

**Economic Impact Statement**  
LSA Document #12-616

**IC 4-22-2.1-5 Statement Concerning Rules Affecting Small Businesses**

**Description of Rule:**

Under [IC 16-19-3-4](#), the Indiana State Department of Health (ISDH) has the authority to adopt rules in order to protect or improve public health in the state, including rules concerning the disposition of excremental and sewage matter. Under [IC 16-19-3-5](#) (formerly [IC 16-1-3-22](#)), ISDH may adopt rules for the efficient enforcement of any of the provisions of that article.

This rule revision amends [410 IAC 6-10.1-94](#) to add that the department may approve a method to break up compaction if compacted soil material is identified in the soil at a depth greater than 12 inches.

The amendment will take effect 30 days after the filing with the Publisher.

**Economic Impact on Small Businesses**

**1. Estimate the number of small businesses, classified by industry sector, that will be subject to the proposed rule.**

Tank Manufacturers – 44

On-Site System Installers – 500

**2. Estimate of the average annual reporting, record keeping, and other administrative costs that small businesses will incur to comply with the proposed rule.**

There are no record keeping or reporting requirements in the current rule and none are being added.

**3. Estimate of the total annual economic impact that compliance with the proposed rule will have on small businesses subject to the rule.**

Tank manufacturers – No fiscal impact

On-Site System Installers – No fiscal impact

**4. Statement justifying any requirement or cost that is imposed on small businesses by the rule; and not expressly required by the statute authorizing the agency to adopt the rule; or any other state or federal law.**

This rule will not add any expenses to small businesses.

**5. Regulatory Flexibility Analysis**

Other factors considered:

**A. Establishment of less stringent compliance or reporting requirements for small businesses.**

There is no change in compliance standards or reporting requirements associated with this rule revision.

**B. Establishment of less stringent schedules or deadlines for compliance or reporting requirements for small businesses.**

There are no schedules for compliance or reporting requirements associated with this rule revision.

**C. Consolidation or simplification of compliance or reporting requirements for small businesses.**

There are no schedules for compliance or reporting requirements associated with this rule revision.

**D. Establishment of performance standards for small businesses instead of design or operational standards imposed on other regulated entities by the rule.**

No performance standards, design standards, or operational standards are imposed on regulated entities associated with this rule revision.

**E. Exemption of small businesses from part or all of the requirements or costs imposed by the rule.**

There are no costs associated with this rule revision. The rule will benefit the regulated community in that more sites will be approvable for construction of on-site sewage systems.

**Conclusion**

The change proposed will have no financial effect on the operations of small businesses in Indiana.

*Posted: 05/08/2013 by Legislative Services Agency*

An [html](#) version of this document.