
TITLE 327 WATER POLLUTION CONTROL DIVISION**IC 13-14-9.5 NOTICE OF FINAL READOPTION**

LSA Document #23-79(F)

Readopts rules in anticipation of [IC 13-14-9.5-2](#), providing that an administrative rule adopted under [IC 13-14-9](#) expires January 1 of the seventh year after the year in which the rule takes effect unless the rule contains an earlier expiration date. Effective 30 days after filing with the Publisher.

PURPOSE OF NOTICE

Under [IC 13-14-9.5-4\(c\)](#), the Indiana Department of Environmental Management (IDEM) is publishing a notice of readoption of rules in Title 327 of the Indiana Administrative Code. With this notice, IDEM is providing notification that the following rules are readopted:

READOPTED RULES:

327 IAC 3-2-1.5	Valid permit requirement
327 IAC 3-2-2	Application and filing procedures
327 IAC 3-2-2.5	Preventing conflict of interest
327 IAC 3-2-3.5	Conditions of approval
327 IAC 3-2-4	Exclusions
327 IAC 3-2-5.5	Nonsite-specific permit
327 IAC 3-2-6	Construction setback distances
327 IAC 3-6-1	Definitions
327 IAC 3-6-3	Applicability
327 IAC 3-6-4	Certifications
327 IAC 3-6-5	Additional information on construction permit applications
327 IAC 3-6-6	Required easements; other permits
327 IAC 3-6-7	Issuance requirements for sanitary sewer construction permits
327 IAC 3-6-8	Sanitary sewer materials
327 IAC 3-6-9	Separation of collection systems from water mains and drinking water wells
327 IAC 3-6-10	Collection systems near surface waterbodies
327 IAC 3-6-11	Design flow rate requirements for collection systems and water pollution treatment/control facilities
327 IAC 3-6-12	Slope requirements for gravity sewers
327 IAC 3-6-13	Force main requirements
327 IAC 3-6-14	Changes in pipe size
327 IAC 3-6-15	Alignment requirements
327 IAC 3-6-16	Manholes
327 IAC 3-6-17	Inverted siphons
327 IAC 3-6-18	Installation
327 IAC 3-6-19	Deflection and leakage tests
327 IAC 3-6-20	Excavation water; pressure test water
327 IAC 3-6-21	Lift station valve requirements
327 IAC 3-6-22	Ventilation
327 IAC 3-6-23	Lift station pumps
327 IAC 3-6-24	Electrical requirements
327 IAC 3-6-25	Safety requirements
327 IAC 3-6-26	Dry wells
327 IAC 3-6-27	Wet wells
327 IAC 3-6-28	Suction-lift type lift stations
327 IAC 3-6-29	Submersible type lift stations
327 IAC 3-6-30	Emergency operation
327 IAC 3-6-31	Cross connection control
327 IAC 3-6-32	Technical standard alternative demonstration
327 IAC 5-3.5	Streamlined Mercury Variance Requirements and Application Process
327 IAC 17-1	State Regulated Wetlands
327 IAC 17-4	Individual Permit for Wetland Activities in Class II and Class III State Regulated

RULES TO EXPIRE:

327 IAC 17-2	General Permit for Minimal Impacts to State Regulated Wetlands
327 IAC 17-3	Permit for Impacts in Class I State Regulated Wetlands

AUTHORITY: [IC 13-14-9.5](#).

HISTORY

First Notice of Comment Period: March 15, 2023, Indiana Register (DIN: [20230315-IR-327230079BNA](#)).

SUBJECT MATTER AND BASIC PURPOSE OF RULEMAKING

This rulemaking is required under [IC 13-14-9.5](#), which provides for the expiration and readoption of administrative rules. The rules listed to be readopted have an expiration date of January 1, 2024. IDEM has chosen to readopt all affected rules at one time rather than readopt each rule separately as its expiration date approaches.

Under [IC 13-14-9.5-4](#), the department or board that has rulemaking authority under Title 13 may readopt all rules subject to expiration under one rule that lists all rules that are readopted by their titles and subtitles only. If no comments are received during the first comment period, IDEM may submit the rule for filing with the Publisher under [IC 4-22-2-35](#) and publish a notice in the Indiana Register that the agency has readopted the rule.

STATUTORY AND REGULATORY REQUIREMENTS

[IC 13-14-9.5-4](#) requires that the following procedures be followed to readopt rules:

- (1) A notice listing all rules to be readopted by their titles and subtitles must be submitted to the Publisher for publication in the Indiana Register.
- (2) If a person submits a written request and a basis for the request during the first comment period that a particular rule be readopted separately from the readoption rule that readopts all rules in one rulemaking, the agency shall:
 - (A) consider readoption of that rule separately from the readoption rule; and
 - (B) follow the procedure for adoption of administrative rules under [IC 13-14-9](#) with respect to that rule.
- (3) If no written request is provided within the first comment period, the agency may submit the rule for filing with the Publisher under [IC 4-22-2-35](#) and publish a notice in the Indiana Register that the agency has readopted the rule.

NOTICE OF READOPTION

The following rules received no comments during the first notice of comment period requesting that a particular rule be readopted separately from the readoption rule that readopts all rules in one rulemaking and are not exempt from the readoption process under [IC 13-14-9.5](#):

[327 IAC 3-2-1.5](#)
[327 IAC 3-2-2](#)
[327 IAC 3-2-2.5](#)
[327 IAC 3-2-3.5](#)
[327 IAC 3-2-4](#)
[327 IAC 3-2-5.5](#)
[327 IAC 3-2-6](#)
[327 IAC 3-6-1](#)
[327 IAC 3-6-3](#)
[327 IAC 3-6-4](#)
[327 IAC 3-6-5](#)
[327 IAC 3-6-6](#)
[327 IAC 3-6-7](#)
[327 IAC 3-6-8](#)
[327 IAC 3-6-9](#)
[327 IAC 3-6-10](#)
[327 IAC 3-6-11](#)
[327 IAC 3-6-12](#)
[327 IAC 3-6-13](#)
[327 IAC 3-6-14](#)
[327 IAC 3-6-15](#)
[327 IAC 3-6-16](#)

[327 IAC 3-6-17](#)
[327 IAC 3-6-18](#)
[327 IAC 3-6-19](#)
[327 IAC 3-6-20](#)
[327 IAC 3-6-21](#)
[327 IAC 3-6-22](#)
[327 IAC 3-6-23](#)
[327 IAC 3-6-24](#)
[327 IAC 3-6-25](#)
[327 IAC 3-6-26](#)
[327 IAC 3-6-27](#)
[327 IAC 3-6-28](#)
[327 IAC 3-6-29](#)
[327 IAC 3-6-30](#)
[327 IAC 3-6-31](#)
[327 IAC 3-6-32](#)
[327 IAC 5-3.5](#)
[327 IAC 17-1](#)
[327 IAC 17-4](#)

Therefore, the above-listed rules are readopted under [IC 13-14-9.5-4](#). The rules have been submitted to the Publisher for filing and are effective 30 days after that filing date. The rules will remain in effect until their next expiration date, January 1, 2030. However, all rules are subject to amendment or repeal under IDEM's regular rulemaking process found at [IC 13-14-9](#).

LSA Document #23-79(F)

First Notice of Comment Period: [20230315-IR-327230079BNA](#)

Filed with Publisher: May 12, 2023, 1:07 p.m.

Posted: 06/07/2023 by Legislative Services Agency

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