Sewage Systems.

FIRST AUTHOR: Rep. Pressel
FIRST SPONSOR: Sen. Niemeyer

BILL STATUS: Enrolled

FUNDS AFFECTED: **GENERAL**
 X DEDICATED
 FEDERAL

IMPACT: State & Local

Summary of Legislation: *Rules Adoption:* This bill requires the Indiana Department of Health (IDOH) or the Executive Board of the IDOH to adopt, revise, update, or repeal rules concerning residential and nonresidential onsite sewage systems.

Technical Review Panel: This bill alters who may vote on the Technical Review Panel, the process to resolve a tie vote, and when the panel may meet. It provides that the Technical Review Panel may not approve an ordinance concerning residential onsite sewage systems unless certain conditions are met. It also voids certain ordinances.

Local Health Funding: This bill provides that certain updates to rules concerning residential and nonresidential onsite sewage systems are subject to standard rulemaking procedures.

Effective Date: Upon passage.

Explanation of State Expenditures: *Rules Adoption:* The bill's requirements to adopt rules, as prescribed in the bill, will increase workload for the Indiana Department of Health (IDOH) (or the Executive Board of the IDOH) but should be able to be implemented using existing staffing and resources. *[The IDOH's administrative expenditures are currently paid from the Tobacco Master Settlement Fund, a dedicated fund.]*

Additional Information: The bill amends the Technical Review Panel's voting members, and rules for adoption of an ordinance, and when the Panel may meet. The Panel met seven times in FY 2024 and met four times during the first half of FY 2025. Members of the Panel do not receive a per diem.

Explanation of State Revenues:

Explanation of Local Expenditures: *Rules Adoption:* The bill requires a county, city, or town (local unit) to provide a financial impact for each item in a proposed ordinance rather than only requiring the total financial impact of the entire ordinance. A local unit will need to ensure all existing and newly proposed

ordinances comply with the rules adopted by the IDOH under this bill. This is within the routine administrative functions of a local unit.

Explanation of Local Revenues:

State Agencies Affected: Indiana Department of Health.

Local Agencies Affected: Counties; cities; towns; local health departments; local boards of health.

Information Sources: Indiana Department of Health's Technical Review Panel website, <https://www.in.gov/health/eph/onsite-sewage-systems-program/technical-review-panel>.

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