

## **ARTICLE 6. SANITARY ENGINEERING**

### **Rule 1. Sewer Use; Cities and Towns**

#### **410 IAC 6-1-1 Sewerage systems in incorporated cities and towns; orders for construction and use**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 1. Requiring the Construction and Use of Sewers and Sewerage Facilities in Incorporated Cities and Incorporated Towns.

(1) Whenever investigation by the State Board of Health shall show that the lack of proper and adequate sewers and sewerage facilities in an incorporated city or town results in insanitary conditions, which may cause nuisances or produce conditions causative of disease, and that the construction of a proper and adequate sewerage system will abate and is a practical method to abate such insanitary conditions, said incorporated city or town shall, upon the issuance of an official order by the State Board of Health, immediately proceed with the construction of such sewers, interceptors, sewage treatment works, and such other parts and appurtenances of a sewerage system, as may be necessary to abate the insanitary conditions causative of disease and to protect the public health.

(2) When an investigation made by the State Board of Health in any incorporated city or town shows the municipal sewerage facilities are available and that conditions causative of disease result from failure to make use of such facilities, the board of trustees or common council of said city or town, upon issuance of an official order by the State Board of Health, shall immediately require that connections be made to the sewerage system or that the use of privies, cesspools, septic tanks or other means of sewage disposal, other than the municipal sewerage system, be discontinued.

(3) Provided, that such official order shall not be issued by the State Board of Health until after an opportunity for a hearing has been given to the proper officials of such incorporated city or town, at which hearing the facts as shown by the investigation made by the State Board of Health shall be presented to said proper officials. (*Indiana State Department of Health; Reg HSE 10; filed Oct 18, 1945, 10:30 am; Rules and Regs. 1947, p. 1294; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*) NOTE: HSE 1 through 9 transferred to Environmental Management Board by IC 13-7-6-1.

### **Rule 2. Swimming and Wading Pool Operations**

#### **410 IAC 6-2-0.1 Applicability (Repealed)**

Sec. 0.1. (*Repealed by Indiana State Department of Health; filed May 19, 2003, 8:30 a.m.: 26 IR 3334*)

#### **410 IAC 6-2-0.2 "Air gap" defined (Repealed)**

Sec. 0.2. (*Repealed by Indiana State Department of Health; filed May 19, 2003, 8:30 a.m.: 26 IR 3334*)

#### **410 IAC 6-2-0.3 "Competition pool" defined (Repealed)**

Sec. 0.3. (*Repealed by Indiana State Department of Health; filed May 19, 2003, 8:30 a.m.: 26 IR 3334*)

#### **410 IAC 6-2-0.4 "Department" defined (Repealed)**

Sec. 0.4. (*Repealed by Indiana State Department of Health; filed May 19, 2003, 8:30 a.m.: 26 IR 3334*)

#### **410 IAC 6-2-0.5 "Diving pool" defined (Repealed)**

Sec. 0.5. (*Repealed by Indiana State Department of Health; filed May 19, 2003, 8:30 a.m.: 26 IR 3334*)

#### **410 IAC 6-2-0.6 "mg/l" defined (Repealed)**

Sec. 0.6. (*Repealed by Indiana State Department of Health; filed May 19, 2003, 8:30 a.m.: 26 IR 3334*)

**410 IAC 6-2-0.7 “Pools with wading areas” defined (Repealed)**

Sec. 0.7. *(Repealed by Indiana State Department of Health; filed May 19, 2003, 8:30 a.m.: 26 IR 3334)*

**410 IAC 6-2-1 “Public swimming pool” defined (Repealed)**

Sec. 1. *(Repealed by Indiana State Department of Health; filed May 19, 2003, 8:30 a.m.: 26 IR 3334)*

**410 IAC 6-2-1.1 “Public wading pool” defined (Repealed)**

Sec. 1.1. *(Repealed by Indiana State Department of Health; filed May 19, 2003, 8:30 a.m.: 26 IR 3334)*

**410 IAC 6-2-1.2 “Turnover rate” defined (Repealed)**

Sec. 1.2. *(Repealed by Indiana State Department of Health; filed May 19, 2003, 8:30 a.m.: 26 IR 3334)*

**410 IAC 6-2-1.3 “Wave pool” defined (Repealed)**

Sec. 1.3. *(Repealed by Indiana State Department of Health; filed May 19, 2003, 8:30 a.m.: 26 IR 3334)*

**410 IAC 6-2-1.4 “Zero depth pool” defined (Repealed)**

Sec. 1.4. *(Repealed by Indiana State Department of Health; filed May 19, 2003, 8:30 a.m.: 26 IR 3334)*

**410 IAC 6-2-1.5 Swimming pool construction (Repealed)**

Sec. 1.5. *(Repealed by Indiana State Department of Health; filed May 19, 2003, 8:30 a.m.: 26 IR 3334)*

**410 IAC 6-2-2 Water supply; plumbing fixtures (Repealed)**

Sec. 2. *(Repealed by Indiana State Department of Health; filed May 19, 2003, 8:30 a.m.: 26 IR 3334)*

**410 IAC 6-2-3 Sewer system; drains (Repealed)**

Sec. 3. *(Repealed by Indiana State Department of Health; filed May 19, 2003, 8:30 a.m.: 26 IR 3334)*

**410 IAC 6-2-4 Depth markings (Repealed)**

Sec. 4. *(Repealed by Indiana State Department of Health; filed May 19, 2003, 8:30 a.m.: 26 IR 3334)*

**410 IAC 6-2-5 Visitor and spectator areas; food and drink areas (Repealed)**

Sec. 5. *(Repealed by Indiana State Department of Health; filed May 19, 2003, 8:30 a.m.: 26 IR 3334)*

**410 IAC 6-2-6 Safety requirements; supervision; lifesaving/lifeguarding equipment (Repealed)**

Sec. 6. *(Repealed by Indiana State Department of Health; filed May 19, 2003, 8:30 a.m.: 26 IR 3334)*

**410 IAC 6-2-7 Disinfection; water quality (Repealed)**

Sec. 7. *(Repealed by Indiana State Department of Health; filed May 19, 2003, 8:30 a.m.: 26 IR 3334)*

**410 IAC 6-2-8 Suits and towels; cleaning (Repealed)**

Sec. 8. *(Repealed by Indiana State Department of Health; filed May 19, 2003, 8:30 a.m.: 26 IR 3334)*

**410 IAC 6-2-9 Public swimming pools and wading pools; cleaning (Repealed)**

Sec. 9. *(Repealed by Indiana State Department of Health; filed May 19, 2003, 8:30 a.m.: 26 IR 3334)*

**410 IAC 6-2-10 Records of operation; supervision; injuries; drownings (Repealed)**

Sec. 10. *(Repealed by Indiana State Department of Health; filed May 19, 2003, 8:30 a.m.: 26 IR 3334)*

**410 IAC 6-2-11 Supervision; personal conduct (Repealed)**

Sec. 11. *(Repealed by Indiana State Department of Health; filed May 19, 2003, 8:30 a.m.: 26 IR 3334)*

**410 IAC 6-2-12 Severability (Repealed)**

Sec. 12. *(Repealed by Indiana State Department of Health; filed Feb 12, 1993, 5:00 p.m.: 16 IR 1803)*

**410 IAC 6-2-13 Incorporation by reference (Repealed)**

Sec. 13. *(Repealed by Indiana State Department of Health; filed May 19, 2003, 8:30 a.m.: 26 IR 3334)*

**Rule 2.1. Public and Semi-Public Pools**

**410 IAC 6-2.1-1 Applicability**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 1. The definitions in this rule apply throughout this rule. *(Indiana State Department of Health; 410 IAC 6-2.1-1; filed May 19, 2003, 8:30 a.m.: 26 IR 3325)*

**410 IAC 6-2.1-2 “Air gap” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 2. “Air gap” means the unobstructed vertical distance through atmosphere between the water supply inlet and the flood level rim of the receiving unit and is at least a distance equal to two (2) times the diameter of the water supply outlet or pipe. *(Indiana State Department of Health; 410 IAC 6-2.1-2; filed May 19, 2003, 8:30 a.m.: 26 IR 3325)*

**410 IAC 6-2.1-3 “Bather load” defined**

Authority: IC 16-19-3-4

Affected: IC 16-1-3

Sec. 3. “Bather load” means the total number of bathers within the pool enclosure. *(Indiana State Department of Health; 410 IAC 6-2.1-3; filed May 19, 2003, 8:30 a.m.: 26 IR 3325)*

**410 IAC 6-2.1-4 “Breakpoint chlorination” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 4. “Breakpoint chlorination” means the point in a rising chlorine residual at which the concentration of available chlorine becomes great enough to completely oxidize all organic matter and ammonia compounds (combined chlorine) in a pool. (*Indiana State Department of Health; 410 IAC 6-2.1-4; filed May 19, 2003, 8:30 a.m.: 26 IR 3325*)

**410 IAC 6-2.1-5 “Competition pool” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 5. “Competition pool” means any pool intended for use for accredited competitive aquatic events. Such pools may also be used for recreation and instruction. (*Indiana State Department of Health; 410 IAC 6-2.1-5; filed May 19, 2003, 8:30 a.m.: 26 IR 3325*)

**410 IAC 6-2.1-6 “Department” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 6. “Department” means the Indiana state department of health. (*Indiana State Department of Health; 410 IAC 6-2.1-6; filed May 19, 2003, 8:30 a.m.: 26 IR 3325*)

**410 IAC 6-2.1-7 “Diving pool” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 7. “Diving pool” means any pool that is designed and constructed primarily for diving and does not have a shallow end. (*Indiana State Department of Health; 410 IAC 6-2.1-7; filed May 19, 2003, 8:30 a.m.: 26 IR 3325*)

**410 IAC 6-2.1-8 “mg/l” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 8. “mg/l” means milligrams per liter and is equivalent to parts per million when the medium is water. (*Indiana State Department of Health; 410 IAC 6-2.1-8; filed May 19, 2003, 8:30 a.m.: 26 IR 3325*)

**410 IAC 6-2.1-9 “Person” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 9. “Person” means:

(1) any individual, firm, partnership, company, corporation, trustee, association, municipality, county, authority, estate, or public or private entity; and

(2) its or their successors, assigns, or agents.

(*Indiana State Department of Health; 410 IAC 6-2.1-9; filed May 19, 2003, 8:30 a.m.: 26 IR 3325*)

**410 IAC 6-2.1-10 “Plunge pool” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 10. "Plunge pool" means a pool located at the exit end of a waterslide flume and is intended and designed to receive sliders emerging the flume. (*Indiana State Department of Health; 410 IAC 6-2.1-10; filed May 19, 2003, 8:30 a.m.: 26 IR 3325*)

**410 IAC 6-2.1-11 "Pool" defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 11. "Pool" means a structure, basin, chamber, or tank containing an artificial body of water for swimming, bathing, competition, relaxation, or recreational use. (*Indiana State Department of Health; 410 IAC 6-2.1-11; filed May 19, 2003, 8:30 a.m.: 26 IR 3325*)

**410 IAC 6-2.1-12 "Pools with wading areas" defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 12. "Pools with wading areas" means any pool that has a portion of the shallow end with a maximum depth of twenty-four (24) inches. (*Indiana State Department of Health; 410 IAC 6-2.1-12; filed May 19, 2003, 8:30 a.m.: 26 IR 3325*)

**410 IAC 6-2.1-13 "Public pool" defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 13. "Public pool" means any pool, other than those pools defined as a semi-public pool, which is intended to be used for swimming or bathing and is operated by a concessionaire, owner, lessee, operator, or licensee, regardless of whether a fee is charged for use. Nothing in this article shall be construed as applying to any pool, constructed at a one (1) or two (2) family dwelling, and maintained by an individual for the sole use of the household and house guests. (*Indiana State Department of Health; 410 IAC 6-2.1-13; filed May 19, 2003, 8:30 a.m.: 26 IR 3326*)

**410 IAC 6-2.1-14 "Public sewer" defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 14. "Public sewer" means a sewage disposal facility provided by a utility, municipality, conservancy district, or regional sewer district. (*Indiana State Department of Health; 410 IAC 6-2.1-14; filed May 19, 2003, 8:30 a.m.: 26 IR 3326*)

**410 IAC 6-2.1-15 "Public water supply" defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 15. "Public water supply" means water supplied by a utility, municipality, conservancy district, regional water district, or water corporation. (*Indiana State Department of Health; 410 IAC 6-2.1-15; filed May 19, 2003, 8:30 a.m.: 26 IR 3326*)

**410 IAC 6-2.1-16 "Sanitary facilities" defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 16. "Sanitary facilities" means flush toilets, hand washing lavatories, and showers. (*Indiana State Department of Health; 410 IAC 6-2.1-16; filed May 19, 2003, 8:30 a.m.: 26 IR 3326*)

**410 IAC 6-2.1-17 “Semi-public pool” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 17. “Semi-public pool” means any pool that is intended to be used for swimming or bathing and is operated solely for and in conjunction with:

- (1) schools, universities, and colleges;
- (2) hotels, motels, apartments, condominiums, bed and breakfasts, or similar lodgings;
- (3) camps or mobile home parks; or
- (4) membership clubs or associations.

Nothing in this article shall be construed as applying to any pool, constructed at a one (1) or two (2) family dwelling, and maintained by an individual for the sole use of the household and house guests. (*Indiana State Department of Health; 410 IAC 6-2.1-17; filed May 19, 2003, 8:30 a.m.: 26 IR 3326*)

**410 IAC 6-2.1-18 “Spa” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 18. “Spa” means a pool designed for recreational and/or therapeutic use, which is not drained, cleaned, and refilled after each use. The term may include, but is not limited to:

- (1) hydrojet circulation;
- (2) hot water;
- (3) cold water;
- (4) mineral baths;
- (5) air induction systems; or
- (6) any combination thereof.

(*Indiana State Department of Health; 410 IAC 6-2.1-18; filed May 19, 2003, 8:30 a.m.: 26 IR 3326*)

**410 IAC 6-2.1-19 “Swimming pool slide” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 19. “Swimming pool slide” means any device used to enter a pool by sliding down an inclined plane or equipment similar to a playground slide. (*Indiana State Department of Health; 410 IAC 6-2.1-19; filed May 19, 2003, 8:30 a.m.: 26 IR 3326*)

**410 IAC 6-2.1-20 “Turnover rate” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 20. “Turnover rate” means the period of time, expressed in hours, required to circulate a volume of water equal to the maximum pool-water capacity through the pool-water treatment system. (*Indiana State Department of Health; 410 IAC 6-2.1-20; filed May 19, 2003, 8:30 a.m.: 26 IR 3326*)

**410 IAC 6-2.1-21 “Wading pool” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 21. “Wading pool” means a pool used for bathing that has a maximum depth of two (2) feet. (*Indiana State Department of Health; 410 IAC 6-2.1-21; filed May 19, 2003, 8:30 a.m.: 26 IR 3326*)

**410 IAC 6-2.1-22      “Waterslide” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 22. “Waterslide” means a recreational ride that is a sloped trough-like or tubular structure using water as a lubricant and method of regulating rider velocity and terminates in a plunge pool, swimming pool, or a specifically designed deceleration structure. *(Indiana State Department of Health; 410 IAC 6-2.1-22; filed May 19, 2003, 8:30 a.m.: 26 IR 3326)*

**410 IAC 6-2.1-23      “Wave pool” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 23. “Wave pool” means any pool having a bottom sloped upward from the deep end to the surface at the shallow end with equipment installed at the deep end to create wave motions in the water. *(Indiana State Department of Health; 410 IAC 6-2.1-23; filed May 19, 2003, 8:30 a.m.: 26 IR 3327)*

**410 IAC 6-2.1-24      “Zero depth pool” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 24. “Zero depth pool” means any pool with a bottom sloped upward from the deep end to the surface level at the shallow end. *(Indiana State Department of Health; 410 IAC 6-2.1-24; filed May 19, 2003, 8:30 a.m.: 26 IR 3327)*

**410 IAC 6-2.1-25      Administration of rule**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 25. This rule may be administered by the department or by the local health officer through their authorized agent. *(Indiana State Department of Health; 410 IAC 6-2.1-25; filed May 19, 2003, 8:30 a.m.: 26 IR 3327)*

**410 IAC 6-2.1-26      New construction**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 26. Public and semi-public pools shall be designed, constructed, maintained, and modified in accordance with 675 IAC 20. *(Indiana State Department of Health; 410 IAC 6-2.1-26; filed May 19, 2003, 8:30 a.m.: 26 IR 3327)*

**410 IAC 6-2.1-27      Water supply**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 27. (a) An adequate and convenient supply of potable water that meets the provisions of 327 IAC 8-2 shall be provided at plumbing fixtures used for drinking, cooking, dishwashing, hand washing, showering, and pool water.

(b) Wells shall be constructed, installed, and located in accordance with 327 IAC 8-2 and 312 IAC 13.

(c) A public water supply shall be exclusively used if available within a reasonable distance. A water supply, properly located and constructed, shall be provided if a public water supply is not available.

(d) The construction and location of wells with less than fifteen (15) service connections, or serving less than twenty-five (25) people, shall comply with Bulletin S.E. 13. All other wells shall comply with 327 IAC 8-2.

(e) The water supply and distribution system shall have the capacity to deliver a minimum water pressure of twenty (20) pounds per square inch to all water connections during periods of peak water usage. The water supply shall have a capacity to meet total

water demands. If a well or pump cannot meet a peak or daily demand, a sufficient useable storage capacity shall be provided.

(f) The casing pipe of a well shall extend no less than twenty-four (24) inches above floor level, finish grade, or the highest flood level on record.

(g) Water supplies shall have no wellhead, well casing, pump, pumping machinery, exposed pressure tanks, or suction piping located in any pit, room, or enclosure that does not have free drainage by gravity to the ground surface at all times.

(h) Stop-and-waste valves (including unapproved frost-proof hydrants) or other devices that would allow aspiration or backflow of contaminated water into the potable system shall not be used.

(i) All portions of the water distribution system serving pools, and auxiliary facilities, shall be protected against backflow and backsiphonage. Water introduced into the pool, either directly or through the recirculation system, shall be supplied through an air gap or in accordance with 675 IAC 1. (*Indiana State Department of Health; 410 IAC 6-2.1-27; filed May 19, 2003, 8:30 a.m.: 26 IR 3327*)

#### **410 IAC 6-2.1-28 Sewage disposal**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 28. (a) The sewage disposal system shall be adequate to serve the facility, including the bathhouse, locker room, pool water treatment equipment, deck drains, and related accommodations.

(b) Pool water and filter backwash water may not discharge to a ditch, stream, or lake, except in accordance with 327 IAC 2-1.

(c) All pool gutters, recirculation systems, and overflows shall discharge through an air gap to preclude the possibility of a backup of sewage or waste into the pool or pool piping system.

(d) All pool sumps, deck drainage systems, and other drainage fixtures that discharge to a sewer or storm drain shall be properly trapped and vented to prevent sewer gases and odors from reaching the pool area.

(e) All sewage, including gray water, shall be disposed of via a connection to a public sewer, if available within a reasonable distance. If a public sewer is not available within a reasonable distance from the pool, sewage disposal must comply with 410 IAC 6-10, Bulletin S.E. 11, Bulletin S.E. 13, or applicable rules of the Indiana department of environmental management. (*Indiana State Department of Health; 410 IAC 6-2.1-28; filed May 19, 2003, 8:30 a.m.: 26 IR 3327*)

#### **410 IAC 6-2.1-29 Sanitary facilities**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 29. (a) The ratio and location of sanitary facilities for public and semi-public pools shall be in accordance with 675 IAC 20-2-27.

(b) Sanitary facilities are not required poolside at semi-public pools if sanitary facilities are available to pool patrons within three hundred (300) feet of the pool enclosure.

(c) Toilet paper and covered waste receptacles shall be provided for toilet facilities.

(d) Soap, covered waste receptacles, and paper towels or electrical hand-drying units shall be provided at the lavatories.

(e) Hot and cold water shall be provided through a mixing faucet.

(f) When showers are provided, the water temperature shall be at least ninety (90) degrees Fahrenheit and shall not exceed one hundred twenty (120) degrees Fahrenheit. An approved hot water control valve shall be installed on the hot water heater to ensure safe water temperature.

(g) All sanitary facilities shall be maintained in a safe and sanitary condition. (*Indiana State Department of Health; 410 IAC 6-2.1-29; filed May 19, 2003, 8:30 a.m.: 26 IR 3328*)

#### **410 IAC 6-2.1-30 Pool water chemistry**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 30. (a) All pools, when open for use, shall be continuously and automatically disinfected with a chemical that imparts an



easily measured, free residual.

(b) A free residual of the disinfectant chemical shall be maintained throughout the pool at concentrations in accordance with the following:

POOL TYPE	CHLORINE		BROMINE	
	Minimum	Maximum	Minimum	Maximum
Wading pools	3.0 ppm	7.0 ppm	4.0 ppm	10 ppm
Spa pools	2.0 ppm	7.0 ppm	4.0 ppm	10 ppm
Waterslide plunge pools	2.0 ppm	7.0 ppm	3.0 ppm	10 ppm
Wave pools	2.0 ppm	7.0 ppm	3.0 ppm	10 ppm
All other pools	1.0 ppm	7.0 ppm	2.0 ppm	10 ppm

(c) Whenever the residual disinfectant falls below the minimum concentration required or exceeds the maximum concentration allowed, the pool shall be cleared and kept free of bathers until disinfectant residuals are within the acceptable range.

(d) The department may accept other disinfecting materials or methods when such materials or methods have been demonstrated:

- (1) to provide a residual effect equivalent to halogens;
- (2) to be easily measured under conditions of use;
- (3) not to be dangerous to public health;
- (4) not to create objectionable physiological effects; or
- (5) not to impart toxic properties to the water.

(e) The pool water shall be superchlorinated to breakpoint or superoxidized with a nonchlorine oxidizer, when the pool test kit reveals a combined chlorine (chloramine) concentration of five-tenths (0.5) parts per million (ppm) or greater.

(f) Chlorinated isocyanurates or stabilized chlorine shall not be used for breakpoint chlorination.

(g) The pool shall be closed and remain closed during breakpoint chlorination until the chlorine concentration drops to the maximum level referenced in subsection (b).

(h) If a nonchlorine oxidizer is used to superoxidize, the pool shall be closed and shall remain closed in accordance with the specifications on the product label.

(i) A test kit shall be readily available for use by the pool operator, with reagents replaced according to manufacturer's requirements, and meet the following:

- (1) For pools that use chlorine as a disinfectant, a test kit shall be used that covers a minimum range of zero (0.0) ppm to five (5.0) ppm or higher. The test kit must be in increments of five-tenths (0.5) ppm and be capable of measuring total chlorine.
- (2) Orthotolidine may not be used as the disinfectant testing reagent.
- (3) For pools that use a disinfectant other than chlorine, the test kit shall have the range and accuracy proportionate to the range required for chlorine test kits.
- (4) A pH test kit accurate to the nearest two-tenths (0.2) pH unit and covering a minimum range of seven (7.0) to eight (8.0) pH units shall be used.
- (5) When a cyanurate is used as a chlorine stabilizer, the test kit shall be capable of measuring cyanuric acid concentrations.
- (6) A test kit capable of measuring total alkalinity shall be used.

(j) If chlorinated isocyanurate or cyanuric acid stabilizers are used in a pool, the concentration shall not exceed sixty (60) ppm. When the maximum allowable cyanuric acid concentration is exceeded, appropriate measures shall be taken to lower the concentrations to the required range.

(k) Chlorinated isocyanurates and cyanuric acid stabilizers shall not be used in any indoor pool.

(l) Only in pools where chlorine is used as the disinfectant can cyanuric acid be used as a stabilizer.

(m) The water in a pool shall have a pH of not less than seven and two-tenths (7.2) and not more than seven and eight-tenths (7.8).

(n) The alkalinity of the water in pools shall be at least eighty (80) ppm as titrated to the methyl orange endpoint.

(o) Pool water shall be tested for the following:

- (1) pH and disinfectant residuals daily before the pool is open for use and at least one (1) other time during the hours of pool use.

- (2) Combined chlorine at least twice a week when chlorine is used.
- (3) Total alkalinity at least once a week.
- (4) Cyanuric acid, when it is used, at least once a week.
- (p) Spa water shall be tested for pH and disinfectant residuals daily before the spa is open for use and at least two (2) other times during the hours of spa use for the following:
  - (1) Combined chlorine concentration, when chlorine is used, at least twice a week.
  - (2) Total alkalinity at least once a week.
- (q) All results shall be recorded.
- (r) If electronic monitoring devices are used, the accuracy of the device must be checked as required by the manufacturer or compared for accuracy at least once per week with a test kit.
- (s) The pool shall be closed for a period equal to at least one (1) hour following the manual addition of chemicals.
- (t) Any chemical used to treat the water in a pool must be used in accordance with the product label directions. (*Indiana State Department of Health; 410 IAC 6-2.1-30; filed May 19, 2003, 8:30 a.m.: 26 IR 3328*)

#### **410 IAC 6-2.1-31      Water quality standards**

Authority: IC 16-19-3-4  
Affected: IC 16-19-3

- Sec. 31. (a) At all times, the water in a pool shall have sufficient clarity so that the main drain or a black disc, six (6) inches in diameter placed at the deepest part of the pool, is readily visible from the deck.
- (b) The water temperature in spas may not exceed one hundred four (104) degrees Fahrenheit.
  - (c) One (1) water sample must be collected weekly from each pool and submitted for bacteriological examination. Samples may not be collected from any portion of the recirculation system.
  - (d) Sampling shall start at least one (1) week prior to the opening of the pool.
  - (e) Bacteriological examinations performed on each sample shall include the heterotrophic thirty-five (35) degree Centigrade plate count, and a total coliform test using either the:
    - (1) multiple tube fermentation test;
    - (2) membrane filter test; or
    - (3) one hundred (100) milliliter presence/absence test.
- Tests shall be performed by a state-approved laboratory in accordance with the procedures outlined in the 18th edition of Standard Methods for the Examination of Water and Wastewater (APHA), Part 9000, Microbiological Examination of Water, published in 1992.
- (f) All water sample reports must be submitted to the local health department.
  - (g) No two (2) consecutive samples or three (3) samples collected in a six (6) week period shall demonstrate the following:
    - (1) Contain more than two hundred (200) bacteria colonies per milliliter as determined by the heterotrophic thirty-five (35) degree Centigrade plate count.
    - (2) Test positive (confirmed test) for coliform organisms in any of the five (5) to ten (10) milliliter portions of a sample when the multiple tube fermentation tube test is used.
    - (3) Test positive for more than one (1) coliform organism per fifty (50) milliliters when the membrane filter test is used.
    - (4) Show the presence of any coliform when the one hundred (100) milliliter presence/absence test is used.
  - (h) Failure to collect and analyze weekly water samples during the period that a pool is open for use is considered an unsatisfactory report for the applicable week.
  - (i) When the pool must be closed due to an unsatisfactory sample report, an additional water sample must be submitted to an approved laboratory. The pool may be reopened upon receipt of a satisfactory report. (*Indiana State Department of Health; 410 IAC 6-2.1-31; filed May 19, 2003, 8:30 a.m.: 26 IR 3329*)

#### **410 IAC 6-2.1-32      Recirculation**

Authority: IC 16-19-3-4  
Affected: IC 16-19-3

Sec. 32. (a) The recirculation system shall be maintained in accordance with the following:

- (1) The turnover rate for spa pools shall be once every half hour.
- (2) For pools, except spas, built before September 13, 1989, the turnover rate shall be the lesser of the following times:
  - (A) Eight (8) hours.
  - (B) The maximum pool capacity in gallons, divided by the maximum bather load, divided again by one hundred eight (108) gallons per hour per bather.
- (b) In all other public pools built after September 13, 1989, the turnover rate shall be as follows:

POOL TYPE	TURNOVER RATE
Wading pools	1 hour
Wave pools	2 hours
Zero depth pools	2 hours
Pools with wading areas	2 hours
Competition pools	6 hours
Diving pools	12 hours
All other pools	6 hours

(c) A suitable means shall be provided to measure the flow of water through the pool water recirculating system.

(d) Footbaths are prohibited. (*Indiana State Department of Health; 410 IAC 6-2.1-32; filed May 19, 2003, 8:30 a.m.: 26 IR 3330*)

#### **410 IAC 6-2.1-33 Gas chlorine and chemical storage**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 33. (a) The following shall be provided when chlorine gas is used:

- (1) Chlorine gas equipment shall be operated and maintained in accordance with standards and recommendations of The Chlorine Institute, Inc., Pamphlet 82, (1999). A copy of said standards must be kept on the premises.
- (2) A self-contained positive pressure demand breathing apparatus, with air supply tank, designed for use in a chlorine atmosphere.
- (3) The self-contained breathing apparatus shall be kept in a closed cabinet, accessible without a key and located outside of the room in which the chlorinator or chlorine cylinders are located.
- (4) Pool equipment operating staff shall be trained in the use of the self-contained breathing apparatus and shall maintain documentation of that training.
- (5) Each pool operator shall have a written emergency plan of action for chlorine gas leaks. The emergency plan shall be communicated to all employees, posted in a conspicuous place, and be practiced with annual drills.

(b) All chemicals and items in the chemical storage room shall be stored at least six (6) inches above the floor to allow for flushing the area in the case of a spill.

(c) All chemicals shall be stored in accordance with manufacturer recommendations. (*Indiana State Department of Health; 410 IAC 6-2.1-33; filed May 19, 2003, 8:30 a.m.: 26 IR 3330*)

#### **410 IAC 6-2.1-34 Lifesaving and safety equipment**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 34. (a) At least one (1) unit of lifesaving equipment shall be provided at each pool and shall consist of the following:

- (1) A life pole, or shepherd's crook type of pole, with blunted ends and a minimum length of twelve (12) feet.
- (2) A ring buoy, having a minimum outside diameter of twenty (20) inches, with one-fourth ( $\frac{1}{4}$ ) inch diameter rope equal in length to the width of the pool and not to exceed forty-five (45) feet in length.

(b) One (1) spine board, with straps and head immobilizer, shall be available for each pool enclosure, except for spas and wading pools.

(c) For pools with a surface area of two thousand (2,000) square feet or more, a rescue tube or ring buoy shall be provided for

each lifeguard on duty.

(d) A first aid kit and two (2) blankets shall be provided within each pool enclosure. The first aid kit shall be kept filled and ready for use whenever the pool is open for use and shall be equipped with the following:

- (1) One (1) unit bandage scissors.
- (2) One (1) unit tweezers.
- (3) Four (4) units of adhesive bandages, one (1) inch by three (3) inches.
- (4) Two (2) units of two (2) inch bandage compress.
- (5) One (1) unit three (3) inch bandage compress.
- (6) One (1) unit four (4) inch bandage compress.
- (7) Two (2) units of absorbent gauze pad, three (3) inches by three (3) inches.
- (8) One (1) unit of gauze compress, eighteen (18) inches by thirty-six (36) inches.
- (9) Two (2) units of large compress, twenty-four (24) inches by seventy-two (72) inches.
- (10) Two (2) units of four (4) inch gauze roller bandages.
- (11) Two (2) units of triangular bandages.
- (12) Two (2) units of instant ice packs.
- (13) Two (2) units of disposable gloves. and
- (14) One (1) unit of adhesive tape.

(e) A telephone shall be located within two hundred (200) feet of the pool enclosure and must be available for emergency use with the following emergency telephone numbers posted within view:

- (1) 911.
- (2) Ambulance or rescue unit.
- (3) Hospital.
- (4) Police station.
- (5) Fire department.

(f) Depth markings of pools shall conform to 675 IAC 20-2.

(g) A removable buoyed transition line, anchored at each end, shall separate the shallow area defined as five (5) feet or less, from the deeper pool area, except when the pool is being used for organized activities.

(h) One (1) unit of lifesaving equipment, in good repair, ready for use, and stored within twenty (20) feet of the pool, shall be provided for each two thousand (2,000) square feet of pool water surface, except spas and wading pools. (*Indiana State Department of Health; 410 IAC 6-2.1-34; filed May 19, 2003, 8:30 a.m.: 26 IR 3330*)

#### **410 IAC 6-2.1-35      Lifeguards**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 35. (a) A qualified lifeguard is required for all public pools. A qualified lifeguard is required for all semi-public pools with a surface area of two thousand (2,000) square feet or more. Lifeguards must be on duty at poolside at all times when the pools are open for use.

(b) A qualified lifeguard or attendant must be stationed continuously at a waterslide and control its use.

(c) When lifeguards are required, they shall be provided as follows:

BATHER LOAD*	MINIMUM NUMBER OF LIFEGUARDS
0-75	1
76-150	2
151-225	3
226-300	4
301-375	5

\*When the bather load exceeds three hundred seventy-five (375), one (1) lifeguard shall be provided for each additional seventy-five (75) bathers or fraction thereof.

(d) Lifeguards shall possess a current nationally recognized certification in each of the following:

- (1) Lifeguard training.
- (2) Adult/infant/child cardiopulmonary resuscitation.
- (3) First aid.

(e) The operators of all public pools shall provide annual lifeguard orientation and training that includes training in bloodborne pathogens. New guards shall also receive training when they are employed.

(f) When on patron surveillance duty, lifeguards shall not perform any other duties and shall not be in the water except in the line of duty.

(g) Lifeguards on duty shall be identified with distinguishing equipment, apparel, or emblems.

(h) Lifeguard platforms or chairs shall be elevated five (5) to six (6) feet above the deck, placed in locations that minimize sun glare on the water, and in positions that will allow complete visual coverage of the pool and the pool bottom within a field of view no greater than forty-five (45) degrees on either side of a line extending straight out from the chair. (*Indiana State Department of Health; 410 IAC 6-2.1-35; filed May 19, 2003, 8:30 a.m.: 26 IR 3331*)

#### **410 IAC 6-2.1-36      Warning signs**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 36. (a) Warning signs shall be provided in legible letters at least four (4) inches high as follows:

(1) A sign warning "DANGER-HAZARDOUS CHEMICALS" shall be posted on or adjacent to the entrance to the pool chemical feed and chemical storage rooms.

(2) Whenever the pool area is open for use and no lifeguard service is provided, warning signs shall be placed in plain view at the entrances and inside the pool area that state "Warning-No Lifeguard on Duty". In addition, the signs shall also state in clearly legible letters at least two (2) inches high, "No Swimming Alone. Children Under 14 Years of Age and Nonswimmers Shall Not Use the Pool Unless Accompanied by a Responsible Adult."

(3) When the pool is not open for use, a sign shall be posted stating "POOL CLOSED".

(4) A sign stating "No Diving" shall be posted at nondiving areas and at portions of the pool which are five (5) feet deep or less. "No Diving" signs are not required at spas or wading pools.

(b) The following user sanitation and safety rules shall be posted on signs with letters at least one (1) inch high and within the pool enclosure:

(1) Anyone who has or has had diarrhea in the past two (2) weeks shall not use the pool.

(2) Anyone who has an area of exposed subepidermal tissue, open blisters, cuts, etc., is advised not to use the pool.

(3) All persons shall take a cleansing shower before using the pool. A bather leaving the pool to use the toilet shall take another cleansing shower before returning to the pool enclosure.

(4) Spitting, spouting of water, blowing the nose, and similar behavior in the pool is prohibited.

(5) No running or rough play is permitted in the pool, on the runways, on diving boards, on floats, on platforms, in dressing rooms, or in showers.

(6) Street clothes are not allowed in the pool.

(c) In addition to the requirements of subsection (b), spa pools shall have the following posted:

(1) Pregnant women, small children, or persons with heart disease, diabetes, high blood pressure, or low blood pressure should not enter the spa except under advice of a physician.

(2) Avoid use while under the influence of alcohol, tranquilizers, or other drugs that cause drowsiness or raise or lower blood pressure.

(3) Exposure greater than fifteen (15) minutes may result in drowsiness, nausea, or fainting.

(d) In addition to the requirements of subsection (b), wading pools shall have the following posted:

(1) All diaper-aged children shall use plastic pants with tight fitting elastic at the legs and waist, or swim diapers.

(2) Do not change diapers at poolside.

(e) The following shall be posted near the entrance of swimming pool slides:

(1) One (1) rider at a time. Wait until the landing area is clear before entering the slide.

(2) Slide in a sitting position or on the back only.

- (3) Do not attempt to stop on the slide.
- (4) Leave the plunge area immediately.
- (5) Warning: Water depth is \_\_\_\_ feet.
- (f) The following shall be posted near the entrance of the water slide:
  - (1) Only one (1) rider at a time.
  - (2) Follow the instructions of the attendant and/or lifeguard.
  - (3) No running, standing, kneeling, rotating, tumbling, or stopping in the flumes.
  - (4) No diving from a flume.
  - (5) Leave the plunge pool promptly after entering.

*(Indiana State Department of Health; 410 IAC 6-2.1-36; filed May 19, 2003, 8:30 a.m.: 26 IR 3331)*

**410 IAC 6-2.1-37      Cleaning**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 37. (a) Visible dirt on the bottom and walls of the pool shall be removed at least every twenty-four (24) hours or more frequently if required.

(b) Scum, oils, or floating matter on the water surface of a pool shall be removed continuously by skimming, flushing, or other effective means when the pool is open for use. *(Indiana State Department of Health; 410 IAC 6-2.1-37; filed May 19, 2003, 8:30 a.m.: 26 IR 3332)*

**410 IAC 6-2.1-38      Records of operation**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 38. (a) Operating records shall be logged daily, kept for a minimum of one (1) year, and be available upon request by the department. The operating records must contain the following:

- (1) Disinfectant residuals and combined chlorine concentrations.
- (2) pH readings.
- (3) Volume of fresh water added.
- (4) Operating periods of pool water recirculation pumps and filters and the corresponding rate of flow meter readings.
- (5) Amounts of chemicals used.
- (6) Maintenance and malfunctioning of equipment.

(b) An injury/incident report using a form prescribed by the department shall be made for each occurrence that:

- (1) results in death;
- (2) requires resuscitation;
- (3) results in transportation to a hospital or other facility for medical treatment; or
- (4) results in an illness connected to the water quality at the pool.

(c) The injury/illness report shall be forwarded to the department within ten (10) days. *(Indiana State Department of Health; 410 IAC 6-2.1-38; filed May 19, 2003, 8:30 a.m.: 26 IR 3332)*

**410 IAC 6-2.1-39      Visitor and spectator areas at public pools**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 39. There shall be a separation between the spaces used by visitors and spectators at a public pool and those spaces used by bathers. Visitors and spectators in street clothes may be allowed within the perimeter enclosure if a separate area is provided that is segregated from the space used by the bathers by a barrier or wall at least twenty-nine (29) inches high. *(Indiana State Department of Health; 410 IAC 6-2.1-39; filed May 19, 2003, 8:30 a.m.: 26 IR 3332)*

**410 IAC 6-2.1-40 Food and drink area**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 40. Food and drink may be permitted only in the visitor or spectator area of a public pool, or in a similarly separated snack area for bathers. *(Indiana State Department of Health; 410 IAC 6-2.1-40; filed May 19, 2003, 8:30 a.m.: 26 IR 3333)*

**410 IAC 6-2.1-41 Multi-use suits and towels**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 41. (a) After each use, all multi-use suits and towels, furnished to bathers by the operator of a pool, shall be washed thoroughly with detergent and hot water of at least one hundred seventy-five (175) degrees Fahrenheit or laundered in warm soapy water containing a chlorine concentration of at least fifty (50) parts per million. Suits and towels must be rinsed and thoroughly dried after laundering.

(b) Clean suits and towels must be kept strictly separated from those that have been used and are unlaundered. *(Indiana State Department of Health; 410 IAC 6-2.1-41; filed May 19, 2003, 8:30 a.m.: 26 IR 3333)*

**410 IAC 6-2.1-42 Garbage and refuse disposal**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 42. Garbage and refuse shall be collected, stored, and disposed so that the pool area is kept clean and litter free. *(Indiana State Department of Health; 410 IAC 6-2.1-42; filed May 19, 2003, 8:30 a.m.: 26 IR 3333)*

**410 IAC 6-2.1-43 Reasons for closure**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 43. A pool shall be closed when any of the following occurs:

- (1) Failure to meet bacteriological requirements of section 31(f) of this rule.
- (2) Failure to meet disinfectant concentrations of section 30(b) of this rule.
- (3) Failure to meet the water clarity requirements of section 31(a) of this rule.
- (4) The grate on the main drain is missing or broken.
- (5) Failure to meet lifeguard requirements of section 35 of this rule.
- (6) A pump, filter, or disinfectant feeder is nonoperational.
- (7) A nonsolid fecal accident.
- (8) The spa water temperature exceeds one hundred four (104) degrees Fahrenheit.

*(Indiana State Department of Health; 410 IAC 6-2.1-43; filed May 19, 2003, 8:30 a.m.: 26 IR 3333)*

**410 IAC 6-2.1-44 Fecal accidents**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 44. (a) In the event that a solid stool is identified in the pool or spa water, the following steps are required:

- (1) The pool shall be cleared of all patrons.
- (2) The solid fecal material shall be removed. If a vacuum is used for this purpose, the waste shall be discharged to the sanitary sewer and not through the pool filtration system. All equipment used to remove the fecal material shall be sanitized with a solution of twenty (20) parts per million (ppm) chlorine. The solution shall be prepared fresh.
- (3) The free chlorine/bromine level shall be tested.

- (4) pH shall be maintained between 7.2 and 7.8.
- (5) When the required level of disinfectant concentrations fail to meet the requirements of section 30(b) of this rule, the pool shall remain closed until the required levels of free disinfectant are present in the pool water as measured at poolside.
- (6) When the required level of disinfectant concentrations are met, the pool may reopen.
- (b) In the event that a nonsolid stool is identified in the pool or spa water, the following steps are required:
  - (1) Immediately clear the pool of all patrons and close all affected pools or spas operating on a common filtration system and keep closed during the sanitization procedure.
  - (2) Raise and maintain the free chlorine residual in the pool water for the length of time necessary to attain a "9600 contact time" CT value equivalent, or completely drain the pool to a sanitary sewer or approved sewage disposal system.
  - (3) When the pool is drained, sanitize all surfaces with a chlorine solution of at least twenty (20) ppm.
  - (4) When the pool is disinfected without draining, continuously operate the recirculation/filtration system during the sanitization/contact period time.
  - (5) Filters shall be backwashed to waste and filter material replenished as necessary.
  - (6) When the sanitizing contact period is completed, the pool may be reopened if:
    - (A) the excess free chlorine levels are reduced to the maximum allowed in section 30(b) of this rule;
    - (B) the pH is balanced as needed;
    - (C) the filter is recharged as needed; and
    - (D) the circulation system is operating.

*(Indiana State Department of Health; 410 IAC 6-2.1-44; filed May 19, 2003, 8:30 a.m.: 26 IR 3333)*

**410 IAC 6-2.1-45      Right of entry**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 45. The department or the local health officer may enter public or private property at reasonable times upon presentation of credentials to do any of the following:

- (1) Inspect facilities, equipment, or records.
- (2) Investigate complaints.
- (3) Conduct tests.
- (4) Collect samples to obtain information required under this rule.
- (5) Determine whether any person is subject to, or in violation of, this rule.

*(Indiana State Department of Health; 410 IAC 6-2.1-45; filed May 19, 2003, 8:30 a.m.: 26 IR 3333)*

**410 IAC 6-2.1-46      Enforcement**

Authority: IC 16-19-3-4

Affected: IC 4-21.5-3-8; IC 16-19-3; IC 16-20-1-23

Sec. 46. The department may commence an action under IC 4-21.5-3-8 against a pool operator who:

- (1) fails to comply with this rule; or
- (2) interferes with or obstructs the department or its designated agent in the performance of duties pursuant to IC 16-20-1-23.

*(Indiana State Department of Health; 410 IAC 6-2.1-46; filed May 19, 2003, 8:30 a.m.: 26 IR 3334)*

**410 IAC 6-2.1-47      Incorporation by reference**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 47. The following are hereby incorporated by reference as a part of this rule:

- (1) Indiana State Department of Health Bulletin S.E. 11. Copies may be obtained by a mailed request to Indiana State Department of Health, 2 North Meridian Street, Indianapolis, Indiana 46204.
- (2) Indiana State Department of Health Bulletin S.E. 13. Copies may be obtained by a mailed request to Indiana State



Department of Health, 2 North Meridian Street, Indianapolis, Indiana 46204.

(3) Standard Methods for the Examination of Water and Wastewater (APHA), Part 9000, Microbiological Examination of Water, eighteenth edition, 1992, is incorporated by this rule. Copies may be obtained from the American Public Health Association, Inc., 1015 15<sup>th</sup> Street N.W., Washington, D.C. 20005.

(4) The standards of the Chlorine Institute, Inc., Pamphlet 82, July, 1999. Two (2) copies of these standards are available for reference at the department. Copies may be obtained from the Chlorine Institute, Inc., 2000 L Street N. W., Suite 506, Washington, D.C. 20036.

*(Indiana State Department of Health; 410 IAC 6-2.1-47; filed May 19, 2003, 8:30 a.m.: 26 IR 3334)*

### **Rule 3. Plumbing Regulations**

#### **410 IAC 6-3-1 Plumbing regulations; adoption**

Authority: IC 16-19-3-4

Affected: IC 22-11-1-10

Sec. 1. Plumbing Regulations. The State Board of Health does hereby duly adopt Volume III of the Rules and Regulations of the Administrative Building Council of Indiana [*The current version of the Indiana Plumbing Code may be found at 675 IAC 16.*], as amended and revised, commonly known as and customarily referred to as the Plumbing Rules and Regulations of the State Board of Health.

Information concerning said Rules and Regulations may be obtained from the Director, Administrative Building Council, State Board of Health Building, Indianapolis, Indiana. *(Indiana State Department of Health; Reg HSE 18; filed Oct 18, 1945, 10:30 am: Rules and Regs. 1947, p. 1309; filed Apr 19, 1955, 2:00 pm: Rules and Regs. 1956, p. 48; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234) NOTE: Current address is the Department of Fire and Building Services, Indiana Government Center-South, 302 West Washington Street, Indianapolis, Indiana 46204.*

### **Rule 4. Heating, Ventilating and Air Conditioning Regulations**

#### **410 IAC 6-4-1 Heating, ventilating and air conditioning regulations; adoption**

Authority: IC 16-19-3-4

Affected: IC 22-11-1-10

Sec. 1. Heating, Ventilating and Air Conditioning Regulations. The State Board of Health does hereby duly adopt Volume IV of the Rules and Regulations of the Administrative Building Council of Indiana [*The current version of the Indiana Mechanical Rules may be found at 675 IAC 18.*], as amended and revised, commonly known as and customarily referred to as the Heating, Ventilating and Air Conditioning Regulations of the State Board of Health.

Information concerning said Rules and Regulations may be obtained from the Director, Administrative Building Council, State Board of Health Building, Indianapolis, Indiana. *(Indiana State Department of Health; Reg HSE 19; filed Oct 18, 1945, 10:30 am: Rules and Regs. 1947, p. 1309; filed Apr 19, 1955, 2:00 pm: Rules and Regs. 1956, p. 49; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234) NOTE: Current address is the Department of Fire and Building Services, Indiana Government Center-South, 302 West Washington Street, Indianapolis, Indiana 46204.*

### **Rule 5. School Construction Regulations (Repealed)**

*(Repealed by Indiana State Department of Health; filed Jan 18, 1985, 10:02 am: 8 IR 604)*

### **Rule 5.1. School Buildings and School Sites; Health and Safety Requirements**

#### **410 IAC 6-5.1-1 Definitions**

Authority: IC 16-19-3-4

Affected: IC 16-41-21

Sec. 1. As used in 410 IAC 6-5.1:

“Approved” means approved by the state board in all instances where not otherwise specified.

“Classroom” is any place or area within a school in which students are instructed.

“Dormitory” is any place, area, room, or building occupied and provided by the school for student housing.

“Food service” is any place, area, or room within a school building or dormitory where food is routinely prepared and served.

“Grade or grade level” is the finished ground level at the face of the exterior walls.

“Local health officer” means the health officer of any county or local health department, or his duly authorized representatives.

“Person” means an individual, partnership, co-partnership, firm, company, association, society, holding company, trustee, school corporation, school city, school town, school district, any consolidated unit of government, or any other legal entity, its or their successors or assigns, or agent of any of the aforesaid.

“School” is any place, or structure in which systematic instruction of any kind or grade is carried on for more than 10 persons for five hours or more per week or two and one-half hours or more per day, including preschools, kindergartens; elementary and secondary schools providing instruction to meet the compulsory attendance law pursuant to IC 20-8.1-3-17 [*IC 20-8.1 was repealed by P.L.1-2005, SECTION 240, effective July 1, 2005.*]; colleges, universities and other post-secondary educational institutions.

The following shall not be considered to be educational institutions subject to the provisions of 410 IAC 6-5.1:

(1) Sunday schools and Vacation Bible schools, and any other program of a religious entity except those that are accredited by the Indiana state department of education; or

(2) day care centers subject to the provisions of IC 12-3-2 [*IC 12-3 was repealed by P.L.2-1992, SECTION 897, effective July 1, 1992.*]; or

(3) private residences; or

(4) any educational institutional [*sic.*] or educational training that is:

(A) maintained or given by an employer or group of employers, without charge, for his or their employees or for persons they anticipate employing; or

(B) maintained or given by a labor organization, without charge, for its or their members or apprentices; or

(C) offers exclusively instruction which is clearly self-improvement, motivational or avocational in intent (including, but not limited to instruction in dance, religion, music, self defense or private tutoring).

(5) any private religious school except those that are accredited by the state department of education.

“School building or facility” is any structure used in connection with the operation of schools, including the site therefor, the equipment thereof, and all appurtenances thereto, such as heating, ventilation, water supply, sewage disposal, plumbing, drainage, lighting, walks, drives, playgrounds, athletic fields, and other necessary structures and improvements used in connection therewith.

“School site” is a plot of ground or property set apart for the use of a school.

“State board” means the state board of health.

“State health commissioner” means the commissioner of the Indiana state board of health or his duly authorized representatives.

“Swimming pool” is any structure, basin, chamber, or tank containing a body of water for swimming, diving, or recreational bathing, including its appurtenances. (*Indiana State Department of Health; 410 IAC 6-5.1-1; filed Jan 18, 1985, 10:02 am: 8 IR 596; filed May 20, 1986, 4:00 pm: 9 IR 2687; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

#### **410 IAC 6-5.1-2 Administration of regulations**

Authority: IC 16-19-3-4

Affected: IC 16-41-21

Sec. 2. 410 IAC 6-5.1 shall be administered by the state board through the state health commissioner. (*Indiana State Department of Health; 410 IAC 6-5.1-2; filed Jan 18, 1985, 10:02 am: 8 IR 597; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

#### **410 IAC 6-5.1-3 Notice of construction or modification**

Authority: IC 16-19-3-4

Affected: IC 16-41-21

Sec. 3. (a) 410 IAC 6-5.1 shall apply to every school building, including every existing building or portion of an existing

building, devoted to school use.

(b) Any person or persons planning construction, addition to, or significant change in the construction of any school facility, shall prior to the initiation of any such construction, submit detailed plans and specifications, drawn to scale, to the state board for review and approval. These plans and specifications must be certified by a registered engineer or architect licensed to practice in the state of Indiana.

(c) Plans and specifications for construction or modification of sewage treatment and disposal facilities shall be submitted to the stream pollution control board for review and issuance of a construction permit prior to construction.

(d) If, after having been approved by the state board, the plans or specifications are changed in any respect covered by 410 IAC 6-5.1, such revised plans or specifications shall be submitted to the state board and approval obtained prior to implementation of the revisions in the project.

(e) Plans and specifications for school buildings and parts of buildings used for school purposes shall comply with all applicable requirements of the Indiana building rules pursuant to 675 IAC 1-1-1 through 3 [675 IAC 1-1 was repealed, filed Apr 11, 1985, 12:11 pm: 8 IR 1010. See 675 IAC 12].

(f) The owner or his authorized agent shall also comply with all local laws, ordinances, rules, and regulations. (*Indiana State Department of Health; 410 IAC 6-5.1-3; filed Jan 18, 1985, 10:02 am: 8 IR 597; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

#### **410 IAC 6-5.1-4 Site**

Authority: IC 16-19-3-4

Affected: IC 16-41-21

Sec. 4. The school site shall be so located, constructed and maintained to protect the health and safety of the students, and shall provide accessibility for the physically handicapped.

(a) All school sites, including additions to existing school sites, and sites formerly utilized for school purposes shall be approved by the state board prior to use or reuse of a building constructed thereon for school purposes. Approval of the school site may be obtained prior to submittal of construction plans for the school building or prior to acquisition of the site.

(b) Sufficient level acreage shall be available to accommodate the building, any planned expansion, its approaches, and its play area. Where a private water supply or private sewage disposal system must be used, additional acreage may be required in order to provide minimum separation distances, and to accommodate planned expansion.

(c) School sites shall be free from any hazards or nuisances.

(1) No school site, school building, or addition to a school building shall be located nearer than 500 feet to any unhealthful condition. Nor shall any unhealthful condition be located or erected within 500 feet of any school site, school building, or school building addition.

(2) The site or finished grade shall permit drainage of the entire area, and shall prevent ponding and excessive inflow from surrounding areas. Provisions for disposal of storm water shall be made to prevent ponding, hazards, or nuisances.

(3) Suitable all-weather surfaced walks and driveways shall be provided from the street or highway for access to school entrances, school bus loading areas and parking areas; for delivery of fuel and supplies; and for the removal of ashes, refuse, grease, sludge, septage, etc.

(4) Loading and unloading areas for school buses and private vehicles shall be located off highways or streets and separate from playgrounds to assure maximum safety for the students.

(5) Ample space for parking shall be provided and so arranged that it will not interfere with regular traffic on the driveways or walkways.

(6) A safe sight distance shall be maintained at all vehicle exits and entrances to and from the school site onto public roads, streets, highways, or thoroughfares.

(7) Where a public water supply system is not available and adequate groundwater for potable use is not assured without detailed subsurface investigation, such investigation must be made to determine the availability of adequate groundwater, prior to site acquisition.

(8) Where an approved public sewer system is not available, an acceptable alternative means for sewage disposal must be determined prior to site acquisition.

(*Indiana State Department of Health; 410 IAC 6-5.1-4; filed Jan 18, 1985, 10:02 am: 8 IR 597; readopted filed Jul 11, 2001, 2:23*)

*p.m.: 24 IR 4234)*

**410 IAC 6-5.1-5 Physical facilities**

Authority: IC 16-19-3-4

Affected: IC 16-41-21

Sec. 5. (a) All school buildings or parts thereof used for school purposes shall be located, constructed, and maintained to protect the health and safety of the students, and shall include provisions for the physically handicapped.

(b) All school buildings or parts thereof used for school purposes shall at all times be maintained in a clean, safe and sanitary condition and be in a good state of repair.

(c) Classrooms for preschool, kindergarten, and first or second grade students shall be part of the first story above grade, except where the building is fully sprinklered.

(d) In all classrooms, each student shall be provided with no less than 30 square feet of classroom area. The ceiling height for classrooms shall not be less than 7½ feet.

(e) All interior surfaces in school buildings shall be well maintained, easily cleanable and of non-toxic, durable construction. Each floor of a school building shall have adequate space provided for storage of cleaning equipment.

(f) All portions of school buildings or parts thereof used for school purposes shall be provided with natural light by means of exterior glazed openings with an area not less than one-tenth of the total floor area, or shall be provided with artificial light. Windows shall be provided on only one side of each classroom.

(1) In all school buildings utilizing electrical light fixtures, the following average minimum levels of illumination (with variation in uniformity not to exceed two to one) shall apply:

Classrooms, laboratories, study halls, lecture rooms, art rooms, offices, libraries, and shops . . . . . 50 foot candles  
Drafting rooms, typing rooms, sewing rooms, and those portions of rooms where detail work

is to be done . . . . . 70 foot candles

Reception rooms, gymnasiums, cafeterias, food service areas\*, and indoor swimming pools . . . . . 20 foot candles

\*(410 IAC 7-15.1 [410 IAC 7-15.1 was repealed filed Mar 30, 2000, 3:51 p.m.: 23 IR 1984.] requires that certain

portions of food service areas be lighted in excess of 20 foot candles.)  
Auditoriums\*\*, shower/locker rooms, inside restrooms, corridors, store rooms, service areas

and stairways . . . . . 10 foot candles  
\*\*(If used as a classroom, study hall or lecture room, auditoriums shall be provided with a minimum of 50 foot candles

of light.)  
(2) For the purposes of item (1) above, all light intensity measurements shall be at the level of work, or in rooms where no work is done, at a height of 30 inches above the floor.

(3) All classroom lighting shall be constructed to minimize direct glare.

(g) All light fixtures located in student areas shall be shielded to protect the students from injury due to bulb breakage.

(h) The exterior windows in classrooms shall be equipped with blinds, window shades of translucent material, or other approved means to control natural light.

(i) In student areas, windows having sills 30 inches or less from the floor shall be provided with approved safety glass or with protective devices installed on the interior of the room.

(j) All portions of school buildings or parts thereof used for school purposes shall be provided with natural ventilation by means of operable exterior windows with an area of not less than one-twentieth of the total floor area or shall be provided with a mechanically operated ventilating system. The mechanically operated ventilating system shall supply a minimum of five cubic feet per minute of outside air, with a total circulation of not less than 15 cubic feet per minute per occupant in all portions of the building. Each such ventilating system shall be kept continuously in operation whenever a room it serves is occupied.

(1) Ventilation shall be sufficient to provide adequate oxygen, a character of freshness in the air and to remove exhaled air and undesirable odors during periods of student occupancy.

(2) Assembly rooms, auditoriums, gymnasiums, dressing rooms, interior restrooms, laboratories, shops, and other areas where toxic or otherwise objectionable odors are produced, shall be mechanically exhausted to the outside.

(k) All school buildings or parts thereof used for school purposes shall be equipped with heating facilities with capacity sufficient to maintain a uniform temperature in all student areas under severest weather conditions. Portable space heaters are

prohibited.

(1) Heating facilities shall be capable of, and shall be operated to maintain a temperature during periods of student occupancy, not less than 68° F. in all instructional rooms, offices, locker rooms, and cafeterias, not less than 65° F. in activity rooms and shops, and not less than 60° F. in interior toilet rooms.

(2) Heating facilities shall be constructed in such a manner that drafts and uneven heating are minimized.

(3) Pipes, ducts, and radiators containing steam, or hot water and located in student areas shall be shielded to protect occupants from injury.

(4) Heating facilities shall be constructed, operated and maintained for the efficient consumption and utilization of energy.

(l) Where provided, air-conditioning systems shall be capable of and shall be operated to maintain a temperature not to exceed 78° F. and 65 percent relative humidity during periods of student occupancy.

(m) The building electrical systems shall comply with the applicable requirements of the Indiana electrical rules (675 IAC 6-1-1 through 2 [675 IAC 6 was repealed, filed Apr 9, 1985, 2:42 pm: 8 IR 1012. See 675 IAC 17.]).

(1) The building electrical systems shall be sufficient to meet peak electrical demands and shall be maintained for the efficient consumption and utilization of energy.

(2) Classrooms shall be provided with electrical receptacles, located as required for connection of semi-permanent or often used equipment.

(3) All electrical receptacles and switches accessible to the students shall be shielded to prevent accidental shock. All electrical wiring accessible to the students shall be protected to prevent electric shock.

(4) In all restrooms and shower/locker rooms constructed after the effective date of 410 IAC 6-5.1, electrical receptacles provided for connection of personal grooming equipment shall be provided with ground fault circuit interrupters to prevent electric shock.

(n) All furniture and equipment used in any school building or a part of a building used for school purposes shall be durable and easily cleanable, with rounded corners and edges, and otherwise protected to ensure safety. Heights of furniture and equipment shall be based on the size of students using them.

(o) All primary and secondary school buildings or parts thereof used for school purposes shall provide storage for the clothing and belongings of each student. Lockers, hanger bars, or hooks shall be provided at the ratio of one for each student. Heights of lockers, hanger bars, hooks, and shelves shall be based on the size of students using them. Where provided, lockers shall set [sic.] upon closed front bases.

(p) Drinking water facilities shall be provided in all school buildings or parts thereof used for school purposes.

(1) The temperature of the water supplied for drinking purposes shall not be lower than 40° F. nor higher than 75° F.

(2) Drinking water facilities shall be provided at the ratio of one for each 75 students or fraction thereof.

(3) Drinking water facilities shall be constructed of impervious, easily cleanable materials, and shall be kept clean and in a good state of repair. Heights of drinking water facilities shall be based on the size of students using them.

(4) Drinking water facilities shall not be located in toilet rooms.

(5) Drinking fountains, where provided, shall be convenient to primary rooms, gymnasiums, playgrounds, and shops, but may be located to serve the greatest number of students; at least one conveniently located drinking fountain shall be provided on each floor having classrooms.

(6) Drinking fountains, where provided, shall have a sanitary type guarded angle-stream jet head and an adjustable flow regulator. The outlet shall not be below the flood rim of the fixture.

(q) Service sinks or similar facilities shall be provided in all school buildings or parts thereof used for school purposes.

(1) There shall be provided a minimum of one service sink or similar facility on each floor of the building, located near the storage space for cleaning equipment.

(2) Both hot and cold running water under pressure shall be available at each service sink.

(3) All service sinks or similar facilities shall be protected against back-siphonage.

(r) Provisions shall be made in all schools so that health examinations, screening tests, and first-aid service can be conducted to protect the health and safety of the students.

(1) Space shall be provided for one cot for each 300 students in the school. Cots shall be constructed of cleanable material and shall be disinfected after each use. Linens, pillows, and blankets, where provided, shall be washed after each use and stored in a manner to prevent contamination.

(2) As a minimum, a first-aid kit consisting of 48 one-inch by three-inch plastic adhesive bandages, 10 ammonia inhalants, 20

PVP swabs, four two-inch offset bandages, one 40-inch triangular bandage, six one-eighth ounce burn ointments, one four-inch offset bandage, one one ounce eye wash, ten stingkill swabs, one cold pak, and eight knucklebands, shall be provided in a readily accessible location.

(3) Restroom and handwashing facilities shall be located convenient to the cot space.

(s) Each school building or parts thereof used for school purposes shall be provided with restroom and sanitary facilities. Restrooms and sanitary facilities shall be kept in a clean condition, in good repair, well lighted and adequately ventilated. In cases where privies are provided, they shall be of the sanitary vault-type, constructed and operated in compliance with the standards of the state board.

(1) There shall be separate, readily accessible general-student-use restrooms for each sex. Restrooms shall not be more than 200 feet travel distance from any classroom for which they are provided. In all school buildings constructed or first utilized after the effective date of 410 IAC 6-5.1, interior restrooms, where provided for primary and secondary students, shall be located on each floor having classrooms. Restrooms adjoining and opening into preschool through second grade classrooms may be used by both sexes.

(2) Separate shower/locker rooms shall be provided for each sex using a gymnasium.

(3) Separate restrooms shall be provided for school staff or a locked compartment in both boys' and girls' restrooms shall be provided for the staff. Exception: Separate restroom facilities are not required for staff in post-secondary school buildings.

(4) Restrooms shall be equipped with lavatories or other satisfactory handwashing facilities, or such equipment shall be installed in an adjacent room through which the users must pass upon egress from the restroom. In cases where privies are provided, handwashing facilities shall be provided at a location through which the users must pass upon re-entering the school building.

(5) Restroom and shower/locker room entrances shall be screened to make the interior of the room hidden from the exterior.

(6) All restroom and shower/locker room floors shall be of smooth, non-porous materials. Walls and ceilings shall be of materials presenting a smooth, non-absorbent, easily cleaned surface.

(7) All shower/locker rooms and interior restrooms shall be provided with mechanical exhaust ventilation.

(8) All exterior door openings and operable windows of restrooms and shower/locker rooms shall be fly-proof and tight-fitting.

(9) Toilet fixtures, lavatories and shower heads shall be provided for each sex in accordance with the applicable requirements of the Indiana plumbing rules (675 IAC 5-1-1 through 3 [675 IAC 5 was repealed, filed Mar 6, 1986, 3:00 pm: 9 IR 1657. See 675 IAC 16.]). The number of fixtures provided shall be based on the maximum occupancy of the school. The heights of fixtures shall be based on the size of students using them.

(10) Interior toilet fixtures shall be of the water-flushed type. Multiple seat toilets or makeshift trough arrangements shall not be provided even though they may be equipped for water flushing. All toilet fixtures shall be protected against back-siphonage.

(11) Every water closet shall have an elongated bowl with open-front seat and shall be made of impervious material. All water closets shall be partitioned as necessary to provide individual stalls. Stall partitions shall extend to a height of not less than 5 1/2 feet from the floor and the bottom shall not be more than one foot above the floor. Partitions shall be of smooth surface, impervious, easily cleanable material; wood surfaces are not acceptable. An adequate supply of toilet paper shall be provided in a dispenser at each water closet or privy.

(12) Covered disposal facilities shall be provided in the restrooms for junior high school age girls and above, and in the restrooms for female staff.

(13) An adequate supply of soap and individual sanitary towels in dispensers, or other approved hand-drying devices, shall be provided convenient to all handwashing facilities. Common towels are not acceptable. If individual sanitary towels are provided, a suitable container for used towels shall also be provided.

(14) Where showers are provided, the nozzles shall be of the slanting spray-type.

(15) Body washing facilities shall be supplied with hot and cold water, under pressure. Hot water provided for body washing and handwashing facilities shall be maintained between 105° F. and 120° F. An anti-scald device shall be provided to automatically control the hot water temperature so that it cannot exceed 120° F. Either mixing-type faucets or automatic mixing devices shall be provided at each body washing facility.

(16) As a minimum, an adequate supply of cold water, under pressure, shall be provided at all handwashing facilities. Each handwashing facility provided with hot water shall have either a mixing-type faucet or an automatic mixing device.

(t) All student housing and dormitories, where provided by the school, shall be kept in good repair and shall be maintained in a clean, safe and sanitary condition.

(1) Sleeping rooms shall be sized to provide an area of not less than 50 square feet per student. Separate sleeping areas shall be provided for each sex.

(2) Separate restroom and sanitary facilities shall be provided for each sex. Restroom and sanitary facilities shall comply with applicable sections of 410 IAC 6-5.1.

(3) Food services and related facilities shall comply with applicable sections of 410 IAC 6-5.1.

*(Indiana State Department of Health; 410 IAC 6-5.1-5; filed Jan 18, 1985, 10:02 am: 8 IR 598; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234)*

#### **410 IAC 6-5.1-6 Food services**

Authority: IC 16-19-3-4

Affected: IC 16-41-21

Sec. 6. (a) Any room or area in a school building used for the storage, preparation and serving of food, or the washing of food utensils, shall be constructed and operated in compliance with the applicable requirements of the food service rules of the state board (410 IAC 7-15.1 *[410 IAC 7-15.1 was repealed filed Mar 30, 2000, 3:51 p.m.: 23 IR 1984.]*).

(b) All food service equipment and utensils shall be in compliance with the applicable requirements of the food service rules of the state board (410 IAC 7-15.1 *[410 IAC 7-15.1 was repealed filed Mar 30, 2000, 3:51 p.m.: 23 IR 1984.]*).

(c) An adequate supply of hot and cold water, under pressure, shall be provided in all food service and related areas where food is prepared, or equipment, utensils, or containers are washed.

(d) In food services and related areas, handwashing facilities, including hot and cold water under pressure, shall be provided at locations convenient to the food preparation and utensil washing areas. Food preparation and utensil washing sinks are not acceptable as handwashing facilities for personnel. Each handwashing facility shall have either a mixing-type faucet or an automatic mixing device. Hot water must be available within a reasonable time after opening the faucets. An adequate supply of soap and individual sanitary towels in dispensers, or other approved hand-drying devices, shall be provided convenient to all handwashing facilities. Common towels are not acceptable. If individual sanitary towels are provided a suitable container for used towels shall also be provided.

(e) After the effective date of 410 IAC 6-5.1, grease traps or interceptors shall be constructed to provide access for maintenance and cleaning only from outside the building. *(Indiana State Department of Health; 410 IAC 6-5.1-6; filed Jan 18, 1985, 10:02 am: 8 IR 601; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234)*

#### **410 IAC 6-5.1-7 Swimming pools**

Authority: IC 16-19-3-4

Affected: IC 16-41-21

Sec. 7. (a) All swimming pools and related facilities operated as part of a school building shall be constructed in compliance with the applicable requirements of the Indiana swimming pool rules (675 IAC 9 *[675 IAC 9 was repealed, filed Jan 8, 1986, 12:04 pm: 9 IR 1028. See 675 IAC 20.]*).

(b) Swimming pools and related facilities shall be operated in compliance with the applicable requirements of the swimming and wading pool operation rules of the state board (410 IAC 6-2). *(Indiana State Department of Health; 410 IAC 6-5.1-7; filed Jan 18, 1985, 10:02 am: 8 IR 601; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234)*

#### **410 IAC 6-5.1-8 Water supply (Repealed)**

Sec. 8. *(Repealed by Water Pollution Control Board; filed Sep 24, 1987, 3:00 pm: 11 IR 737)*

#### **410 IAC 6-5.1-9 Sewage disposal**

Authority: IC 16-19-3-4

Affected: IC 16-41-21

Sec. 9. (a) All sewage treatment facilities for school buildings and related facilities shall be designed, constructed and

maintained in accordance with the standards of the Indiana stream pollution control board.

(b) Where any governmental district, agency, community-type, or other public sewerage systems are available or become available within a reasonable distance from the school facility, a connection shall be made thereto and the public sewers shall be used exclusively. If a public sewerage system is not available, sewage shall be disposed of through an approved on-site sewage treatment facility.

(c) All parts of the sewer and sewage disposal or treatment system shall be located to prevent the possibility of contamination of the school water supply or the water supply of surrounding property owners. All components of the sewerage system shall be located at least 100 feet from any water supply well or buried pump suction line; however, sewers constructed of water works grade cast or ductile iron pipe having mechanical joints may be located within the 100-foot distance but not closer than 30 feet to a water supply well or buried pump suction line, with prior written approval of the state board. Exception: The separations enumerated herein shall not necessarily be considered adequate in areas where fissured stone or very permeable soils are encountered.

(d) All parts of the sewer and sewage disposal or treatment system shall be designed, constructed, and maintained to adequately transmit and dispose of daily sewage flows and peak sewage flows.

(e) Storm water or surface drainage shall not be discharged into any public or school sanitary sewer system. Water softener and filter backwash water, boiler blowdown water, and swimming pool water shall not be discharged into any sanitary sewer which drains to an on-site sewage treatment facility, without prior written approval of the state board.

(f) In all school buildings and additions to school buildings constructed after the effective date of 410 IAC 6-5.1, the following shall apply:

(1) Unless it can be documented to the satisfaction of the Indiana stream pollution control board that wastewater is generated at lesser rates, school sewage disposal systems shall be designed and constructed to treat a minimum of 15 gallons per day per elementary student and below, 25 gallons per day per secondary student and above, and 100 gallons per day per dormitory bed, based on maximum building occupancy.

(2) Sewers shall have manholes constructed at intervals of not more than 400 feet along the sewer. Manholes shall be installed at every change in size, alignment or grade of the sewer. Cleanouts the same size as the sewer, and extending to grade, may be substituted for manholes on sewer runs of less than 100 feet; such cleanouts may also be installed at the terminus of a sewer if a manhole is located within 300 feet of the terminus.

(3) The liquid capacity of septic tanks serving schools shall be sufficient to allow for at least 48 hours detention at design flow. One or two tanks may be utilized as long as the design provides two compartments in series. Tank lengths shall be a minimum of three times the tank width, and the compartments in combination shall have a surface settling rate no greater than 30 gallons per day per square foot. A gas deflection baffle shall be provided as part of the final tank outlet.

*(Indiana State Department of Health; 410 IAC 6-5.1-9; filed Jan 18, 1985, 10:02 am: 8 IR 602; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234)*

#### **410 IAC 6-5.1-10 Refuse disposal**

Authority: IC 16-19-3-4

Affected: IC 16-41-21

Sec. 10. (a) The township trustee, board of school commissioners, or similar school governing board shall be responsible for the satisfactory storage, collection and disposal of refuse generated in school buildings and related facilities.

(b) Refuse shall be stored in conveniently located, fly-tight, water-tight containers. Where service permits, approved hopper-type containers should be substituted for refuse cans.

(c) Refuse cans and containers shall be stored on racks with at least eight inches clearance off the ground, or on a concrete base, or by other approved construction. All refuse containers must be kept in a sanitary condition, and closed when not in use.

(d) The area around the refuse storage cans and containers shall be kept clean and free of litter.

(e) Refuse shall be disposed of at a permitted solid waste facility or in accordance with Rule 320 IAC 5 *[Pursuant to a style standard adopted by the code revision commission on August 25, 1983, the revisor has renumbered 320 IAC 5 concerning the refuse disposal act as 330 IAC 4.]*.

(f) All incinerators for combustible refuse shall be designed, constructed and maintained in accordance with the applicable rules of the Indiana air pollution control board.

(g) Garbage and empty food containers shall not be placed in any incinerator constructed for the disposal of combustible refuse.



(h) All toxic or hazardous waste generated by a school facility shall be collected, stored, and disposed of in accordance with the applicable rules of the Indiana environmental management board. (*Indiana State Department of Health; 410 IAC 6-5.1-10; filed Jan 18, 1985, 10:02 am: 8 IR 603; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-5.1-11      Special hazards**

Authority: IC 16-19-3-4

Affected: IC 16-41-21

Sec. 11. (a) No condition shall be created in any school building that is not conducive to health and safety.

(b) No flammable, explosive, toxic, or hazardous liquids, gases, or chemicals shall be placed, stored, or used in any building or part of a building used for school purposes, except in approved quantities as necessary for use in laboratories, shops, and approved utility rooms. Such liquids, gases, or chemicals shall be kept in tightly sealed containers, and stored in safety cabinets or approved storage rooms when not in actual use, and in accordance with applicable requirements of the Indiana flammable liquids code (675 IAC 11.3 [*675 IAC 11.3 was repealed, filed Aug 26, 1985, 4:01 pm: 9 IR 57, and filed Oct 16, 1985, 8:55 am: 9 IR 515. See 675 IAC 22.J*]).

(c) Employees and students who must use machines and equipment in shops, laboratories, and food services shall be supplied with the appropriate safety devices for personal protection.

(d) All prescription drugs dispensed to the students under a doctor's order shall be stored in a locked cabinet or room under adult supervision. All prescription drugs shall be dispensed to the students under adult supervision. (*Indiana State Department of Health; 410 IAC 6-5.1-11; filed Jan 18, 1985, 10:02 am: 8 IR 603; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-5.1-12      School facility inspection**

Authority: IC 16-19-3-4

Affected: IC 16-41-21

Sec. 12. The state health commissioner or local health officer is authorized to make inspections to determine the condition of school buildings and sites. The commissioner or local health officer shall have the authority to enter at reasonable times any private, public, or religious school building for the purpose of inspecting and investigating conditions relating to the enforcement of 410 IAC 6-5.1. (*Indiana State Department of Health; 410 IAC 6-5.1-12; filed Jan 18, 1985, 10:02 am: 8 IR 604; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-5.1-13      Enforcement**

Authority: IC 16-19-3-4

Affected: IC 16-41-21

Sec. 13. The state health commissioner or local health officer is hereby authorized to enforce the provisions of 410 IAC 6-5.1. Ordinances, rules, regulations, and other requirements adopted by local government agencies shall not designate standards that are incompatible with or less stringent than 410 IAC 6-5.1. (*Indiana State Department of Health; 410 IAC 6-5.1-13; filed Jan 18, 1985, 10:02 am: 8 IR 604; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-5.1-14      Severability of rule**

Authority: IC 16-19-3-4

Affected: IC 16-41-21

Sec. 14. If any section, paragraph, sentence, clause, phrase or word of 410 IAC 6-5.1, or any other part thereof, be declared invalid for any reason, the remainder of 410 IAC 6-5.1 shall not be affected thereby and shall remain in full force and effect. (*Indiana State Department of Health; 410 IAC 6-5.1-14; filed Jan 18, 1985, 10:02 am: 8 IR 604; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**Rule 6.      Mobile Home Park Sanitation and Safety**

**410 IAC 6-6-1 Definitions**

Authority: IC 16-19-3-4; IC 16-41-27-8

Affected: IC 16-41-27

Sec. 1. (a) As used in this rule, “mobile home” means any vehicle, including the equipment sold as a part of a vehicle, which is so constructed as to permit its being used as a conveyance upon public streets or highways by either self-propelled or not self-propelled means, which is designed, constructed, or reconstructed, or added to by means of an enclosed addition or room in such a manner as will permit the occupancy thereof as a dwelling for one (1) or more persons, which is both used and occupied as a dwelling having no foundation other than wheels, jacks, skirting, or other temporary supports.

(b) As used in this rule, “mobile home park” means an area of land upon which five (5) or more mobile homes (other than mobile homes on permanent foundations) are harbored on temporary supports for the purpose of being occupied as principal residences and includes all real and personal property used in the operation of the mobile home park. An area of land that is subdivided and contains individual lots which are leased or otherwise contracted for is a mobile home park if five (5) or more mobile homes (other than mobile homes on permanent foundations) are harbored on temporary supports there for the purpose of being occupied as principal residences.

(c) As used in this rule, “dependent mobile home” means a mobile home which does not possess a toilet, sink, bath, or shower facilities.

(d) As used in this rule, “partially dependent mobile home” means a mobile home which possesses a toilet and sink but does not possess a bath or shower facilities.

(e) As used in this rule, “state board” means the state board of health of Indiana.

(f) As used in this rule, “temporary supports” means any structural system of transferring the loads imposed by a mobile home to the earth with its lower surface placed above the frost line as established at 675 IAC 13-2.4.

(g) As used in this rule, “permanent foundation” (as an antonym of “temporary supports”) means a structural system of transferring the loads imposed by a mobile home to the earth with its lower surface placed below the frost line as established at 675 IAC 13-2.4. The system shall be constructed of materials such as poured concrete, mortared concrete block, mortared brick, or treated wood, to which the mobile home is attached in such a way to secure the mobile home to the foundation so that the mobile home becomes part of the real estate and is assessed for taxation as an improvement to the real estate.

(h) As used in this rule, “violation” means the failure of a mobile home park owner, operator, adult attendant, caretaker, or other person who has a substantial and direct proprietary interest in the park to abide by a provision of IC 16-41-27 or this rule.

(i) As used in this rule, “interference with state board of health agent” means, but is not limited to, physical obstruction, attack, or threatened attack on a representative of the board while that representative is conducting inspection, licensing, or enforcement activities pursuant to IC 16-41-27 or this rule. (*Indiana State Department of Health; Reg HSE 21R, Sec 1; filed Jun 14, 1974, 2:29 p.m.: Rules and Regs. 1975, p. 328; filed Aug 7, 1981, 2:04 p.m.: 4 IR 1819; filed Feb 8, 1988, 4:10 p.m.: 11 IR 1764; filed Oct 6, 1989, 4:30 p.m.: 13 IR 278; errata filed Jan 5, 1990, 5:00 p.m.: 13 IR 902; errata filed Jan 30, 1990, 2:05 p.m.: 13 IR 1066; errata filed Jul 9, 1990, 2:00 p.m.: 13 IR 2004; filed Apr 16, 1996, 4:10 p.m.: 19 IR 2282; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234; errata filed Dec 31, 2003, 12:00 p.m.: 27 IR 1890*) NOTE: Statutory definition of mobile home park altered by Acts 1977, P.L.144.

**410 IAC 6-6-2 Mobile home park sites; zoning; water and sewer service**

Authority: IC 16-19-3-4; IC 16-41-27-8

Affected: IC 16-41-27

Sec. 2. (a) Mobile home parks shall be located on well-drained sites and in areas free from flooding or other conditions which will cause or contribute to a health hazard.

(b) Mobile home park sites shall meet all requirements of the local zoning commission and shall be approved by said commission before construction begins.

(c) Every shelter occupied as a residence in a mobile home park, whether mobile or permanent, shall be equipped with toilet, sink, and bath or shower facilities and shall be connected to water supply and sewer service prior to occupancy. (*Indiana State Department of Health; Reg HSE 21R, Sec 2; filed Jun 14, 1975, 2:29 pm: Rules and Regs. 1975, p. 329; filed Aug 7, 1981, 2:04 pm: 4 IR 1819; filed Feb 8, 1988, 4:10 pm: 11 IR 1765; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-6-3 Mobile home park lots; construction requirements**

Authority: IC 16-19-3-4; IC 16-41-27-8

Affected: IC 16-41-27

Sec. 3. (a) The mobile home park shall be divided into lots and an accurate plat shall be available at the mobile home park office indicating the size and location of each lot.

(b) An occupied mobile home shall not be allowed to remain in a mobile home park unless parked on a lot having water supply, sewage collection, and electrical services in conformance with 410 IAC 6-6.

(c) The following provisions shall apply to all mobile home parks constructed after June 14, 1974, as well as to all additions to parks constructed after that date:

(1) Each mobile home park lot shall contain at least two thousand five hundred (2,500) square feet.

(2) Each mobile home park lot shall abut directly onto a road, driveway or parking lot.

(3) Mobile homes shall not be parked closer than ten (10) feet from an adjoining mobile home or the expanded portions of such mobile home.

(4) No mobile home shall be enclosed around the bottom with a combustible material except that wood may be used for the framework. If mobile homes are enclosed around the bottom, and the water and/or sewer connection is located under the mobile home, an access opening or openings shall be provided in close proximity to the water and sewer connections to permit inspection of those connections.

(5) A hard surface area shall be provided for each mobile home lot of adequate size to provide a base for steps to the mobile home. A hard surface walk shall connect the steps with the road, driveway, or parking lot.

(d) Bales of hay or straw shall not be used for skirting or insulation of mobile homes. (*Indiana State Department of Health; Reg HSE 21R, Sec 3; filed Jun 14, 1974, 2:29 pm; Rules and Regs. 1975, p. 329; filed Aug 7, 1981, 2:04 pm: 4 IR 1820; filed Feb 8, 1988, 4:10 pm: 11 IR 1765; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-6-4 Streets; parking spaces**

Authority: IC 16-19-3-4; IC 16-41-27-8

Affected: IC 16-41-27

Sec. 4. (a) There shall be no dead-end streets less than twenty-four (24) feet in width and in excess of one hundred fifty (150) feet in length for vehicle traffic in a mobile home park.

(b) At least one (1) auto parking space for each mobile home lot shall be provided within the property lines of the park.

(c) Auto parking space may be included on the mobile home lot, on the park street, or on separate parking lots. If separate parking lots are used, each parking space shall be located within three hundred (300) feet of the mobile home lot it will serve.

(d) The following provisions shall apply to all mobile home parks constructed after June 14, 1974, as well as to all additions to mobile home parks constructed after that date:

(1) Turnarounds serving to eliminate dead-end streets in parks shall have a diameter of at least sixty (60) feet.

(2) One-way streets shall be at least twelve (12) feet wide and two-way streets shall be at least twenty-four (24) feet wide. If on-street parking is to be provided, each parking lane shall be at least an additional eight (8) feet wide.

(3) Overflow parking shall be provided in a mobile home park at the rate of one (1) space for each three mobile homes.

(*Indiana State Department of Health; Reg HSE 21R, Sec 4; filed Jun 14, 1974, 2:29 pm; Rules and Regs. 1975, p. 330; filed Aug 7, 1981, 2:04 pm: 4 IR 1820; filed Feb 8, 1988, 4:10 pm: 11 IR 1765; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-6-5 Minimum lighting**

Authority: IC 16-19-3-4; IC 16-41-27-8

Affected: IC 16-41-27

Sec. 5. There shall be a minimum of 0.3 footcandles illumination on streets and walkways in a mobile home park, except where an individual yard light is installed on each mobile home park lot. If an individual yard light is installed on each mobile home park lot it shall provide illumination at least equivalent to that of a forty (40) watt incandescent bulb. (*Indiana State Department of Health; Reg HSE 21R, Sec 5; filed Jun 14, 1974, 2:29 pm; Rules and Regs. 1975, p. 330; filed Feb 8, 1988, 4:10 pm: 11 IR 1766; readopted*

*filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234)*

**410 IAC 6-6-6 Community buildings; toilet and laundry facilities**

Authority: IC 16-19-3-4; IC 16-41-27-8

Affected: IC 16-41-27

Sec. 6. (a) The community building of a mobile home park, when provided, shall be constructed in accordance with the electrical, plumbing and other building codes of the state and the municipal unit in which the park is located. Construction of the building must be in accordance with a plan approved by the state board as well as by the department of fire and building services.

(b) All exterior openings shall be covered with 16 mesh screen or equivalent during periods of the year when insects are prevalent.

(c) Toilet and laundry rooms shall be constructed so that they can be well-lighted at all times. The laundry rooms shall have illumination of at least forty (40) foot candles on work areas such as washtubs, ironing boards and sorting tables. The toilet rooms shall have illumination of forty (40) foot candles in front of mirrors.

(d) Sufficient hot water heating facilities shall be available so that the temperature of the hot water is maintained at a minimum of 120° F. at all times for laundry facilities.

(e) Laundry trays and automatic washers shall be connected to the sanitary sewer.

(f) Community buildings shall be located at least fifteen (15) feet from any mobile home.

(g) Community buildings shall be maintained in a clean and sanitary condition at all times. (*Indiana State Department of Health; Reg HSE 21R, Sec 6; filed Jun 14, 1974, 2:29 pm: Rules and Regs. 1975, p. 330; filed Feb 8, 1988, 4:10 pm: 11 IR 1766; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-6-7 Water supply distribution systems (Repealed)**

Sec. 7. (*Repealed by Water Pollution Control Board; filed Sep 24, 1987, 3:00 pm: 11 IR 737*)

**410 IAC 6-6-8 Sewage disposal systems**

Authority: IC 16-19-3-4; IC 16-41-27-8

Affected: IC 16-41-27

Sec. 8. (a) A mobile home park shall dispose of sewage through use of a public sewerage system if the sewerage system is available within a reasonable distance from the mobile home park. If a public sewerage system is not available, sewage may be disposed of through use of a private system constructed in accordance with:

(1) 410 IAC 6-10 in the case of septic tank soil absorption systems; or

(2) applicable rules of the water pollution control board in the case of sewage disposal facilities other than septic tank-soil absorption systems.

(b) All components of the mobile home park sewage collection and disposal system shall be located in accordance with the provisions of 327 IAC 8-3.3-5, to prevent the possibility of contaminating the mobile home park water supply and the water supplies of surrounding property owners.

(c) Storm water or surface drainage shall not be discharged to the park sewer system receiving sanitary wastes from mobile homes and service buildings. Surface drainage shall be diverted away from the riser. The rim of the riser tile shall extend at least four (4) inches above ground elevation.

(d) All sewers receiving sanitary wastes shall be constructed as described by the Recommended Standards for Sewage Works as published by the Great Lakes-Upper Mississippi River Board of State Sanitary Engineers except that sanitary sewers may be six (6) inches in diameter.

(e) All sewage disposal facilities which have an effluent discharging into the waters of the state shall be constructed, operated and maintained in accordance with the requirements and standards of the water pollution control board.

(f) Sewers shall have manholes constructed at intervals of not more than four hundred (400) feet along the sewer. Manholes shall be installed at every change in size, alignment, or grade of the sewer. (*Indiana State Department of Health; Reg HSE 21R, Sec 8; filed Jun 14, 1974, 2:29 pm: Rules and Regs. 1975, p. 332; filed Aug 7, 1981, 2:04 pm: 4 IR 1821; filed Feb 8, 1988, 4:10 pm:*

11 IR 1767; errata filed Jan 5, 1990, 5:00 p.m.: 13 IR 902; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234; errata filed Dec 31, 2003, 12:00 p.m.: 27 IR 1890)

**410 IAC 6-6-9 Refuse disposal; inoperative motor vehicles**

Authority: IC 16-19-3-4; IC 16-41-27-8

Affected: IC 16-41-27

Sec. 9. (Refuse Disposal) (a) The mobile home park owner and/or operator shall be responsible for satisfactory storage, collection and disposal of refuse and for ensuring that (b) through (g) of this section is complied with.

(b) Refuse shall be stored in fly-tight water-tight containers which shall be located not more than 150 feet from any mobile home space. Hopper-type containers may be substituted for refuse cans where service permits. When hopper-type units are used they must be placed within a reasonable walking distance from the mobile home spaces to be served.

(c) The refuse cans and containers shall be placed on racks with at least eight inches clearance off the ground or on a concrete base or by other approved construction. All refuse containers must be kept in a sanitary condition.

(d) The area around the storage cans shall be kept clean and free of litter.

(e) Refuse shall be disposed of at a public disposal site or in such other manner that it will not create fly breeding, rodent harborage, odor or smoke nuisances or health, fire or safety hazards.

(f) Garbage or empty food containers shall not be placed in any incinerator constructed for the disposal of combustible refuse.

(g) No unlicensed or inoperative motor vehicle shall be allowed to remain in a mobile home park for more than thirty (30) days unless stored in a designated, visually screened area which is at least one hundred (100) feet from the nearest mobile home. (*Indiana State Department of Health; Reg HSE 21R, Sec 9; filed Jun 14, 1974, 2:29 pm: Rules and Regs. 1975, p. 333; filed Aug 7, 1981, 2:04 pm: 4 IR 1822; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-6-10 Electrical and gas facilities**

Authority: IC 16-19-3-4; IC 16-41-27-8

Affected: IC 16-41-27

Sec. 10. (Electrical and Gas Utilities). (a) All wiring and lighting fixtures shall be installed and maintained in a safe condition.

(b) All gas outlet risers, regulators, meters, valves or other exposed equipment shall be protected by proper location or other means from mechanical damage by vehicles or other causes.

(c) When gas is used, a properly installed system of gas lines and appurtenances which provides gas service adequate for safe operation of appliances and equipment shall be provided. (*Indiana State Department of Health; Reg HSE 21R, Sec 10; filed Jun 14, 1974, 2:29 pm: Rules and Regs. 1975, p. 334; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-6-11 Ground anchors**

Authority: IC 16-19-3-4; IC 16-41-27-8

Affected: IC 16-41-27

Sec. 11. (Mobile Home Safety) (a) In all mobile home parks and additions to mobile home parks ground anchors shall be installed on each occupied mobile home lot.

(b) When ground anchors are installed they shall be installed on each side of the mobile home stand in a row beginning no more than six (6) feet from the front wall of the mobile home and ending no more than six (6) feet from the rear wall of the mobile home. The ground anchors placed along the side of the mobile home stand shall not be separated by more than 24 feet unless a greater separation distance is certified by a Registered Professional Engineer or Architect as providing the same or better protection as that provided by the specified configuration.

(c) Provision for diagonal ties between ground anchors and the mobile home shall be made in conjunction with each vertical tie-down.

(d) Ground anchors exposed to weathering shall be resistant to weathering deterioration at least equivalent to that provided by a coating of zinc on steel of not less than 0.30 ounces per square foot of surface coated. Each ground anchor shall be designed to resist an allowable working load equal to or exceeding 3,150 pounds and shall be capable of withstanding a 50 percent overload

without failure. (*Indiana State Department of Health; Reg HSE 21R, Sec 11; filed Jun 14, 1974, 2:29 pm: Rules and Regs. 1975, p. 334; filed Aug 7, 1981, 2:04 pm: 4 IR 1822; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-6-12 Submission of construction plans**

Authority: IC 16-19-3-4; IC 16-41-27-8

Affected: IC 16-41-27; IC 25-31-1-2

Sec. 12. Any person or persons planning the construction, additions to, or significant change in the construction of any mobile home park shall, prior to the initiation of any such construction, submit plans, drawn to scale, to the state board for review and approval. These plans must be certified by a registered engineer or architect licensed to practice in the state of Indiana except, as provided in IC 25-31-1-2(h), registered land surveyors may certify those portions of plans containing only platting or subdividing of land, and gravity sanitary sewers, storms sewers, and tile drains. (*Indiana State Department of Health; Reg HSE 21R, Sec 12; filed Jun 14, 1974, 2:29 pm: Rules and Regs. 1975, p. 334; filed Aug 7, 1981, 2:04 pm: 4 IR 1823; filed Feb 8, 1988, 4:10 pm: 11 IR 1767; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-6-13 Swimming pools**

Authority: IC 16-19-3-4; IC 16-41-27-8

Affected: IC 16-41-27

Sec. 13. All swimming pools operated as part of a mobile home park shall be operated and maintained in compliance with 410 IAC 6-2.1. Construction of the pool must be in compliance with a plan approved by the department of fire and building services. (*Indiana State Department of Health; Reg HSE 21R, Sec 13; filed Jun 14, 1974, 2:29 pm: Rules and Regs. 1975, p. 335; filed Aug 7, 1981, 2:04 pm: 4 IR 1823; filed Feb 8, 1988, 4:10 pm: 11 IR 1768; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234; errata filed Dec 31, 2003, 12:00 p.m.: 27 IR 1890*)

**410 IAC 6-6-14 Reporting communicable diseases**

Authority: IC 16-19-3-4; IC 16-41-27-8

Affected: IC 16-41-27

Sec. 14. Conditions for Health and Safety. (a) Every owner, operator or attendant operating a mobile home park shall notify the local health office immediately of any suspected communicable or contagious disease within the mobile home park.

(b) No conditions, situation or installation shall be created, installed or maintained which may cause or result in a health or safety hazard or which may cause or transmit disease or harbor rodents or other vermin. (*Indiana State Department of Health; Reg HSE 21R, Sec 14; filed Jun 14, 1974, 2:29 pm: Rules and Regs. 1975, p. 335; filed Aug 7, 1981, 2:04 pm: 4 IR 1823; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-6-14.1 Civil penalties schedule**

Authority: IC 16-19-3-4; IC 16-41-27-8

Affected: IC 4-21.5; IC 16-41-27

Sec. 14.1. (a) The board may commence an action under IC 16-41-27-25 and IC 4-21.5-3-8 to levy civil penalties against a mobile home park operator who:

(1) fails to comply with IC 16-41-27 or this rule; or

(2) interferes with or obstructs the state board or its designated agent in the performance of duties pursuant to IC 16-41-27.

(b) A civil penalty in an amount in the appropriate range specified in this section may be assessed for each day of each violation.

(c) In determining the seriousness of the violation and the specific amount of the civil penalty to be sought for each violation, the state board will consider the following:

(1) The potential for harm or imminent threat to public health.

(2) The extent of deviation from statutory or regulatory requirements.

---

SANITARY ENGINEERING

---

(3) Degree of willfulness or negligence.

(4) History of noncompliance.

The absence of direct harm will not result in assessment of a lower penalty for a violation.

(d) Unless adjusted as provided for in subsection (e), all penalties shall be in accordance with the following schedule:

<u>Violation</u>		<u>Range of Penalty</u>
Mobile Home Sites	(410 IAC 6-6-2)	\$50 to \$100
Mobile Home Lots	(410 IAC 6-6-3)	\$50 to \$100
Streets and Parking	(410 IAC 6-6-4) (IC 16-41-27-15)	\$10 to \$50
Park Lighting	(410 IAC 6-6-5) (IC 16-41-27-17)	\$10 to \$50
Water Supply	(327 IAC 8-8-1) (IC 16-41-27-10)	\$100 to \$1,000
Water Risers	(327 IAC 8-8-1(h))	\$10 to \$50
Sewage Disposal	(410 IAC 6-6-8) (IC 16-41-27-11)	\$100 to \$1,000
Sewer Risers	(410 IAC 6-6-8(c))	\$50 to \$100
Refuse Disposal	(410 IAC 6-6-9) (IC 16-41-27-12)	\$50 to \$100
Unlicensed or Inoperative Motor Vehicles	(410 IAC 6-6-9(g))	\$50 to \$100
Electrical/Gas Utilities	(410 IAC 6-6-10)	\$100 to \$500
Mobile Home Safety	(410 IAC 6-6-11)	\$10 to \$100
Submission of Plans	(410 IAC 6-6-12) (IC 16-41-27-22)	\$100 to \$1,000
Swimming Pools	(410 IAC 6-6-13)	\$100 to \$500
Conditions for Health and Safety	(410 IAC 6-6-14)	\$100 to \$1,000
Domestic Animals and House Pets	(IC 16-41-27-16)	\$10 to \$100
Attendant or Caretaker	(IC 16-41-27-9)	\$100 to \$500
Interference with State Board or its Agent		\$100 to \$1,000

(e) After determining the appropriate penalty based on the schedule in this section, the state board may adjust the penalty to reflect a good faith effort to comply by the owner or operator of a mobile home park.

(f) Each individual penalty will be multiplied by the number of days the particular violation occurred. Penalties for violations occurring in two (2) consecutive inspections by the state board shall be assessed on the basis that the violations have remained uncorrected over the period of time between the two (2) inspections.

(g) Penalties for all violations will be totaled and sought under one (1) cause of action.

(h) After filing an action pursuant to IC 4-21.5, and in an attempt to resolve violations of IC 16-41-27 and this rule without resort to a hearing, the state board may negotiate and enter into agreed orders. An agreed order may suspend all or part of the civil penalty calculated under the requirements and deadlines established in the agreed order. (*Indiana State Department of Health; 410 IAC 6-6-14.1; filed Oct 6, 1989, 4:30 p.m.: 13 IR 279; errata filed Jan 5, 1990, 5:00 p.m.: 13 IR 902; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234; errata filed Dec 31, 2003, 12:00 p.m.: 27 IR 1890*)

#### **410 IAC 6-6-15 References for sewage works standards**

Authority: IC 16-19-3-4; IC 16-41-27-8

Affected: IC 16-41-27

Sec. 15. (References) "Recommended Standards for Sewage Works," 1978 Edition, A Report of the Committee of the Great Lakes-Upper Mississippi River Board of State Sanitary Engineers, available from:

Health Education Service, Inc.

P.O. Box 7126

Albany, NY 12224

(*Indiana State Department of Health; 410 IAC 6-6-15; filed Aug 7, 1981, 2:04 pm: 4 IR 1823; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

#### **Rule 7. Camp Sanitation and Safety (Repealed)**

*(Repealed by Indiana State Department of Health; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3757)*

## **Rule 7.1. Campgrounds**

### **410 IAC 6-7.1-1 Definitions**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 1. The definitions in this rule apply throughout this rule. *(Indiana State Department of Health; 410 IAC 6-7.1-1; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3743)*

### **410 IAC 6-7.1-2 “Bathing beach” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 2. “Bathing beach” means a body of water not contained within a structure, chamber, or tank and used for swimming, diving, or recreational bathing. *(Indiana State Department of Health; 410 IAC 6-7.1-2; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3743)*

### **410 IAC 6-7.1-3 “Campground” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 3. “Campground” means an area or tract of land where campsites are leased or rented and where provisions are made for ten (10) or more tents, recreational vehicles, park models, or vacation mobile homes. A campground is established, operated, and maintained for recreational, health, education, sectarian, business, or tourist activities away from established residences. The term, as used in this rule, does not include primitive campgrounds, youth camps, or tracts of land divided into individually deeded lots. *(Indiana State Department of Health; 410 IAC 6-7.1-3; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3743)*

### **410 IAC 6-7.1-4 “Campsite” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 4. “Campsite” means an individual camping space set aside in a campground for a tent, recreational vehicle, or vacation mobile home. *(Indiana State Department of Health; 410 IAC 6-7.1-4; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3743)*

### **410 IAC 6-7.1-5 “Department” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 5. “Department” means the Indiana state department of health. *(Indiana State Department of Health; 410 IAC 6-7.1-5; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3743)*

### **410 IAC 6-7.1-6 “Dependent campsite” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 6. “Dependent campsite” means a campsite without an individual sewer connection. *(Indiana State Department of Health; 410 IAC 6-7.1-6; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3743)*



**410 IAC 6-7.1-7 “Gray water” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 7. “Gray water” means wastewater originating from dish washing, hand washing, laundering, showers, or sinks. (*Indiana State Department of Health; 410 IAC 6-7.1-7; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3743*)

**410 IAC 6-7.1-8 “Independent campsite” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 8. “Independent campsite” means a campsite with individual water and sewer connections. (*Indiana State Department of Health; 410 IAC 6-7.1-8; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3743*)

**410 IAC 6-7.1-9 “Local health officer” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 9. “Local health officer” means the health officer of any local health department or their authorized representative. (*Indiana State Department of Health; 410 IAC 6-7.1-9; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3743*)

**410 IAC 6-7.1-10 “Person” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 10. “Person” means any individual, firm, partnership, company, corporation, trustee, association, municipality, county, authority, estate, or public or private entity owning, conducting, controlling, managing, or operating a campground. (*Indiana State Department of Health; 410 IAC 6-7.1-10; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3743*)

**410 IAC 6-7.1-11 “Primitive campground” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 11. “Primitive campground” means an area or tract of land without water supply systems, electricity, or toilets and having no vehicular access. (*Indiana State Department of Health; 410 IAC 6-7.1-11; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3744*)

**410 IAC 6-7.1-12 “Public sewer” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 12. “Public sewer” means a sewage disposal facility provided by a utility, municipality, conservancy district, or regional sewer district. (*Indiana State Department of Health; 410 IAC 6-7.1-12; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3744*)

**410 IAC 6-7.1-13 “Public water supply” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 13. “Public water supply” means water supplied by a utility, municipality, conservancy district, regional water district, rural water corporation, or not-for-profit water corporation. (*Indiana State Department of Health; 410 IAC 6-7.1-13; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3744*)

**410 IAC 6-7.1-14      “Recreational vehicle” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 14. “Recreational vehicle” means a travel trailer, park model, collapsible trailer, truck-mounted camper, or motor home. *(Indiana State Department of Health; 410 IAC 6-7.1-14; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3744)*

**410 IAC 6-7.1-15      “Sanitary dumping station” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 15. “Sanitary dumping station” means a sewage inlet with cover surrounded by a concrete apron sloped to a drain, and a water outlet. The sanitary dumping station is for disposal of recreational vehicle holding tank waste. *(Indiana State Department of Health; 410 IAC 6-7.1-15; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3744)*

**410 IAC 6-7.1-16      “Temporary campground” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 16. “Temporary campground” means a campground operated not more than ten (10) consecutive days per event and not more than thirty (30) days a calendar year. Temporary campgrounds are under the jurisdiction of local health officers. *(Indiana State Department of Health; 410 IAC 6-7.1-16; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3744)*

**410 IAC 6-7.1-17      “Tent” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 17. “Tent” means a shelter with twenty-five percent (25%) or more of its walls or roof, or both, made of fabric. *(Indiana State Department of Health; 410 IAC 6-7.1-17; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3744)*

**410 IAC 6-7.1-18      “Vacation mobile home” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 18. “Vacation mobile home” means a manufactured housing unit not on a permanent foundation used for recreational living on a temporary basis and not occupied as a principal residence. *(Indiana State Department of Health; 410 IAC 6-7.1-18; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3744)*

**410 IAC 6-7.1-19      “Water station” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 19. “Water station” means a facility for filling water storage containers with potable water from an approved water system. *(Indiana State Department of Health; 410 IAC 6-7.1-19; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3744)*

**410 IAC 6-7.1-20      Construction permit requirement**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 20. (a) Any person or persons planning the construction, addition to, or significant change in the construction of any

campground shall, at least ninety (90) days prior to the initiation of any such construction, submit plans, drawn to scale, for review and approval by the department. These plans must be certified by a registered engineer or architect licensed to practice in Indiana.

(b) The department may waive the requirement for plan review for any project that it deems to be a minor alteration. (*Indiana State Department of Health; 410 IAC 6-7.1-20; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3744; errata filed Jul 8, 2002, 1:47 p.m.: 25 IR 3769*)

#### **410 IAC 6-7.1-21      Campgrounds and campsites**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 21. (a) Campgrounds shall have designated campsites, and each site shall be plainly marked with a different number.

(b) No more than one (1) recreational vehicle or one (1) vacation mobile home shall be allowed on a designated campsite at the same time.

(c) The campground owner or operator shall have a plan of the campground. The plan must show the location of each designated campsite with the number assigned to it, and the location of any community buildings, wells, sanitary dumping stations, swimming pools, or sewage disposal systems. (*Indiana State Department of Health; 410 IAC 6-7.1-21; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3744*)

#### **410 IAC 6-7.1-22      Conditions for health and safety**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 22. No condition, situation, or installation shall be created, installed, or maintained that:

(1) may cause or result in a health or safety hazard; or

(2) may cause or transmit disease or harbor rodents or other vermin.

(*Indiana State Department of Health; 410 IAC 6-7.1-22; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3745*)

#### **410 IAC 6-7.1-23      Campground water supplies**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 23. (a) Campgrounds shall be provided with an adequate and convenient supply of potable water that meets 327 IAC 8. Potable water shall always be available for culinary, drinking, laundry, and bathing purposes.

(b) Wells shall be constructed, installed, and located in accordance 327 IAC 8 and 310 IAC 16. The construction and location of all campground wells with less than fifteen (15) service connections or serving less than twenty-five (25) people shall comply with all the requirements of this rule.

(c) A campground shall exclusively use a public water supply if public water is available within a reasonable distance. If a public water supply is not available, a campground shall have water supplied from a well that complies with the requirements of 327 IAC 8.

(d) Campground water supply and distribution systems shall have the capacity to deliver a minimum water pressure of twenty (20) pounds per square inch to all water stations and connections during periods of peak water usage. The water supply shall have capacity to meet total daily water demands. If a well or pump cannot meet peak or daily water demand, campgrounds shall be provided with sufficient usable storage capacity to meet the demand.

(e) The casing pipe of a well shall project not less than:

(1) twenty-four (24) inches above floor level or finished grade; or

(2) thirty-six (36) inches above the regulatory flood elevation if located in a designated flood hazard area identified by the Federal Emergency Management Agency.

(f) Water supplies shall have no well head, well casing, pump, pumping machinery, exposed pressure tanks, or suction piping located in any pit, room, or space, walled in or enclosed so it does not have free drainage by gravity to the ground surface at all times.

(g) Each campground shall provide one (1) or more accessible water stations of an approved design and located so no campsite

is more than two hundred (200) feet from a water station. Water stations and sanitary dumping stations shall be a minimum of fifty (50) feet apart. A water station having an inside or outside threaded faucet shall have a pressure vacuum breaker installed to protect against back-flow.

(h) In lieu of water stations, individual water riser pipes may be installed at each campsite.

(i) Water riser pipes shall be located and constructed to protect against damage from parking of recreational vehicles.

(j) Water riser pipes shall:

(1) be at least one-half ( $\frac{1}{2}$ ) inch in diameter;

(2) extend at least four (4) inches above ground; and

(3) be separated from sewer risers by not less than five (5) feet horizontally.

(k) Stop-and-waste valves or yard hydrants that would allow aspiration or backflow of contaminated water into the potable water system shall not be used.

(l) Wells and potable water distribution systems shall be disinfected after construction and after each repair. The water supply shall be tested and be bacteriologically acceptable in at least two (2) consecutive samples collected at least twenty-four (24) hours apart before it can be used. Each camper shall be advised to boil potable water until sample results reveal a safe water supply.

(m) There shall be no direct physical connection between the campground potable water supply system and any nonpotable water supply system. (*Indiana State Department of Health; 410 IAC 6-7.1-23; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3745; errata filed Aug 19, 2002, 1:57 p.m.: 26 IR 36*)

#### **410 IAC 6-7.1-24      Campground sewage disposal**

Authority: IC 16-19-3-4

Affected: IC 13-18-12; IC 16-19-3

Sec. 24. (a) All sewage generated by a campground, including gray water, shall be disposed of via a connection to a public sewer if available within a reasonable distance from the campground. If a public sewer is not available within a reasonable distance, sewage disposal must comply with 410 IAC 6-12, 410 IAC 6-10, Bulletin S.E. 11, Bulletin S.E. 13, or applicable rules of the Indiana department of environmental management.

(b) If individual sewer connections are provided for recreational vehicles, these connections shall meet the following minimum requirements:

(1) Each individual sewer riser shall be at least four (4) inches in diameter.

(2) Each individual sewer connection shall be tightly capped when a recreational vehicle is not connected.

(3) The rim of the riser pipe shall extend four (4) inches above the ground, and surface drainage shall be diverted away from the riser.

(c) Only wastewater management businesses licensed pursuant to IC 13-18-12 shall clean campground privies and portable toilets of waste. Privies must be pumped when the accumulated waste is within eighteen (18) inches of the privy floor. (*Indiana State Department of Health; 410 IAC 6-7.1-24; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3745*)

#### **410 IAC 6-7.1-25      Sanitary dumping station**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 25. (a) All campgrounds, except those having only independent campsites, shall have at least one (1) sanitary dumping station for each two hundred fifty (250) dependent campsites or fraction thereof.

(b) Each sanitary dumping station must be equipped with the following:

(1) A four (4) inch sewer riser pipe with a self-closing hinged cover or other tight-fitting closure.

(2) A concrete apron at least three (3) feet in diameter and sloped to drain the area surrounding the inlet of the riser pipe.

(3) A water outlet for sanitary maintenance of the station.

(4) A sign located at the water outlet which states that the water is not for drinking, but for flushing and cleaning holding tanks and the dump station area.

(5) A vacuum breaker installed downstream of the last shut-off valve that meets the requirements of 675 IAC 16.

(c) Sanitary dumping stations shall be capable of receiving a sewage flow of at least twenty (20) gallons per day for each

dependent campsite served.

(d) Sanitary dumping stations utilizing holding tanks shall be capable of receiving a sewage flow of at least sixty (60) gallons per day for each dependent campsite served. (*Indiana State Department of Health; 410 IAC 6-7.1-25; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3746*)

**410 IAC 6-7.1-26      Campground sanitary facilities**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 26. (a) A campground with dependent campsites shall have flush toilets, sanitary vault privies, or portable toilets, in the following ratios:

Number of Dependent Campsites	Urinals*		
	Toilet Facilities		Men
	Men	Women	
1–15	1	1	0
16–30	1	2	1
31–45	2	3	1
46–60	2	4	2
61–100	3	5	2

\*Toilets may be substituted for the required number of urinals on a one-for-one basis.

(b) Campgrounds with more than one hundred (100) dependent campsites shall be provided with one (1) flush toilet, sanitary vault privy, or portable toilet for each sex in the ratio of one (1) per thirty (30) dependent campsites and one (1) urinal for each one hundred (100) additional campsites.

(c) The entrance to a sanitary facility shall have a sign to designate which sex may use the facility. Solid walls extending from floor to ceiling shall separate facilities for each sex located in the same building.

(d) For all common use rooms that contain sanitary or laundry facilities, excluding sanitary vault privies and portable toilets, the following minimum requirements shall apply:

(1) Floors, walls, and partitions around showers, lavatories, and other plumbing fixtures shall be smooth, nonabsorbent, and easily cleanable.

(2) Bathing and hand washing facilities shall have hot and cold water under pressure. Bathing facilities shall have an approved, properly operating automatic temperature control valve. The valve must control the water temperature at the point of use so it will not exceed one hundred twenty (120) degrees Fahrenheit.

(3) An operating mechanical exhaust device is required and must replace the air in the facility at least six (6) times per hour.

(4) Exterior openings shall be screened utilizing screening of not less than sixteen (16) mesh.

(5) Entrances to toilet and bathing facilities shall have self-closing doors.

(6) Toilet and bathing facilities shall be configured to prevent viewing of the interior through the entrance door.

(7) Light fixtures shall have guards or shields to prevent shattering.

(8) At least twenty (20) foot-candles of light measured thirty (30) inches above the floor must be provided throughout the interior of any permanent facility within a campground.

(e) Campground plumbing fixtures shall comply with 675 IAC 16.

(f) Privies shall be constructed and maintained in compliance with Bulletin S.E. 11.

(g) Where electricity is available, campground privy interiors must have artificial illumination. Where electricity is not available, privies must be configured to allow natural light to enter for illumination.

(h) Campground sanitary facilities shall be:

(1) maintained in a clean condition and in good repair;

(2) properly lighted; and

(3) ventilated.

(*Indiana State Department of Health; 410 IAC 6-7.1-26; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3746*)

**410 IAC 6-7.1-27      Swimming pools and bathing beaches**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 27. (a) Swimming pools shall comply with 410 IAC 6-2 and 675 IAC 20.

(b) Bathing beaches shall comply with the following:

- (1) Campground bathing beaches shall have a water surface area of at least one (1) acre.
- (2) A minimum of twenty-five (25) square feet of water surface per bather shall be provided in areas having a water depth less than four (4) feet.
- (3) At least seventy-five (75) square feet of water surface per bather shall be provided in areas over four (4) feet deep.
- (4) A minimum of thirty-five (35) square feet of land area shall be provided per bather.
- (5) The campground bathing beach, from the shoreline out to a water depth of six (6) feet, shall consist of sand or pea gravel or other material to minimize turbidity.
- (6) Floating marker lines securely anchored with buoys, spaced at intervals of no more than twenty-five (25) feet, shall be provided to designate the perimeter of the bathing area. Marker lines shall delineate the separation between the shallow (less than five (5) feet), deep, and diving areas. Depth markers shall be provided at diving areas.
- (7) Toilet facilities shall be provided within five hundred (500) feet of the campground bathing beach, in the ratio of one (1) toilet for each fifty (50) bathers. Where flush toilets are provided, lavatories shall be provided in the ratio of one (1) lavatory for each fifty (50) bathers.
- (8) Water samples shall be collected at the campground bathing beach for bacteriological examination and submitted to an approved laboratory for analysis. Samples shall be submitted in accordance with the following:
  - (A) One (1) sample at least two (2) weeks prior to opening.
  - (B) One (1) sample each week the bathing beach is open thereafter.
  - (C) One (1) sample after a heavy rainfall of at least one-half ( $\frac{1}{2}$ ) inch.
- (9) Bathing beach samples shall be collected within one (1) foot of the surface, in water having a depth of at least three (3) feet, but no more than six (6) feet and at least twenty (20) feet from swimmers and animals.
- (10) The bathing beach must be closed if the beach water quality does not meet the following water quality standards:
  - (A) Escherichia coliform bacteria, using the membrane filter count, exceeds one hundred twenty-five (125) colonies per one hundred (100) milliliters as a geometric mean based on no less than five (5) samples equally spaced over a thirty (30) day period.
  - (B) Escherichia coliform bacteria using the membrane filter count exceeds two hundred thirty-five (235) colonies per one hundred (100) milliliters in any one (1) sample in a thirty (30) day period.
  - (C) The water has aquatic vegetation, deposits, growths, oil, grease, chemicals, or other substances capable of creating toxic reactions, skin, or membrane irritations, or a health or safety hazard.
- (11) Results of each camp bathing beach water sample analysis must be reported to the department.
- (12) The minimum safety equipment required at all bathing beaches shall include:
  - (A) a rescue tube; and
  - (B) a ring buoy with an attached rope at least forty-five (45) feet in length.
- (13) Safety equipment shall be kept clean, in good repair, and ready for use.

*(Indiana State Department of Health; 410 IAC 6-7.1-27; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3747; errata filed Aug 19, 2002, 1:57 p.m.: 26 IR 36)*

**410 IAC 6-7.1-28      Refuse collection and disposal**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 28. (a) Refuse, including garbage, shall be collected, stored, and disposed of properly so the campground is clean and litter free. Refuse shall not accumulate in a manner that could:

- (1) result in rodent harborage or promote insect breeding; or
- (2) cause a fire, safety, or health hazard.

(b) Each garbage can and dumpster in a campground shall be covered with a tight-fitting lid.

(c) Garbage and refuse collection and disposal shall occur at least once a week or more often when necessary.

(d) Community dumpsters shall be at least twenty-five (25) feet from any campsite. (*Indiana State Department of Health; 410 IAC 6-7.1-28; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3747*)

**410 IAC 6-7.1-29        Electrical distribution system**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 29. (a) After the effective date of this rule, all new wiring, lighting, and electrical hook-ups shall be installed in compliance with 675 IAC 17. Existing wiring, lighting, and electrical hook-ups shall be installed and maintained in a safe condition.

(b) Fifteen (15) and twenty (20) ampere, one hundred twenty-five (125) volt receptacles at sanitary facilities shall have approved ground fault circuit interrupter protection.

(c) Electrical receptacles shall have wiring and circuit breakers or fuses sized to conform to the amperage of the receptacle they supply.

(d) Switches, circuit breakers, receptacles, control equipment, and metering devices located in wet places or outside a building shall be weatherproof.

(e) Splices in electrical wires in accessible locations shall be made in approved junction boxes.

(f) When underground conductors enter or leave a building or a trench, they shall have mechanical protection from physical damage. The protection must be rigid conduit, intermediate metal conduit, rigid nonmetallic conduit, schedule 80 electrical plastic tubing, or other mechanical means. Underground conductors in conduit shall be a minimum of eighteen (18) inches below finished grade. Underground conductors not in conduit shall be a minimum of twenty-four (24) inches below finished grade.

(g) Electrical equipment and conductors shall not be attached to trees. (*Indiana State Department of Health; 410 IAC 6-7.1-29; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3748*)

**410 IAC 6-7.1-30        Emergency equipment and services**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 30. Telephone service shall be made available to all campers, and access shall be provided at all times to such service for emergency use. (*Indiana State Department of Health; 410 IAC 6-7.1-30; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3748*)

**410 IAC 6-7.1-31        Registration**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 31. A register containing the name and home address of the campsite occupant and the dates of arrival and departure must be maintained and available for inspection by the department or the local health officer. (*Indiana State Department of Health; 410 IAC 6-7.1-31; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3748*)

**410 IAC 6-7.1-32        Right of entry**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 32. The department or the local health officer may enter public or private property at reasonable times and, upon presentation of credentials, to do any of the following:

(1) Inspect facilities, equipment, or records.

(2) Investigate allegations, conduct tests, or collect samples.

(3) Obtain information necessary to the issuance of a permit pursuant to this rule.

(4) Determine whether any person is subject to, or in violation of, this rule or a permit issued pursuant to this rule.

*(Indiana State Department of Health; 410 IAC 6-7.1-32; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3748)*

**410 IAC 6-7.1-33      Local authorities**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 33. Local health officers may enforce the rules of the department. County and municipal authorities within their respective jurisdictions have jurisdiction over zoning, building codes, and ordinances pertaining to campgrounds. *(Indiana State Department of Health; 410 IAC 6-7.1-33; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3748)*

**410 IAC 6-7.1-34      Incorporation by reference**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 34. Bulletin S.E. 11 and Bulletin S.E. 13 are incorporated by reference as part of this rule. Copies of these bulletins may be obtained by request to the department. *(Indiana State Department of Health; 410 IAC 6-7.1-34; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3748)*

**410 IAC 6-7.1-35      Enforcement**

Authority: IC 16-19-3-4

Affected: IC 4-21.5-3-6; IC 4-21.5-3-8; IC 16-19-3

Sec. 35. The department may commence an action under IC 16-19-3-4, IC 16-19-3-5, and IC 4-21.5-3-6, or IC 4-21.5-3-8 against a campground operator who:

(1) fails to comply with this rule; or

(2) interferes with or obstructs the department or its designated agent in the performance of duties pursuant to this rule.

*(Indiana State Department of Health; 410 IAC 6-7.1-35; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3748)*

**Rule 7.2.   Youth Camps**

**410 IAC 6-7.2-1   Definitions**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 1. The definitions in this rule apply throughout this rule. *(Indiana State Department of Health; 410 IAC 6-7.2-1; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3749)*

**410 IAC 6-7.2-2   “Bathing beach” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 2. “Bathing beach” means a body of water not contained within a structure, chamber, or tank and used for swimming, diving, or recreational bathing. *(Indiana State Department of Health; 410 IAC 6-7.2-2; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3749)*

**410 IAC 6-7.2-3   “Camp” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 3. “Camp” means a youth camp. *(Indiana State Department of Health; 410 IAC 6-7.2-3; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3749)*



**410 IAC 6-7.2-4 “Department” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 4. “Department” means the Indiana state department of health. (*Indiana State Department of Health; 410 IAC 6-7.2-4; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3749*)

**410 IAC 6-7.2-5 “Designated adult” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 5. “Designated adult” means the individual with the primary responsibility for health matters, food, staff supervision, the administration of program operations, and business and transportation services. (*Indiana State Department of Health; 410 IAC 6-7.2-5; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3749*)

**410 IAC 6-7.2-6 “Gray water” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 6. “Gray water” means wastewater originating from dish washing, hand washing, laundering, showers, or sinks. (*Indiana State Department of Health; 410 IAC 6-7.2-6; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3749*)

**410 IAC 6-7.2-7 “Local health officer” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 7. “Local health officer” means the health officer of any local health department or their authorized representative. (*Indiana State Department of Health; 410 IAC 6-7.2-7; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3749*)

**410 IAC 6-7.2-8 “Person” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 8. “Person” means any individual, firm, partnership, company, corporation, trustee, association, municipality, county, authority, estate, or public or private entity owning, conducting, controlling, managing, or operating a camp. (*Indiana State Department of Health; 410 IAC 6-7.2-8; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3749*)

**410 IAC 6-7.2-9 “Primitive camp” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 9. “Primitive camp” means a youth camp that operates at a site having only tents. (*Indiana State Department of Health; 410 IAC 6-7.2-9; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3749*)

**410 IAC 6-7.2-10 “Public sewer” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 10. “Public sewer” means a sewage disposal facility provided by a utility, municipality, conservancy district, or regional sewer district. (*Indiana State Department of Health; 410 IAC 6-7.2-10; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3749*)

**410 IAC 6-7.2-11      “Public water supply” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 11. “Public water supply” means water supplied by a utility, municipality, conservancy district, regional water district, rural water corporation, or not-for-profit water corporation. (*Indiana State Department of Health; 410 IAC 6-7.2-11; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3749*)

**410 IAC 6-7.2-12      “Tent” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 12. “Tent” means a shelter having twenty-five percent (25%) or more of its walls or roof, or both, covered by fabric material. (*Indiana State Department of Health; 410 IAC 6-7.2-12; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3749*)

**410 IAC 6-7.2-13      “Water station” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 13. “Water station” means a facility for filling water storage containers with potable water from an approved water system. (*Indiana State Department of Health; 410 IAC 6-7.2-13; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3750*)

**410 IAC 6-7.2-14      “Youth camp” defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 14. “Youth camp” means any area or tract of land established, operated, or maintained to provide more that seventy-two (72) continuous hours of outdoor group living experiences away from established residences for educational, recreational, sectarian, or health purposes to ten (10) or more children who are under eighteen (18) years of age and not accompanied by a parent or guardian. (*Indiana State Department of Health; 410 IAC 6-7.2-14; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3750*)

**410 IAC 6-7.2-15      Construction permit requirement**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 15. Any person planning the construction, addition to, or significant change in the construction of any youth camp shall, at least ninety (90) days prior to the initiation of any such construction, submit plans, drawn to scale, for review and approval by the department. These plans must be certified by a registered engineer or architect licensed to practice in Indiana. (*Indiana State Department of Health; 410 IAC 6-7.2-15; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3750*)

**410 IAC 6-7.2-16      General supervision**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 16. When a youth camp is in session, there shall be a designated adult on the premises who is responsible for compliance with this rule. (*Indiana State Department of Health; 410 IAC 6-7.2-16; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3750*)

**410 IAC 6-7.2-17      General health**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 17. (a) When a youth camp is in session, there shall be an individual present who is designated as the health supervisor and who has completed at least the Red Cross Standard First Aid Course or its equivalent.

(b) A member of the camp health staff shall conduct a health screening of each camper to identify any illness or communicable disease. The screening shall:

- (1) occur not more than twelve (12) hours after arrival at camp; and
- (2) include a check of medications in use by each camper.

(c) Youth camps owners shall possess an original or a copy of an up to date medical log. The medical log shall be in permanent ink and be a record of the dates, times, patient names, ailments, treatments, names of attending staff, and signature of the person who made the entries into the log.

(d) Medication prescribed for campers or staff members shall be dispensed from original containers.

(e) Medications, except those a physician prescribed for self-administration, shall be locked in a cabinet, box, or drawer or stored in a safe place inaccessible to children.

(f) Whenever there is an injury or illness to a camper that results in hospitalization, a positive x-ray or laboratory analysis, or the camper is being sent home, a report shall be sent to the department. This report shall be:

- (1) made on a form acceptable to the department; and
- (2) filed with the department within ten (10) days of an incident.

(g) Whenever there is an injury or illness that results in the death of a camper or staff member, a report of the incident and death shall be filed with the department within twenty-four (24) hours of the death.

(h) The use of tobacco products is prohibited in buildings used by children. The use of tobacco products or alcoholic beverages is prohibited in a youth camp while it is in operation. (*Indiana State Department of Health; 410 IAC 6-7.2-17; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3750; filed Aug 29, 2003, 10:30 a.m.: 27 IR 98*)

#### **410 IAC 6-7.2-18      Infirmary**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 18. (a) Youth camps constructed after the effective date of this rule shall include a separate room with toilet and lavatory facilities to be used as an infirmary and isolation area.

(b) The separate room described in subsection (a) shall have the following:

- (1) Ventilation to keep it free of excessive heat, condensation, vapors, noxious odors, and fumes.
- (2) Heating equipment capable of maintaining a temperature of at least sixty-eight (68) degrees Fahrenheit.
- (3) At least one (1) cot per one hundred (100) campers and staff, with a minimum of two (2) cots.
- (4) At least one (1) adult shall be present when campers are in the infirmary.
- (5) At least seventy (70) foot-candles of light measured thirty (30) inches from the floor.

(*Indiana State Department of Health; 410 IAC 6-7.2-18; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3750*)

#### **410 IAC 6-7.2-19      First aid kits**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 19. (a) First aid kits shall be available to camp staff at food service operations, beaches, the infirmary, the camp office, primitive camps, and readily available in a timely manner to all program areas. First aid may be administered only by properly trained staff.

(b) As a minimum, each first aid kit must include the following:

- (1) One (1) watertight medication canister.
- (2) Thirty (30) adhesive bandages, each measuring one (1) inch by three (3) inches.
- (3) One (1) roll of adhesive tape measuring one-half (½) inch by ten (10) yards.
- (4) Nine (9) antiseptic towelettes.
- (5) Two (2) disposable gloves, such as surgical or examination type.
- (6) One (1) triangular bandage.

- (7) Six (6) sponge dressing pads, each measuring two (2) inches by two (2) inches.
- (8) Four (4) sponge dressing pads, each measuring three (3) inches by three (3) inches.
- (9) Two (2) sponge dressing pads, each measuring four (4) inches by four (4) inches.
- (10) One (1) instant ice compress measuring at least six (6) inches by four (4) inches.
- (11) Two (2) large fabric fingertip bandages.
- (12) Two (2) large fabric knuckle bandages.
- (13) Two (2) island bandages each measuring two (2) inches by three (3) inches.
- (14) Two (2) adhesive Telfa bandages each measuring two (2) inches by two (2) inches.
- (15) One (1) eye pad.
- (16) Three (3) providone-iodine pads.
- (17) Six (6) alcohol cleansing pads.
- (18) Three (3) tubes of triple-antibacterial cream.
- (19) One (1) conform bandage roll measuring two (2) inches by five (5) yards.
- (20) One (1) pair of scissors.
- (21) One (1) pair of tweezers.
- (22) One (1) emergency blanket.
- (23) One (1) refillable plastic case.

(c) First aid materials shall be wrapped and stored so they do not become contaminated. (*Indiana State Department of Health; 410 IAC 6-7.2-19; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3751*)

#### **410 IAC 6-7.2-20        Records**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 20. (a) A record for each camper must be maintained by the designated adult operating a camp and shall contain the following:

- (1) The camper's name and address.
- (2) The name, address, and telephone number of the camper's parent, legal guardian, or designated adult emergency contact.
- (3) Authorization from the parent or guardian for emergency medical care.
- (4) A list of relevant health conditions that camp personnel may encounter.

(b) Records required by this rule shall be kept on file by the designated adult for a period of at least two (2) years. (*Indiana State Department of Health; 410 IAC 6-7.2-20; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3751*)

#### **410 IAC 6-7.2-21        Campsites and safety**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 21. (a) No condition, situation, or installation shall be created, installed, or maintained that:

- (1) may cause or result in a health or safety hazard; or
- (2) cause or transmit disease or harbor rodents or other vermin.

(b) An accurate plat of the camp shall be maintained that shows the location of buildings, wells, privies, sewage disposal systems, sanitary facilities, swimming areas, and water and sewer lines.

(c) The central camp areas, primitive camps, and program areas shall be maintained to minimize the growth of poison ivy, poison oak, poison sumac, and other noxious plants.

(d) The camp shall be free of debris or other hazards.

(e) Building stairways over four (4) steps in height shall have handrails.

(f) Equipment and facilities in camps shall be designed, installed and maintained in a safe condition. Playground equipment shall be securely anchored.

(g) When not in use, archery equipment, firearms, and ammunition shall be locked in a cabinet or building.

(h) Poisonous substances, pool chemicals, pesticides, and toxic chemicals shall be clearly marked and stored in locked cabinets

or enclosures. (*Indiana State Department of Health; 410 IAC 6-7.2-21; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3751*)

**410 IAC 6-7.2-22      Emergency equipment and procedures**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 22. (a) Telephone service shall be provided to each youth camp as follows:

(1) Telephone service shall always be accessible at youth camps.

(2) The telephone number of the nearest fire department, police department, poison control center, and emergency medical service shall be posted next to each telephone. Where 911 service is available, only the poison control center telephone number must be posted.

(b) A written emergency plan for dealing with natural disasters, lost campers, and other emergencies must be developed and maintained. At a minimum, the plan shall include procedures for evacuation and transportation to emergency facilities. Camp staff shall be trained on the plan and a record of the training shall be kept by a responsible adult. Campers shall be advised of their responsibilities in following the plan.

(c) Camps offering aquatic activities must have an emergency plan that includes procedures for rescues, accounting for each camper, evacuations, and the method for notification of emergency services. Weekly orientation in using the aquatic emergency plan must be conducted. (*Indiana State Department of Health; 410 IAC 6-7.2-22; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3752*)

**410 IAC 6-7.2-23      Fire and building safety**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 23. (a) Each youth camp shall be equipped with a minimum of a 4-A, 60-B:C, ten (10) pound, multipurpose, dry chemical, pressure fire extinguisher within one hundred (100) feet of each kitchen, furnace room, and sleeping facilities.

(b) Fire extinguishers must be readily accessible and maintained in an operable condition.

(c) Exits from structures must be maintained free of obstructions and have exit signs clearly posted.

(d) Buildings with occupancy of more than ten (10) persons shall have at least two (2) separate and independent exits. Exits shall not be closer to each other than fifty percent (50%) of the longest exterior dimension of the building.

(e) Buildings with occupancy above the first floor shall have two (2) separate and independent exits. At least one (1) exit shall lead directly to the outside.

(f) A one-room building used for sleeping shall be equipped with a smoke detector.

(g) Buildings with two (2) or more compartmentalized sleeping rooms shall have hard-wired interconnected smoke detectors.

(h) All required smoke detectors shall be UL listed.

(i) All required smoke detectors shall be kept clean and tested monthly.

(j) Fire drills shall be held within twenty-four (24) hours of the beginning of each camping session and weekly thereafter.

(k) Gasoline and other flammable fluids shall be marked and stored in locked containers or in locked buildings not occupied by campers.

(l) Gasoline and other flammable fluids shall be stored at least fifty (50) feet from sleeping quarters. (*Indiana State Department of Health; 410 IAC 6-7.2-23; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3752; errata filed Aug 19, 2002, 1:57 p.m.: 26 IR 36*)

**410 IAC 6-7.2-24      Electrical safety**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 24. (a) Wiring, lighting, and electrical receptacles shall be installed and maintained in a safe condition.

(b) Fifteen (15) and twenty (20) ampere, one hundred twenty-five (125) volt receptacles in sanitary facilities, bathrooms, garages, or maintenance buildings or located outside of buildings shall be equipped with ground-fault circuit interrupter protection.

(c) Electrical receptacles shall have wiring and circuit breakers or fuses sized to conform to the amperage of the receptacles they supply.

(d) Electrical switches, circuit breakers, receptacles, control equipment, and metering devices located in wet places or outside of a building shall be weatherproof.

(e) Splices to electrical wires at accessible locations shall be made utilizing approved junction boxes.

(f) In areas subject to vehicle movement, service drop conductors of not over six hundred (600) volts nominal, shall be at least eighteen (18) feet above the ground surface. In other areas, the minimum clearance shall be ten (10) feet above the ground surface.

(g) Electrical equipment and conductors shall not be attached to trees.

(h) Electrical receptacles shall be grounded and shall not have an open neutral, open hot conductor, or reverse polarity.

(i) Loose electrical equipment shall be secured. Face plates and panel fronts shall be in place to prevent accidental contact. *(Indiana State Department of Health; 410 IAC 6-7.2-24; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3752)*

#### **410 IAC 6-7.2-25      Water supplies**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 25. (a) Camps shall be provided with an adequate and convenient supply of potable water that meets the Indiana department of environmental management public water supply drinking water quality standard found in 327 IAC 8. Potable water shall always be available for culinary, drinking, laundry, and bathing purposes.

(b) Wells shall be constructed, installed, and located in accordance with 327 IAC 8 and 310 IAC 16.

(c) A camp shall exclusively use a public water supply if public water is available within a reasonable distance. If a public water supply is not available, a camp shall have water supplied from a well that complies with 327 IAC 8.

(d) The construction and location of all camp wells with less than fifteen (15) service connections or serving less than twenty-five (25) people shall comply with all the requirements of this rule.

(e) Camp water supply and distribution systems shall have the capacity to deliver a minimum water pressure of twenty (20) pounds per square inch to all water stations and connections during periods of peak water usage. The water supply shall have capacity to meet total daily water demands. If a well or pump cannot meet peak or daily water demand, camps shall be provided with sufficient usable storage capacity to meet the demand.

(f) The casing pipe of a well shall project not less than:

(1) twenty-four (24) inches above floor level or finished grade; or

(2) thirty-six (36) inches above the regulatory flood elevation if located in a designated flood hazard area identified by the Federal Emergency Management Agency.

(g) Water supplies shall have no well head, well casing, pump, pumping machinery, exposed pressure tanks, or suction piping located in any pit, room, or enclosed space that does not have free drainage, by gravity, to the ground surface at all times.

(h) Wells and potable water distribution systems shall be disinfected after construction and after a repair. The water shall be tested and be bacteriologically acceptable in at least two (2) consecutive samples collected at least twenty-four (24) hours apart before the potable water system can be used.

(i) There shall be no direct physical connection between the camp potable water supply system and any nonpotable water supply system.

(j) Stop-and-waste valves or yard hydrants that would allow aspiration or back flow of contaminated water into the potable water system shall not be used.

(k) Common drinking cups are not permitted.

(l) When potable water is transported, it shall be in closed, disinfected containers used for no other purpose.

(m) Plumbing fixtures shall comply with 675 IAC 16. *(Indiana State Department of Health; 410 IAC 6-7.2-25; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3753; errata filed Aug 19, 2002, 1:57 p.m.: 26 IR 36)*

#### **410 IAC 6-7.2-26      Sewage disposal**

Authority: IC 16-19-3-4

Affected: IC 13-18-12; IC 16-19-3

Sec. 26. (a) Sewage shall be disposed of by a connection to a public sewer, if available within a reasonable distance from the camp. If a public sewer is not available within a reasonable distance from the camp, sewage disposal must comply with 410 IAC 6-12,

410 IAC 6-10, Bulletin S.E. 11, Bulletin S.E. 13, or applicable rules of the Indiana department of environmental management for sewage disposal facilities other than sanitary vault privies or septic tank soil-absorption systems.

(b) Only wastewater management businesses licensed pursuant to IC 13-18-12 shall clean camp privies and portable toilets of waste. Privies must be pumped when the accumulated waste is within eighteen (18) inches of the privy floor. (*Indiana State Department of Health; 410 IAC 6-7.2-26; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3753*)

**410 IAC 6-7.2-27 Sanitary facilities**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 27. (a) The entrance to a sanitary facility shall have a sign to designate which sex may use the facility. Solid walls extending from floor to ceiling shall separate facilities for each sex located in the same building.

(b) Toilets, urinals, hand washing, and bathing facilities shall be provided as follows:

**Males**

Individuals to be served	Showers	Lavatories	Toilets	Urinals*
1-10	1	2	1	1
11-20	2	2	1	1
21-30	2	3	2	1
31-40	3	4	2	2
41-50	4	5	3	2
51-60	5	6	3	3
61-70	6	7	4	3

\*Toilets may be substituted for the appropriate number of urinals.

**Females**

Individuals to be served	Showers	Lavatories	Toilets
1-10	1	2	2
11-20	2	2	2
21-30	2	3	3
31-40	3	4	4
41-50	4	5	5
51-60	5	6	6
61-70	6	7	7

(c) Camps serving more than seventy (70) campers shall have sanitary facilities for each sex in the ratio of one (1) shower, lavatory, and toilet or urinal for each fifteen (15) additional campers.

(d) Showers or lavatories are not required at primitive camps.

(e) For all common use rooms that contain sanitary or laundry facilities, excluding sanitary vault privies and portable toilets, the following minimum requirements shall apply:

- (1) Floors, walls, and partitions around showers, lavatories, and other plumbing fixtures shall be smooth, nonabsorbent, and easily cleanable. Floors in hand washing and shower rooms shall have a nonskid finish and trapped floor drains.
- (2) Bathing and hand washing facilities shall have hot and cold water under pressure. Bathing facilities shall have an approved properly operating, approved automatic hot water temperature control valve. The valve must control the water temperature at the point of use so it will not exceed one hundred twenty (120) degrees Fahrenheit.
- (3) An operating mechanical exhaust device must replace the air in the facility at least six (6) times per hour.
- (4) Exterior openings shall be screened with at least sixteen (16) mesh screen to prevent the entrance of insects.
- (5) Entrances to toilets and bathing facilities shall have self-closing doors.
- (6) Toilet and bathing facilities shall be configured to prevent viewing of the interior through the entrance door.
- (7) Light fixtures shall have guards or shields to prevent shattering.
- (8) At least twenty (20) foot-candles of light measured thirty (30) inches above the floor must be provided throughout the interior of the facility.
- (9) Lavatories shall have mixing or combination faucets. Self-closing, slow closing, or metering faucets shall provide a flow

of water for at least fifteen (15) seconds.

(10) Lavatories and hand washing facilities shall be located within twenty-five (25) feet of toilets. Water, soap, and paper towels or a mechanical hand drying device shall be provided at hand washing facilities that are available to all campers. Common towels are prohibited.

(11) Sanitary facilities must have a roof with an overhang to prevent drainage into the structure.

(12) Sanitary facilities shall be maintained in a clean condition and in good repair.

(f) Toilet paper shall be available at all times in toilets and privies.

(g) Privies shall be constructed and maintained in compliance with Bulletin S.E. 11.

(h) Where electricity is available, the privy interior must have artificial illumination. Where electricity is not available, the privy must allow natural light to enter for illumination.

(i) Hand washing facilities, or a dispenser with moistened disposable towelettes, shall be located within twenty-five (25) feet of a privy.

(j) Toilet facilities shall be located within five hundred (500) feet of each sleeping area. (*Indiana State Department of Health; 410 IAC 6-7.2-27; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3753*)

#### **410 IAC 6-7.2-28      Cooking and eating facilities**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 28. (a) Central kitchen and dining halls shall comply with 410 IAC 7-24.

(b) Kitchens separate from the central dining hall and used for individual campers to prepare meals shall meet the following requirements:

(1) Provide a refrigerator and a range with a ventilation hood.

(2) Provide a three (3) compartment sink or a two (2) compartment sink and a dishwasher or use only single service dishes and utensils.

(3) Provide a numerically scaled indicating thermometer in each refrigerator accurate to plus or minus three (3) degrees Fahrenheit, located as to be easily readable.

(4) Provide shielded or guarded light fixtures providing at least seventy (70) foot-candles of light on all food preparation surfaces and at equipment or utensil washing areas.

(5) Provide a hand washing lavatory having hot and cold water and a combination faucet.

(6) Provide the hand washing lavatory with a supply of hand cleansing soap and a supply of sanitary towels or a hand drying device. Sinks used for food preparation or food washing equipment shall not be used for hand washing.

(7) Common towels are prohibited.

(8) Provide a mop sink for use and disposal of mop water. Food preparation sinks shall not be used for this purpose.

(*Indiana State Department of Health; 410 IAC 6-7.2-28; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3754; errata filed Jul 8, 2002, 1:47 p.m.: 25 IR 3769; errata filed Jan 21, 2005, 10:32 a.m.: 28 IR 1695*)

#### **410 IAC 6-7.2-29      Buildings and sleeping shelters**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 29. (a) Buildings, structures, tents, and cabins shall be kept in good repair and maintained in a safe and sanitary condition.

(b) Floors and floor coverings in buildings used for sleeping or camp activities shall be in good repair and easily cleanable.

(c) Buildings used for sleeping shall have screened openable windows or mechanical ventilation as required by 675 IAC 13-2.4.

(d) Outside openings shall be screened with at least sixteen (16) mesh screen to prevent the entrance of insects.

(e) Screened doors shall be tight-fitting, in good repair, and self-closing.

(f) At least thirty (30) square feet of floor space per camper must be provided in rooms used for sleeping.

(g) Beds shall be arranged so the heads of the sleepers are at least six (6) feet apart and there is at least thirty (30) inches between the sides of the beds. Beds are not required to be permanently affixed to the floor.



- (h) Sleeping rooms shall have a minimum ceiling height of seven (7) feet.
- (i) Bedding provided by the camp operator shall be clean and washed before use by a new camper.
- (j) Foam bed mattresses shall be provided with easily cleanable mattress covers.
- (k) Vertical separation between the top of the lower mattress of a double deck bunk and the upper bunk shall be a minimum of twenty-seven (27) inches. The vertical separation from the top of the upper mattress to the ceiling shall be a minimum of thirty-six (36) inches.
- (l) Bunk beds used by campers shall be equipped with guardrails on the upper bunk. Guardrails are required on any side of a bunk not placed tightly against a wall.
- (m) At least twenty (20) foot-candles of light shall be provided throughout buildings used for sleeping.
- (n) Tent material shall be flame-retardant. (*Indiana State Department of Health; 410 IAC 6-7.2-29; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3755; filed Aug 29, 2003, 10:30 a.m.: 27 IR 99; errata filed Mar 21, 2005, 10:40 a.m.: 28 IR 2391*)

**410 IAC 6-7.2-30      Water recreation**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

- Sec. 30. (a) An individual currently certified as a lifeguard and having a current cardiopulmonary resuscitation (CPR) certification must direct swimming, boating, canoeing, watercraft, water skiing, and other aquatic activities.
- (b) A minimum of one (1) counselor for each fifteen (15) campers shall supervise watercraft and swimming activities.
  - (c) At each aquatic site, a minimum of one (1) currently certified lifeguard for each thirty (30) campers must be provided.
  - (d) Swimming pools shall comply with 410 IAC 6-2 and 675 IAC 20.
  - (e) In addition to the requirements of 410 IAC 6-2 and 675 IAC 20, swimming pools less than two thousand (2,000) square feet shall have one (1) or more qualified lifeguards on duty when the pool is in use by campers.
  - (f) Watercraft activity participants must wear a Type II or Type III U.S. Coast Guard approved personal flotation device.
  - (g) Bathing beaches shall comply with the following:
    - (1) Camp bathing beaches shall have a water surface area of at least one (1) acre.
    - (2) A minimum of twenty-five (25) square feet of water surface per bather shall be provided in areas having a water depth less than four (4) feet.
    - (3) At least seventy-five (75) square feet of water surface per bather shall be provided in areas over four (4) feet deep.
    - (4) A minimum of thirty-five (35) square feet of land area shall be provided per bather.
    - (5) The camp bathing beach, from the shoreline out to a water depth of six (6) feet, shall consist of pea gravel or other material approved by the department of natural resources to minimize turbidity.
    - (6) Floating marker lines securely anchored with buoys, spaced at intervals of no more than twenty-five (25) feet, shall be provided to designate the perimeter of the bathing area. Marker lines shall delineate the separation between the shallow (less than five (5) feet), deep, and diving areas. Depth markers shall be provided at diving areas.
    - (7) Toilet facilities shall be provided within five hundred (500) feet of camp bathing beaches, in the ratio of one (1) toilet for each fifty (50) bathers. Where flush toilets are provided lavatories shall be provided in the ratio of one (1) lavatory for each fifty (50) bathers.
    - (8) Water samples shall be collected at the camp bathing beach for bacteriological examination and submitted to an approved laboratory for analysis. Samples shall be submitted in accordance with the following:
      - (A) One (1) sample at least two (2) weeks prior to opening.
      - (B) One (1) sample each week the bathing beach is open thereafter.
      - (C) One (1) sample after a heavy rainfall of at least one-half (½) inch.
    - (9) Bathing beach samples shall be collected within one (1) foot of the surface, in water having a depth of at least three (3) feet, but no more than six (6) feet and at least twenty (20) feet from swimmers and animals.
    - (10) The bathing beach must be closed if the beach water quality does not meet the following water quality standards:
      - (A) *Escherichia coli* form bacteria, using the membrane filter count, exceeds one hundred twenty-five (125) colonies per one hundred (100) milliliters as a geometric mean based on no less than five (5) samples equally spaced over a thirty (30) day period.
      - (B) *Escherichia coli* form bacteria using the membrane filter count exceeds two hundred thirty-five (235) colonies per

one hundred (100) milliliters in any one (1) sample in a thirty (30) day period.

(C) The water has aquatic vegetation, deposits, growths, oil, grease, chemicals, or other substances capable of creating toxic reactions, skin or membrane irritations, or a health or safety hazard.

(11) Results of each camp bathing beach water sample analysis must be reported to the department.

(12) At least one (1) qualified lifeguard shall be on duty when the bathing beach is open to swimmers.

(13) A lifeguard shall be stationed at each diving area.

(14) Each lifeguard station shall have a clear and unobstructed view of the lifeguard's area of responsibility and at least one (1) lifeguard station at the diving area and on shore shall be an elevated stand.

(15) Land based lifeguard stations shall be located within thirty (30) feet of the shoreline.

(16) Lifeguard stations shall be equipped with a whistle or megaphone and sunglasses.

(17) When performing as a lifeguard, lifeguards shall not perform any other tasks and shall not be in the water except in the line of duty.

(18) A spine board equipped with ties or straps and a head immobilization device shall be provided at each aquatic location.

(19) A rescue tube shall be provided at each lifeguard station.

(20) Required safety equipment shall be kept clean, in good repair, and ready for use.

*(Indiana State Department of Health; 410 IAC 6-7.2-30; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3755; filed Aug 29, 2003, 10:30 a.m.: 27 IR 99)*

#### **410 IAC 6-7.2-31 Refuse collection**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 31. (a) Refuse, including garbage, shall be collected, stored, and disposed of properly so the camp is clean and litter free. Refuse shall not accumulate in a manner that could:

(1) result in rodent harborage or promote insect breeding; or

(2) cause a fire, safety, or health hazard.

(b) Each garbage can and dumpster in a camp shall be covered with a tight-fitting lid at all times except during use.

(c) Garbage and refuse shall be collected at least once per week or more often when necessary.

(d) Burning of garbage and refuse is not permitted.

(e) Garbage and refuse shall be stored in watertight, rodent proof, fly proof containers. Unless plastic liners are used, garbage containers shall be cleaned when emptied.

(f) Dumpsters shall be located at least fifty (50) feet from sleeping areas. *(Indiana State Department of Health; 410 IAC 6-7.2-31; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3756)*

#### **410 IAC 6-7.2-32 Animal and pest control**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 32. (a) Animal shelters, corrals, tie rails, or hitching posts shall not be located within two hundred (200) feet of a dining hall, kitchen, or other place where food is prepared, cooked, or served.

(b) Buildings, grounds, and storage areas shall be kept free of insect and rodent infestations and free of refuse that could harbor rodents, mosquitoes, flies, and other pests.

(c) Lumber, pipe, and other building materials shall be stored at least four (4) inches above the ground. *(Indiana State Department of Health; 410 IAC 6-7.2-32; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3756)*

#### **410 IAC 6-7.2-33 Right of entry**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 33. The department or the local health officer may enter public or private property at reasonable times and, upon

presentation of credentials, to do any of the following:

- (1) Inspect facilities, equipment, or records.
- (2) Investigate allegations, conduct tests, or collect samples.
- (3) Obtain information necessary to the issuance of a permit pursuant to this rule.
- (4) Determine whether any person is subject to, or in violation of, this rule or a permit issued pursuant to this rule.

*(Indiana State Department of Health; 410 IAC 6-7.2-33; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3757)*

**410 IAC 6-7.2-34      Incorporation by reference**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 34. Bulletin S.E. 11 and Bulletin S.E. 13 are incorporated by reference as part of this rule. Copies of these bulletins may be obtained free of charge by mailing a request to the department. *(Indiana State Department of Health; 410 IAC 6-7.2-34; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3757)*

**410 IAC 6-7.2-35      Local authorities**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 35. Local health officers may enforce the rules of the department. County and municipal authorities within their respective jurisdictions have jurisdiction over zoning, building codes, and ordinances pertaining to camps. *(Indiana State Department of Health; 410 IAC 6-7.2-35; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3757)*

**410 IAC 6-7.2-36      Enforcement**

Authority: IC 16-19-3-4

Affected: IC 4-21.5-3-6; IC 4-21.5-3-8; IC 16-19-3-5

Sec. 36. The department may commence an action under IC 16-19-3-4, IC 16-19-3-5, and IC 4-21.5-3-6, or IC 4-21.5-3-8 against a camp operator who:

- (1) fails to comply with this rule; or
- (2) interferes with or obstructs the department or its designated agent in the performance of duties pursuant to this rule.

*(Indiana State Department of Health; 410 IAC 6-7.2-36; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3757)*

**Rule 8.      Residential Sewage Disposal Systems (Repealed)**

*(Repealed by Indiana State Department of Health; filed Nov 20, 1990, 12:45 p.m.: 14 IR 651)*

**Rule 8.1.      Residential Sewage Disposal Systems**

**410 IAC 6-8.1-1      “ABS” defined**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 1. As used in this rule, “ABS” means acrylonitrile-butadiene-styrene. *(Indiana State Department of Health; 410 IAC 6-8.1-1; filed Nov 20, 1990, 12:45 p.m.: 14 IR 625; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234)*

**410 IAC 6-8.1-2      “ASTM” defined**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 2. As used in this rule, “ASTM” means American Society for Testing and Materials. *(Indiana State Department of Health;*

410 IAC 6-8.1-2; filed Nov 20, 1990, 12:45 p.m.: 14 IR 625; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234)

**410 IAC 6-8.1-3 “Board” defined**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 3. As used in this rule, “board” means the Indiana state board of health. (*Indiana State Department of Health; 410 IAC 6-8.1-3; filed Nov 20, 1990, 12:45 p.m.: 14 IR 625; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-8.1-4 “Commissioner” defined**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 4. As used in this rule, “commissioner” means the commissioner of the Indiana state board of health or his legally authorized representative. (*Indiana State Department of Health; 410 IAC 6-8.1-4; filed Nov 20, 1990, 12:45 p.m.: 14 IR 625; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-8.1-5 “Distribution box” defined**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 5. As used in this rule, “distribution box” means a structure designed to distribute effluent by gravity from a septic tank equally into the pipes of an absorption system connected thereto. (*Indiana State Department of Health; 410 IAC 6-8.1-5; filed Nov 20, 1990, 12:45 p.m.: 14 IR 625; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-8.1-6 “Drainageway” defined**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 6. As used in this rule, “drainageway” means the channel portion of the landscape in which surface water or rainwater runoff gathers intermittently to flow to a lower elevation. (*Indiana State Department of Health; 410 IAC 6-8.1-6; filed Nov 20, 1990, 12:45 p.m.: 14 IR 625; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-8.1-7 “Dwelling” defined**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 7. As used in this rule, “dwelling” means any house or place used or intended to be used as a place of seasonal or permanent human habitation or for sleeping for one (1) or two (2) families. (*Indiana State Department of Health; 410 IAC 6-8.1-7; filed Nov 20, 1990, 12:45 p.m.: 14 IR 625; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-8.1-8 “Residential sewage disposal system failure” defined**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 8. As used in this rule, “residential sewage disposal system failure” means a residential sewage disposal system which exhibits one (1) or more of the following:

- (1) The system refuses to accept sewage at the rate of design application thereby interfering with the normal use of residential plumbing fixtures.
- (2) Effluent discharge exceeds the absorptive capacity of the soil, resulting in ponding, seepage, or other discharge of the

effluent to the ground surface or to surface waters.

(3) Effluent is discharged from the system causing contamination of a potable water supply, ground water, or surface waters. A failed residential sewage disposal system is a health hazard. (*Indiana State Department of Health; 410 IAC 6-8.1-8; filed Nov 20, 1990, 12:45 p.m.: 14 IR 626; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-8.1-9 “Fill” defined**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 9. As used in this rule, “fill” means soil transported and deposited by man, as well as soil recently transported and deposited by natural erosion forces. Fill is evidenced by one (1) or more of the following:

- (1) No soil horizons or indistinct soil horizons.
- (2) Depositional stratification.
- (3) Presence of a soil horizon which has been covered.
- (4) Materials in a horizon such as cinders or construction debris.
- (5) Position in the landscape.

(*Indiana State Department of Health; 410 IAC 6-8.1-9; filed Nov 20, 1990, 12:45 p.m.: 14 IR 626; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-8.1-10 “Foundation drain” defined**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 10. As used in this rule, “foundation drain” means that portion of a residential drainage system provided to drain only ground water from outside of the foundation of the house or from under the basement floor. (*Indiana State Department of Health; 410 IAC 6-8.1-10; filed Nov 20, 1990, 12:45 p.m.: 14 IR 626; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-8.1-11 “Health officer” defined**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 11. As used in this rule, “health officer” means the health officer of a local board of health. (*Indiana State Department of Health; 410 IAC 6-8.1-11; filed Nov 20, 1990, 12:45 p.m.: 14 IR 626; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-8.1-12 “Loading rate” defined**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 12. As used in this rule, “loading rate” means the allowable rate of application of septic tank effluent to the soil. It is expressed in gallons per day per square foot. (*Indiana State Department of Health; 410 IAC 6-8.1-12; filed Nov 20, 1990, 12:45 p.m.: 14 IR 626; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-8.1-13 “Owner” defined**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 13. As used in this rule, “owner” means the owner of a dwelling or his agent. (*Indiana State Department of Health; 410 IAC 6-8.1-13; filed Nov 20, 1990, 12:45 p.m.: 14 IR 626; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-8.1-14 “Person” defined**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 14. As used in this rule, “person” means any individual, partnership, copartnership, firm, company, corporation, association, trust, estate, or any other legal entity, its or their successors, or assigns or agents of the aforesaid. (*Indiana State Department of Health; 410 IAC 6-8.1-14; filed Nov 20, 1990, 12:45 p.m.: 14 IR 626; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-8.1-15 “PVC” defined**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 15. As used in this rule, “PVC” means polyvinyl chloride. (*Indiana State Department of Health; 410 IAC 6-8.1-15; filed Nov 20, 1990, 12:45 p.m.: 14 IR 626; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-8.1-16 “Residential drain” defined**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 16. As used in this rule, “residential drain” means the horizontal piping in a house drainage system which receives the discharge from soil, waste, and drainage pipes inside the walls of the house and conveys the same to the residential sewer. (*Indiana State Department of Health; 410 IAC 6-8.1-16; filed Nov 20, 1990, 12:45 p.m.: 14 IR 626; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-8.1-17 “Residential sewage disposal system” defined**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 17. As used in this rule, “residential sewage disposal system” means all equipment and devices necessary for proper conduction, collection, storage, treatment, and on-site disposal of sewage from a one (1) or two (2) family dwelling. Included within, but not limited to the scope of this definition, are residential sewers, septic tanks, soil absorption systems, temporary sewage holding tanks, and sanitary vault privies. (*Indiana State Department of Health; 410 IAC 6-8.1-17; filed Nov 20, 1990, 12:45 p.m.: 14 IR 626; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-8.1-18 “Residential sewer” defined**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 18. As used in this rule, “residential sewer” means the horizontal piping beginning two (2) feet outside the house which carries discharges from the residential drain to its connection with a sanitary sewerage system or a residential sewage disposal system. (*Indiana State Department of Health; 410 IAC 6-8.1-18; filed Nov 20, 1990, 12:45 p.m.: 14 IR 627; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-8.1-19 “Sanitary sewerage system” defined**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 19. As used in this rule, “sanitary sewerage system” means a sewer or a system of sewers which convey sewage away from the lot on which it originates to a wastewater treatment facility owned and operated by an incorporated city or town, conservancy

district, regional sewer district, or private utility. (*Indiana State Department of Health; 410 IAC 6-8.1-19; filed Nov 20, 1990, 12:45 p.m.: 14 IR 627; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-8.1-20      “SCS” defined**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 20. As used in this rule, “SCS” means United States Department of Agriculture, Soil Conservation Service. (*Indiana State Department of Health; 410 IAC 6-8.1-20; filed Nov 20, 1990, 12:45 p.m.: 14 IR 627; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-8.1-21      “SDR” defined**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 21. As used in this rule, “SDR” means standard dimension ratio. (*Indiana State Department of Health; 410 IAC 6-8.1-21; filed Nov 20, 1990, 12:45 p.m.: 14 IR 627; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-8.1-22      “Septic tank” defined**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 22. As used in this rule, “septic tank” means a water tight structure into which sewage is discharged for settling and solids digestion. (*Indiana State Department of Health; 410 IAC 6-8.1-22; filed Nov 20, 1990, 12:45 p.m.: 14 IR 627; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-8.1-23      “Sewage” defined**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 23. As used in this rule, “sewage” means all water-carried waste derived from ordinary living processes. (*Indiana State Department of Health; 410 IAC 6-8.1-23; filed Nov 20, 1990, 12:45 p.m.: 14 IR 627; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-8.1-24      “Sludge” defined**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 24. As used in this rule, “sludge” means the digested or partially digested solid material accumulated in a septic tank. (*Indiana State Department of Health; 410 IAC 6-8.1-24; filed Nov 20, 1990, 12:45 p.m.: 14 IR 627; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-8.1-25      “Soil absorption” defined**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 25. As used in this rule, “soil absorption” means a process which utilizes the soil to treat and dispose of effluent from a septic tank. (*Indiana State Department of Health; 410 IAC 6-8.1-25; filed Nov 20, 1990, 12:45 p.m.: 14 IR 627; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-8.1-26 “Soil absorption system” defined**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 26. As used in this rule, “soil absorption system” means pipes laid in a system of trenches or elevated beds into which the effluent from the septic tank is discharged for soil absorption. (*Indiana State Department of Health; 410 IAC 6-8.1-26; filed Nov 20, 1990, 12:45 p.m.: 14 IR 627; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-8.1-27 “Soil horizon” defined**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 27. As used in this rule, “soil horizon” means a layer of soil or soil material approximately parallel to the land surface and differing from adjacent genetically related layers in physical, chemical, and biological properties or characteristics such as color, structure, texture, consistency, kinds and numbers of organisms present, and degree of acidity or alkalinity. (*Indiana State Department of Health; 410 IAC 6-8.1-27; filed Nov 20, 1990, 12:45 p.m.: 14 IR 627; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-8.1-28 “Soil profile analysis” defined**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 28. As used in this rule, “soil profile analysis” means the observation and evaluation of the physical characteristics of the soil horizons or layers to a depth of at least five (5) feet or, if shallower, to a layer which cannot be readily penetrated. (*Indiana State Department of Health; 410 IAC 6-8.1-28; filed Nov 20, 1990, 12:45 p.m.: 14 IR 627; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-8.1-29 “Soil scientist” defined**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 29. As used in this rule, “soil scientist” means an individual with a baccalaureate degree with a major in agronomy, soils, or a closely allied field of science who is proficient in the application of the principles of pedology to soil classification, investigation, education, and consultation and on the effect of measured, observed, and inferred soil properties and their use. (*Indiana State Department of Health; 410 IAC 6-8.1-29; filed Nov 20, 1990, 12:45 p.m.: 14 IR 628; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-8.1-30 Administrative authority**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 30. (a) This rule shall be administered by the local boards of health through their health officer and his authorized representatives.

(b) Local boards of health which wish to adopt or amend a local ordinance governing the design, construction, and operation of residential sewage disposal systems shall do so only after the commissioner has confirmed in writing that the ordinance does not violate this rule or state sewage disposal statutes.

(c) Each local health department residential sewage disposal system permit program is subject to review by the board. Such review may include, but not be limited to, a review of the permits issued, supporting documentation, and a review of system installations.

(d) Whenever the board determines that there has been a violation of this rule, the commissioner shall notify the health officer.



Such notice shall:

- (1) be in writing;
- (2) be sent to the health officer by certified mail;
- (3) include a statement of the reasons for the issuance of the notice;
- (4) specify the remedial action necessary to effect compliance with the rule; and
- (5) allow reasonable time as determined by the board for the performance of any act it requires to correct the problem.

(e) If a health officer fails to comply with a directive issued in accordance with subsection (d), the board may require the health officer to submit all, or any portion thereof deemed appropriate by the board, of the permits proposed for issuance for residential sewage disposal system construction, together with all documentation upon which the proposed permit issuance will be based, to the commissioner for review and written approval prior to permit issuance by the health officer. Such review shall continue until the board is satisfied that compliance with the rule has been obtained and is likely to continue, and has so notified the health officer in writing. (*Indiana State Department of Health; 410 IAC 6-8.1-30; filed Nov 20, 1990, 12:45 p.m.: 14 IR 628; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

#### **410 IAC 6-8.1-31      General sewage disposal requirements**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 31. (a) No person shall throw, run, drain, seep, or otherwise dispose into any of the surface waters or ground waters of this state, or cause, permit, or suffer to be thrown, run, drained, allowed to seep, or otherwise disposed into such waters, any organic or inorganic matter from a dwelling or residential sewage disposal system that would cause or contribute to a health hazard or water pollution.

(b) The design, construction, installation, location, maintenance, and operation of residential sewage disposal systems shall comply with the provisions of this rule.

(c) All residential sewage disposal systems utilizing sanitary privies shall conform to Indiana state board of health bulletin SE 11, "The Sanitary Vault Privy," 1986 Edition.

(d) Any dwelling which is not connected, or cannot be connected, to a sanitary sewerage system and which does not utilize a sanitary privy for its residential sewage disposal system shall be provided with a residential sewage disposal system which includes a septic tank and a soil absorption system that has not failed.

(e) A temporary sewage holding tank is an alternative method of sewage disposal subject to the written approval of the commissioner required in subsection (f). A temporary sewage holding tank shall not be used as a primary means of residential sewage disposal except where necessary to prevent continued discharge of wastewater from a failed existing system. A temporary sewage holding tank may be used as follows:

(1) As a temporary storage facility for no more than one (1) year where occupancy of the home must continue while the system is being renovated.

(2) Where such facility is owned and operated temporarily by a conservancy district, sewer district, private utility, or municipality as a part of its sewage disposal plan or for no more than one (1) year while connection to sanitary sewer is being secured.

(f) If any conditions preclude the installation of a residential sewage disposal system as described in this rule, the local board of health may not approve the use of any other alternative residential sewage disposal system without the express written approval of the commissioner.

(g) In order to permit development of new or more efficient sewage treatment or disposal processes, the commissioner may approve the installation of experimental equipment, facilities, or pollution control devices for which extensive experience or records of use have not been developed in Indiana. The applicant for such approval must submit evidence of sufficient clarity and conclusiveness to convince the commissioner that the proposal has a reasonable and substantial probability of satisfactory operation without failure.

(h) No portion of the residential sewage disposal system or its associated drainage system shall be constructed upon property other than that from which the sewage originates unless easements, which grant permission for such construction and access for system maintenance, have been obtained for that property and have been legally approved and recorded by the proper authority or commission.

(i) Residential sewage disposal systems shall not be used for the disposal of water from roof drains, foundation drains, swimming pool main drains, hot tub drains, or area drains. Neither shall they be used for the disposal of chemical wastes in quantities which would pollute ground water or inhibit solids settling or digestion in the septic tank.

(j) Any jetted bathtub with a capacity of greater than one hundred twenty-five (125) gallons will be treated as an extra bedroom for the system sizing requirements of this rule. *(Indiana State Department of Health; 410 IAC 6-8.1-31; filed Nov 20, 1990, 12:45 p.m.: 14 IR 628; errata filed Jan 25, 1991, 4:20 p.m.: 14 IR 1287; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234)*

**410 IAC 6-8.1-32      System failure correction**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 32. Should a residential sewage disposal system fail, the failure shall be corrected by the owner within the time limit set by the health officer. *(Indiana State Department of Health; 410 IAC 6-8.1-32; filed Nov 20, 1990, 12:45 p.m.: 14 IR 629; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234)*

**410 IAC 6-8.1-33      Written permit**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 33. (a) The owner or agent of the owner shall obtain a written permit, signed by the health officer, for construction of a residential sewage disposal system prior to:

- (1) Construction of a residence or placement of a mobile home which will not be connected to a sanitary sewerage system.
- (2) Any replacement, reconstruction of, expansion or remodeling of a residence which may increase the number of bedrooms.
- (3) Any addition to, alteration of, or repair of an existing residential sewage disposal system.

The application for such a permit shall be made on a form approved by the commissioner, which application shall contain information outlined in section 48 of this rule, the profile analysis of all the soils in which the system is to be constructed, and any other information deemed necessary by the health officer. Other than the approval referenced in subsection (c), the approval of a site by the local plan commission or the county recorder does not constitute approval by the local health officer. The provisions of this rule relating to system design and installation shall not apply where alterations become necessary due to system defect, failure, or malfunction. Such alterations shall be made in accordance with the best judgment of the local board of health except that such alterations shall not be contrary to section 31(a) of this rule, and no portion of a soil absorption system shall be constructed to a depth greater than forty-eight (48) inches below the ground surface.

(b) If it is determined that the proposed system design does not meet the minimum requirements of this rule, the permit shall be denied and the owner shall be notified in writing of the basis for the denial. The notification shall also state that the owner has the right to appeal the denial and shall state the procedure for registering any such appeal.

(c) Individual lots in subdivisions designed to utilize on-site residential sewage disposal systems, for which the plats were approved by the local plan commission, county health department, or the county recorder, and recorded prior to the effective date of this rule are exempt from the provisions of sections 49(4) and 52(a) of this rule if the soils on the individual lot have characteristics which would allow the soil to be rated "slight" or "moderate" in accordance with guidelines as set forth in the soils manuals and handbooks of the Soil Conservation Service. The soil absorption system to serve each lot which is exempted by this section shall meet the sizing criteria of Table I.

TABLE I	
PERMEABILITY RATING	SQUARE FEET NEEDED IN TRENCH BOTTOM PER BEDROOM
2" to 6" per hour	250 square feet per bedroom
1" to 2" per hour	330 square feet per bedroom

(d) Individual lots in subdivisions designed to utilize on-site residential sewage disposal systems, the plats for which were approved by the local plan commission and recorded prior to the effective date of this rule will be granted an exemption by the state board from the provisions of section 49(4) of this rule if the health officer of the county in which the development is located certifies to the commissioner, in writing, that:

- (1) the health department has reviewed and recommended approval to the local plan commission, either verbally, in writing, or by other locally acceptable routine procedure, when the subdivision plat was being considered by that agency; and
- (2) that no lots in the subdivision currently have system failures as defined in section 8 of this rule.

The certification must be accompanied by a brief description of the system approved for each lot for which exemption is requested including information on the design of the system as well as information on the type of soil on the site. An affirmative response to subdivisions (1) through (2) must be included in the certification for the exemption to the provisions of subsection 49(4) of this rule [section 49(4) of this rule] to be granted.

(e) The permittee shall notify the health officer or his designee when the work is ready for final inspection and at least forty-eight (48) hours or two (2) working days before any subsurface portions are to be covered. The permit for a residential sewage disposal system that has been covered less than forty-eight (48) hours or two (2) working days after said notification has been made may be revoked by the health officer. Requirements of permits issued for the construction of residential sewage disposal systems shall not be considered as fulfilled until the installation is completed to the satisfaction of the health officer or his duly authorized representative.

(f) The board, its agent, or the health officer or his or her agent shall be permitted to enter upon all properties at the proper time for purposes of inspection, observation, measurement, sampling, and testing necessary to assure compliance with this rule. (*Indiana State Department of Health; 410 IAC 6-8.1-33; filed Nov 20, 1990, 12:45 p.m.: 14 IR 629; errata filed Oct 2, 1991, 11:30 a.m.: 15 IR 110; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

#### **410 IAC 6-8.1-34      Violation**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 34. (a) Any person found to be violating this rule may be served by the health officer with a written order stating the nature of the violation and providing a time limit for satisfactory correction thereof.

(b) After receiving an order in writing from the local board of health or the health officer, the owner of the property shall comply with the provisions of this rule as set forth in said order and within the time limit specified therein. Said order shall be served on the owner or the agent of the owner, but may be served on any person who, by contract with the owner, has assumed the duty of complying with the provisions of an order. (*Indiana State Department of Health; 410 IAC 6-8.1-34; filed Nov 20, 1990, 12:45 p.m.: 14 IR 630; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

#### **410 IAC 6-8.1-35      Revocation of permit**

Authority: IC 16-19-3-5

Affected: IC 4-21.5; IC 16-19-3-4; IC 16-20-1-19

Sec. 35. (a) If an applicant is refused a permit, the local board of health shall, upon request, afford the applicants the opportunity for a fair hearing. The parties involved may agree to use the procedures set forth in IC 4-21.5, the Administrative Procedure and Orders Act.

(b) The local board of health may revoke a permit which had been issued for construction of a residential sewage disposal system if it finds that the owner of the permit has failed to comply with this rule. Upon such notice the local board shall, upon request, afford the applicant the opportunity for a fair hearing. The parties involved may agree to use the procedures set forth in IC 4-21.5, the Administrative Procedure and Orders Act. (*Indiana State Department of Health; 410 IAC 6-8.1-35; filed Nov 20, 1990, 12:45 p.m.: 14 IR 630; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

#### **410 IAC 6-8.1-36      Location and size**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 36. (a) The residential sewer shall be located at least fifty (50) feet from any water supply well or subsurface pump suction line. Sewers constructed of water works grade ductile iron pipe with mechanical joints or PVC pressure sewer pipe with an SDR rating of twenty-six (26) or less, having mechanical or compression gasket joints, may be located within the fifty (50) foot distance.

In no case, however, shall sewers be located closer than twenty (20) feet to dug and bored water supply wells nor closer than ten (10) feet to drilled and driven water supply wells or subsurface pump suction lines.

(b) Water lines and sewers shall not be laid in the same trench. A horizontal separation of ten (10) feet shall be maintained between water lines and sewers. Where crossings are necessary, a minimum of eighteen (18) inches vertical clearance must be maintained. When it is impossible to maintain proper horizontal and vertical separation, the sewer shall be constructed of ductile iron pipe with mechanical joints or PVC pressure sewer pipe with an SDR rating of twenty-six (26) or less, having mechanical or compression gasket joints within ten (10) feet of the water line; said sewer shall be pressure tested to assure water tightness prior to back filling.

(c) The residential sewer shall be a minimum of four (4) inches in diameter. Four (4) inch sewers shall be installed with a positive slope of not less than four (4) inches in twenty-five (25) feet and not more than thirty-six (36) inches in twenty-five (25) feet. Six (6) inch sewers, if utilized, shall be installed with a positive slope of not less than two (2) inches in twenty-five (25) feet and not more than thirty-six (36) inches in twenty-five (25) feet. (*Indiana State Department of Health; 410 IAC 6-8.1-36; filed Nov 20, 1990, 12:45 p.m.: 14 IR 630; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

#### **410 IAC 6-8.1-37      Septic tanks; general requirements**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 37. (a) All septic tanks, dosing tanks, lift stations, and soil absorption systems shall be located in accordance with Table II as follows:

	TABLE II		
Minimum Distance in Feet From	Septic Tank, Dosing Tank, Lift Station	Upslope From Absorption System	Downslope From Absorption System
Private water supply well	50*	50*	50*
Private geothermal well	50*	50*	50*
Commercial water supply well	100*	100*	100*
Commercial geothermal well	100*	100*	100*
Public water supply well or reservoir	200*	200*	200*
Other lake or reservoir	50	50	50
Stream, ditch, or drainage tile**	25	25	25
Dwelling, inground swimming pool, or other structure	10	10	50***
Front, side, or rear lot lines	5	5	5
Water lines continually under pressure	10	10	10
Suction water lines	50	50	50

\*The distances enumerated shall be doubled for soil absorption systems constructed where there exist horizons, layers, or strata within thirty-four (34) inches of the ground surface with a loading rate greater than seventy-five hundredths (0.75) gallons per day per square foot as determined from Table V of section 49(4) of this rule, unless that hazard can be overcome through system design.

\*\*See Table IV of section 43(d) of this rule for perimeter drain separation.

\*\*\*If the slope of the site on which the absorption system is to be built is greater than two percent (2%), or if the loading rate of the soil in the dispersal area has a loading rate of three-tenths (0.3) gallons per day per square foot or less, at least fifty (50) feet of dispersal area must be provided downslope of the absorption system. If the slope of the site on which the absorption system is to be built is two percent (2%) or less, and if the loading rate of the soil in the dispersal area is not less than five-tenths (0.5) gallons per day per square foot, at least thirty (30) feet of dispersal area must be provided downslope of the absorption system. No obstruction to horizontal flow of water such as parking areas, building foundations, swimming pools, or any other facility that would compact soil in the dispersal area, may be placed in the dispersal area.

(b) Septic tanks shall be water tight and constructed of durable material such as concrete, fiber glass, or plastic and shall be protected from corrosion. (*Indiana State Department of Health; 410 IAC 6-8.1-37; filed Nov 20, 1990, 12:45 p.m.: 14 IR 631; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-8.1-38      Septic tanks; capacity**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 38. (a) Every septic tank shall have a minimum capacity below the water line as specified in Table III as follows:

TABLE III REQUIRED MINIMUM CAPACITIES FOR SEPTIC TANKS	
Number of Bedrooms in Dwelling	Normal Liquid Capacity of Tank in Gallons
2 or less	750
3	1,000
4	1,250
5	1,500
5 +	1,500 plus 150

multiplied by the number of bedrooms over 5

(b) Minimum water depth in any compartment shall be thirty (30) inches.

(c) Maximum depth of water for calculating capacity of tank shall not exceed six and one-half (6½) feet.

(d) All septic tank effluent including effluent from tanks fitted with aeration units for aerobic digestion shall discharge into a soil absorption system or other treatment system as approved in accordance with section 31(g) of this rule. (*Indiana State Department of Health; 410 IAC 6-8.1-38; filed Nov 20, 1990, 12:45 p.m.: 14 IR 631; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-8.1-39      Septic tanks; construction details**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 39. (a) The septic tank inlet baffle or sanitary tee shall extend six (6) inches below the liquid level and at least to the top of the inlet sewer.

(b) The septic tank outlet baffle or sanitary tee, and baffles or submerged pipes between compartments, shall extend below the liquid level a distance of four-tenths (0.4) times the tank liquid depth. A gas deflection baffle shall be provided below the outlet of the tank. This baffle shall be constructed of durable materials not subject to corrosion or decay and shall be configured to deflect rising gas bubbles away from the outlet structure and toward the interior of the tank.

(c) There shall be at least one (1) inch clear space between the underside of the septic tank cover and the top of the inlet and outlet baffles or tees.

(d) Scum storage capacity (space between the liquid level and the top of the outlet baffle) shall be not less than fifteen percent (15%) of the total liquid depth of the septic tank.

(e) The septic tank inlet baffle shall not be more than twelve (12) inches nor less than eight (8) inches from the inside of the inlet end of the tank. The outlet baffle shall not be more than six (6) inches nor less than four (4) inches from the outlet end of the tank. Baffles shall be constructed of durable materials not subject to corrosion or decay.

(f) The bottom of the inlet to the septic tank or the first compartment receiving the flow shall not be less than three (3) inches above the flow line of the outlet from that compartment.

(g) Access manholes at least eight (8) inches in diameter extending to the ground surface and fitted with safely secured, gas tight covers, shall be provided for each septic tank or compartment.

(h) Access for inspection shall be provided in the top of the septic tank above the inlet and outlet baffles of each tank and compartment.

(i) Reinforced or unreinforced concrete septic tanks wherein the concrete has a compressive strength of less than four thousand (4,000) pounds per square inch shall have walls of four (4) inch or greater thickness.

(j) Reinforced concrete septic tanks wherein the concrete has a compressive strength of four thousand (4,000) pounds per square inch or greater shall have walls of two and one-half (2½) inch or greater thickness.

(k) Cast-in-place concrete septic tanks shall have the walls and floor at least six (6) inches thick poured from a 1:2:3 mix in one (1) operation.

(l) Concrete block septic tanks shall have at least eight (8) inch walls with cores filled with concrete, and shall be reinforced at the corners. The walls shall be set on a concrete slab at least six (6) inches thick and the wall-to-floor connection shall be satisfactorily sealed.

(m) Septic tank bottoms shall conform to the specifications set forth for septic tank walls.

(n) Concrete septic tank tops shall be a minimum of four (4) inches in thickness and reinforced with one-fourth (1/4) inch reinforcing rods in a six (6) inch grid or equivalent.

(o) All drain holes shall be plugged after the septic tank has been set.

(p) All septic tanks shall be installed level and the tank checked prior to covering to assure that it is level.

(q) Tanks fitted with aeration units for aerobic digestion shall conform to Standard 40 of the National Sanitation Foundation or to the standards of an equivalent testing laboratory and shall provide a minimum aerobic treatment capacity of one hundred fifty (150) gallons per bedroom per day or five hundred (500) gallons per day, whichever is greater. (*Indiana State Department of Health; 410 IAC 6-8.1-39; filed Nov 20, 1990, 12:45 p.m.: 14 IR 632; errata filed Jan 25, 1991, 4:20 p.m.: 14 IR 1287; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

#### **410 IAC 6-8.1-40        Septic tanks; connecting pipes**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 40. (a) All inlet and outlet connections to the septic tank shall be sealed to the tank in a water tight manner.

(b) All joints in the sewer connecting septic tanks in series shall be water tight. (*Indiana State Department of Health; 410 IAC 6-8.1-40; filed Nov 20, 1990, 12:45 p.m.: 14 IR 632; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

#### **410 IAC 6-8.1-41        Gravity distribution of effluent; distribution boxes**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 41. (a) For gravity distribution of effluent, a distribution box or series of distribution boxes shall be installed between the septic tank and the subsurface absorption system, and each absorption line shall connect directly thereto.

(b) The preferred material for use in constructing distribution boxes is concrete (three thousand (3,000) pounds per square inch). Other materials may be considered on a case-by-case basis. All materials must be resistant to corrosion and decay and must have sufficient structural strength to contain sewage and resist lateral compressive and bearing loads. The minimum interior width of a distribution box shall be twelve (12) inches. The distribution box shall be fitted with a water tight, removable lid for access.

(c) Each distribution box shall be designed to split the effluent flow equally among the effluent ports. All effluent ports shall be at the same elevation and be of the same diameter. The effluent ports shall be located at an elevation at least one (1) inch lower than the influent port. The influent port shall be located or baffled to prevent unequal distribution of effluent to the distribution system. If baffles are provided, the baffles and their mounts or retainers shall provide a passageway for effluent between the box bottom and the bottom edge of the baffle of no more than two (2) inches. The baffle shall extend to one (1) inch above the top of the inlet. An elbow may be used in place of a baffle. The elbow must be a ninety (90) degree elbow and be turned down into the distribution box. The end of the elbow must be not more than two (2) inches above the bottom of the distribution box. The interior bottom of the distribution box shall be at least four (4) inches below the invert elevation of the effluent ports. A minimum of eight (8) inches freeboard above the invert elevation of the effluent port shall be provided.

(d) The distribution box shall be placed on a stable foundation of undisturbed soil. The box shall be leveled, and the outlets shall be checked to assure that they are at a uniform elevation. (*Indiana State Department of Health; 410 IAC 6-8.1-41; filed Nov 20, 1990, 12:45 p.m.: 14 IR 633; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

#### **410 IAC 6-8.1-42        Piping**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 42. Piping used in a residential sewage disposal system shall meet or exceed the following applicable standards:

- (1) Gravity sewer standards as follows:
  - (A) The following for PVC piping:
    - (i) ASTM-D 2665-89a for four (4) inch and six (6) inch pipe only.
    - (ii) ASTM-D 3034-89 for the following:
      - (AA) SDR 35 for four (4) inch through fifteen (15) inch pipe.
      - (BB) SDR 26 with compression fittings for special crossings above or below potable water lines.
  - (B) The following for ABS piping:
    - (i) ASTM-D 2661-87a for four (4) inch and six (6) inch pipe only.
    - (ii) ASTM-D 2680-89 for eight (8) inch through fifteen (15) inch pipe.
    - (iii) ASTM-D 2751-89 SDR 23.5 or SDR 35 for six (6) inch pipe.
- (2) Pressure sewers and pressure effluent distribution lines as follows:
  - (A) The following for PVC piping:
    - (i) ASTM-D 2241-89 SDR 13.5, 17, 21, or 26.
    - (ii) ASTM-D 1785-89 Schedule 40, 80, or 120.
  - (B) The following for ABS piping:
    - (i) ASTM-D 1527-89 Schedule 40, 80.
    - (ii) ASTM-D 2282-89 SDR 13.5, 17, 21, or 26.

Compression fittings must be used on pressure sewers when they are located ten (10) feet or less from a water line.

- (3) Absorption field laterals standards as follows:
  - (A) Only sewer pipe listed in subdivisions (1) through (2), potable water pipe (four (4) inches or more in diameter), or pipe meeting ASTM-D 2729-89 or ASTM F810-85, is suitable for absorption field gravity laterals.
  - (B) The distribution pipe used in absorption field trenches for gravity fed absorption systems must have at least two (2) rows of holes, but no more than three (3) rows. The rows shall be separated by one hundred twenty (120) degrees; the holes must be one-half ( $\frac{1}{2}$ ) inch to three-fourths ( $\frac{3}{4}$ ) inch in diameter, and be spaced laterally as follows:
    - (i) One-half ( $\frac{1}{2}$ ) inch holes at two and one-fourth ( $2\frac{1}{4}$ ) inch or closer spacing in each row of holes.
    - (ii) Five-eighths ( $\frac{5}{8}$ ) inch holes at three and one-half ( $3\frac{1}{2}$ ) inch or closer spacing in each row of holes.
    - (iii) Three-fourths ( $\frac{3}{4}$ ) inch holes at five (5) inch or closer spacing in each row of holes.
- (4) Pipe for water table modification standards as follows:
  - (A) ASTM C412-83 for concrete pipe.
  - (B) ASTM C4-62 for vitrified pipe.
  - (C) ASTM 498-65 for clay pipe.
  - (D) The following for polyethylene pipe:
    - (i) ASTM F405-89.
    - (ii) ASTM F667-85.
    - (iii) SCS 606.

*(Indiana State Department of Health; 410 IAC 6-8.1-42; filed Nov 20, 1990, 12:45 p.m.: 14 IR 633; errata filed Dec 10, 1990, 4:30 p.m.: 14 IR 760; errata filed Jan 25, 1991, 4:20 p.m.: 14 IR 1287; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234)*

#### **410 IAC 6-8.1-43      Drainage**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 43. (a) A diversion or drainageway to divert surface drainage away from the absorption system site, is required when the elevation of the landscape adjoining the proposed subsurface soil absorption system site is equal to or higher than that of the proposed site, and the higher landscape may be expected to discharge water onto the proposed site. Diversion ditches or drainageways shall have a positive grade of at least two-tenths (0.2) feet per one hundred (100) feet.

(b) When a subsurface drainage system is constructed to lower a perched or apparent seasonal high water table, the following shall apply:

- (1) If the seasonal high water table is perched, the subsurface drain trench around the system shall be constructed at least two (2) inches into the massive clay, glacial till, or fragipan. If the site has a slope of equal to or less than two percent (2%), the

subsurface drain shall surround the system. If the site slope exceeds two percent (2%), the subsurface drain shall be constructed only on the upslope side of the system.

(2) The subsurface drain tile shall be at least four (4) inches in diameter, shall be slotted, and, when installed in sands, loamy sands, sandy loams, fine sandy loams, loams, silt loams, or silts shall be wrapped with a geotextile fabric with an effective opening size no smaller than two-tenths (0.2) millimeter and no larger than eighty-five hundredths (0.85) millimeter.

(3) The subsurface drain trench shall have a positive slope of at least two-tenths (0.2) feet per one hundred (100) feet and shall be constructed with no sags in the line.

(4) A subsurface drain trench installed upslope from a residential sewage disposal system shall be backfilled with aggregate no larger than that to be used in the absorption system. The trench shall be backfilled to the surface or to a point no more than six (6) inches from the ground surface.

(5) The subsurface drain trench and the associated discharge piping shall be constructed to permit water to flow by gravity throughout its length. No pumps or siphons shall be utilized to effect the movement of the collected water.

(c) When a subsurface drain is provided, it shall be sufficiently deep to lower the seasonal water table at least twenty-four (24) inches below the center of the absorption system.

(d) The subsurface drain and the soil absorption system shall be located so as to comply with the clearances listed in Table IV, as follows, but at no point shall they be separated by less than ten (10) feet:

TABLE IV PERIMETER DRAIN CLEARANCE FROM SOIL ABSORPTION FIELDS	
Soil Absorption System Loading Rate in Gallons per Day per Square Foot	Required Clearance in Feet
0.75 or greater	25
0.6 or less	10

(e) The subsurface drain shall not cross any portion of the soil absorption system.

(f) Tile outlets shall be provided with rodent guards. (*Indiana State Department of Health; 410 IAC 6-8.1-43; filed Nov 20, 1990, 12:45 p.m.: 14 IR 634; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

#### **410 IAC 6-8.1-44      Dosing tanks**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 44. (a) Dosing tanks must be water tight and constructed of durable material such as concrete, fiber glass, or plastic and shall be protected from corrosion.

(b) Reinforced or unreinforced concrete dosing tanks wherein the concrete has a compressive strength of less than four thousand (4,000) pounds per square inch shall have walls of four (4) inch or greater thickness.

(c) Reinforced concrete dosing tanks wherein the concrete has a compressive strength of four thousand (4,000) pounds per square inch or greater shall have walls of two and one-half (2½) inch or greater thickness.

(d) Cast in place concrete dosing tanks shall have the walls and floor at least six (6) inches thick poured from a 1:2:3 mix in a single operation.

(e) Concrete block dosing tanks shall have at least eight (8) inch thick walls with cores filled with concrete and shall be reinforced at the corners. The blocks shall be laid with tight mortar joints. The walls shall be set on a concrete slab at least six (6) inches thick, and the wall-to-floor connection shall be satisfactorily sealed.

(f) The required liquid holding capacity of the dosing tank shall not be considered as any portion of the required liquid volume of the septic tank.

(g) The liquid holding capacity of a dosing tank must equal the daily average wastewater volume, in addition to the volume of liquid that will drain back from any pressure sewer when pumping ceases. Additional capacity must be provided to keep the dosing tank pump submerged at all times and to provide sufficient freeboard for a high water alarm.

(h) Each dosing tank shall be fitted with an effluent pump sized in conformance with section 45 or 53 of this rule, with controls, and with a high water alarm switch set at a level above the design high water mark. The alarm shall be on a separate circuit from the pump and shall include an audible and visible alarm.

(i) Switches which are comparable to mercury float level switches shall be used for dosing tank pump start and stop controls and for high water alarms.



(j) Dosing tanks shall be provided with access ports, extending to the ground surface which are sufficiently large to allow access to maintain the tank and pumps. Safely secured, gas tight covers shall be provided for each required access port. (*Indiana State Department of Health; 410 IAC 6-8.1-44; filed Nov 20, 1990, 12:45 p.m.: 14 IR 634; errata filed Oct 2, 1991, 11:30 a.m.: 15 IR 110; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-8.1-45      Effluent pumps**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 45. (a) All effluent pumps must be submersible pumps suitable for operation in a corrosive atmosphere.

(b) Effluent pumps shall be sized to deliver the total design flow rate while meeting the total dynamic head requirements of the system.

(c) Pumps must be fitted with breakaway flanges and lifting chains.

(d) Controls other than liquid level sensors shall not be located within the dosing tank. (*Indiana State Department of Health; 410 IAC 6-8.1-45; filed Nov 20, 1990, 12:45 p.m.: 14 IR 635; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-8.1-46      Barrier materials**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 46. Barrier materials used to cover aggregate in an absorption system must be a six (6) inch thick layer of straw, or else a geotextile fabric with an effective opening size no smaller than twenty-hundredths (0.20) millimeters and no larger than eighty-five hundredths (0.85) millimeters. Building paper shall not be used as a barrier material. (*Indiana State Department of Health; 410 IAC 6-8.1-46; filed Nov 20, 1990, 12:45 p.m.: 14 IR 635; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-8.1-47      Aggregate**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 47. (a) Aggregate to be used in absorption systems shall be gravel, stone, or other approved materials. Crushed limestone, if used, must have a hardness of not less than three (3) on the Mohs scale of hardness.

(b) Aggregate shall be a mixture with no aggregate smaller in size than one-half (½) inch in diameter nor any aggregate larger than two and one-half (2½) inches in diameter. The aggregate must be larger than the openings in the laterals. Fines, dust, sand, and clay shall be removed from the aggregate prior to its placement in the trench. (*Indiana State Department of Health; 410 IAC 6-8.1-47; filed Nov 20, 1990, 12:45 p.m.: 14 IR 635; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-8.1-48      On-site evaluation**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 48. (a) Before issuance of any permit for construction of a residential sewage disposal system or the alteration of a soil absorption field, an on-site evaluation, which shall include an evaluation of the soil profile, shall be conducted. System feasibility, location, selection, and design shall be based on the site evaluation and information obtained from the soil profile. The site and soil information needed is outlined and further defined in subsection (e). Properties of the soil at each site shall be determined using the guidelines set forth in the soil manuals, technical bulletins, and handbooks of the SCS. The local health department may, when necessary, provide or require to be provided, a direct soil profile observation by a soil scientist, using the guidelines set forth in the soil manuals, technical bulletins, and handbooks of the SCS.

(b) When direct soils profile observations are made, soil profile information shall be recorded to a depth of five (5) feet or until a layer is encountered which cannot be readily penetrated, whichever is shallower.

(c) The on-site evaluation shall be conducted before construction begins. No construction on the residential sewage disposal

system may take place if the residential sewage disposal system site is disturbed or altered after the on-site evaluation by the addition of fill material, (other than construction necessary for the residential sewage disposal system) or by cutting, scraping, compaction, or the removal of soil, until a new evaluation has been conducted and a modified permit has been issued.

(d) When any site limitations and soil information for the site has been thusly determined, the owner is responsible for designing a residential sewage disposal system which addresses the demands of the site in accordance with this rule, and which will meet local health department approval.

(e) The information needed to evaluate a site includes the following:

(1) Topographic information including the following:

- (A) Slope and slope aspect.
- (B) Surface drainage characteristics and patterns including swales, ditches, and streams.
- (C) Proposed or existing location of house and well.
- (D) Location of other major features or structures.
- (E) Location of soil evaluation sites and appropriate soil type boundaries.
- (F) Topographic position of the site.

(2) Soil characteristics as follows:

- (A) Approximate depths of soil horizons.
- (B) Soil color, structure, and texture at each horizon.
- (C) Depth to any layer which has a loading rate greater than seventy-five hundredths (0.75) gallons per day per square foot.
- (D) Depth to seasonal high ground water as indicated by soil wetness characteristics.
- (E) Depth to bedrock.
- (F) Soil *[sic.]* consistence at each horizon.
- (G) Soil effervescence at each horizon.
- (H) Presence or absence of roots.

(f) Soil absorption systems shall not be constructed in areas where surface drainage or run-off will have an adverse effect on the system, unless the surface run-off can be effectively diverted around the system.

(g) Soil absorption systems shall not be constructed below the floodway elevation of any flood having a peak discharge equaled or exceeded on the average of once in any one hundred (100) year period.

(h) Soil absorption systems shall not be constructed in areas subject to ponding. (*Indiana State Department of Health; 410 IAC 6-8.1-48; filed Nov 20, 1990, 12:45 p.m.: 14 IR 635; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

#### **410 IAC 6-8.1-49      Subsurface system selection criteria**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 49. Subsurface soil absorption systems are the systems of choice. All of the site conditions in this section must be met if subsurface soil absorption systems are to be constructed:

- (1) Sufficient area exists on the lot for an appropriately sized system.
- (2) The site has a slope of fifteen percent (15%) or less.
- (3) The topographic position of the site on which the system is to be built is convex, hill slope, or flat. If surface and subsurface drainage can be diverted around the site, a toe slope position can be utilized.
- (4) All soil horizons at the site from the ground surface to twenty-four (24) inches below the proposed trench bottom have a loading rate of not less than twenty-five hundredths (0.25) and not more than one and twenty-hundredths (1.20) gallons per day per square foot as determined from Table V, as follows:

Table V

Loading Rates for Subsurface Systems (in gpd/ft<sup>2</sup>)

SOIL STRUCTURE CLASSES
------------------------

SANITARY ENGINEERING

Soil Texture Class	Single Grain	Granular Platy*	Strong: Angular, Subangular, Blocky, Prismatic	Moderate: Angular, Subangular Blocky, Prismatic	Weak: Angular, Subangular Blocky, Prismatic	Fragipan: Very Coarse Prismatic	Structureless, Massive, Friable, V. Friable	Structureless, Massive, Compact, Firm, V. Firm
Gravel Coarse Sand	>1.2	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Loamy Coarse Sand Medium Sand	1.20	1.20	N/A	N/A	1.20	N/A	N/A	N/A
Fine Sand Loamy Sand Loamy Fine Sand	0.75	0.60	N/A	0.75	0.75	N/A	0.75	N/A
Very Fine Sand Loamy V. Fine Sand	0.50	0.50	N/A	0.75	0.60	N/A	0.60	N/A
Sandy Loam Coarse Sandy Loam	N/A	0.75	N/A	0.60	0.60	0.00	0.60	N/A
Fine Sandy Loam V. Fine Sandy Loam	N/A	0.75	N/A	0.60	0.60	0.00	0.60	N/A
Sandy Clay Loam	N/A	0.75	0.75	0.50	0.50	0.00	0.50	0.00
Loam	N/A	0.75	0.75	0.50	0.30	0.00	0.30	0.00
Silt Loam	N/A	0.60	0.60	0.50	0.30	0.00	0.30	0.00
Silty Clay Loam Clay Loam Sandy Clay	N/A	0.60	0.60	0.30	0.25	0.00	0.25	0.00
Silty Clay Clay	N/A	0.60	0.50	0.30	0.25	N/A	0.25	0.00
Muck	N/A	N/A	N/A	N/A	N/A	N/A	0.00	N/A
Marl Bedrock	N/A	N/A	N/A	N/A	N/A	N/A	N/A	0.00

N/A—NOT APPLICABLE

\* Except where platy structure has been caused by soil compaction. Platy structure caused by compaction has a loading rate of 0.00 gpd/ft.<sup>2</sup>

(5) Any seasonal high water table at the site of the proposed system can be lowered to thirty-four (34) inches or more below the surface.

(6) Site conditions must permit distribution of effluent to each trench of the system so that each square foot of absorptive area can be loaded with an equal volume of effluent.

(Indiana State Department of Health; 410 IAC 6-8.1-49; filed Nov 20, 1990, 12:45 p.m.: 14 IR 636; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234)

#### 410 IAC 6-8.1-50 Subsurface system type selection criteria

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 50. (a) A subsurface gravity feed trickle flow system may be constructed if:

- (1) the design daily flow of the project is equal to or greater than four hundred fifty (450) gallons per day;
  - (2) the loading rate of the site is equal to or greater than twenty-five hundredths (0.25) gallons per day per square foot and equal to or less than seventy-five hundredths (0.75) gallons per day per square foot, as determined from Table V of section 49(4) of this rule;
  - (3) the trench bottom will be at least thirty (30) inches above any horizon with a loading rate less than twenty-five hundredths (0.25) gallons per day per square foot; and
  - (4) the absorption field, including either half of an alternating field, is designed with a total absorption trench length which does not exceed five hundred (500) lineal feet.
- (b) A subsurface gravity feed trickle flow system may also be constructed if:

- (1) the design daily flow of the proposed system is less than four hundred fifty (450) gallons per day;
- (2) the site has a loading rate of equal to or greater than twenty-five hundredths (0.25) gallons per day per square foot and equal to or less than seventy-five hundredths (0.75) gallons per day per square foot, as determined from Table V of section 49(4) of this rule;
- (3) the trench bottom will be at least twenty-four (24) inches above any horizon with a loading rate less than twenty-five hundredths (0.25) gallons per day per square foot; and
- (4) the absorption field, including either half of an alternating field, is designed with a total absorption trench length which does not exceed five hundred (500) lineal feet.
- (c) A subsurface gravity feed trickle flow system which utilizes alternating fields or is dosed using pump assisted distribution may be constructed if:
- (1) the design daily flow of the project is equal to or greater than four hundred fifty (450) gallons per day;
- (2) the loading rate of the site is equal to or greater than twenty-five hundredths (0.25) gallons per day per square foot and equal to or less than seventy-five hundredths (0.75) gallons per day per square foot, as determined from Table V of section 49(4) of this rule; and
- (3) the trench bottom will be at least twenty-four (24) inches above any horizon with a loading rate less than twenty-five hundredths (0.25) gallons per day per square foot.
- (d) If any soil absorption field, including either half of an alternating field, is designed with a total absorption trench length greater than five hundred (500) lineal feet, the absorption field shall be dosed using pump assisted distribution.
- (e) If any soil horizon within twenty-four (24) inches of the proposed trench bottom has a loading rate of one and twenty-hundredths (1.20) gallons per day per square foot as determined from Table V of section 49(4) of this rule, the subsurface soil absorption system shall utilize pressure distribution. (*Indiana State Department of Health; 410 IAC 6-8.1-50; filed Nov 20, 1990, 12:45 p.m.: 14 IR 638; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-8.1-51 Elevated system selection criteria**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 51. Elevated sand mound systems may be constructed if the following site conditions are met:

- (1) Sufficient area exists on the lot for an appropriately sized system.
- (2) The site on which the system is to be built has a slope of six percent (6%) or less.
- (3) The topographic position of the site on which the system is to be built is convex, hill slope, or flat. If surface and subsurface drainage can be diverted around the site, a toe slope position can be utilized.
- (4) There are no soil horizons within twenty (20) inches from the ground surface which have a loading rate of less than twenty-five hundredths (0.25) gallons per day per square foot as determined from Table VI, as follows:

Table VI  
Loading Rates for Above-Ground Systems (in gpd/ft<sup>2</sup>)

Soil Texture Class	SOIL STRUCTURE CLASSES							
	Single Grain	Granular Platy *	Strong: Angular, Subangular, Blocky, Prismatic	Moderate: Angular, Subangular Blocky, Prismatic	Weak: Angular, Subangular Blocky, Prismatic	Fragipan: Very Coarse Prismatic	Structureless, Massive, Friable, V. Friable	Structureless, Massive, Compact, Firm, V. Firm
Gravel Coarse Sand	>1.2	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Loamy Coarse Sand Medium Sand	1.20	1.20	N/A	N/A	1.20	N/A	N/A	N/A
Fine Sand Loamy Sand Loamy Fine Sand	0.60	0.60	N/A	0.60	0.60	N/A	0.60	N/A
Very Fine Sand Loamy V. Fine Sand	0.50	0.50	N/A	0.50	0.50	N/A	0.50	N/A

SANITARY ENGINEERING

Sandy Loam Coarse Sandy Loam	N/A	0.60	N/A	0.60	0.60	0.00	0.60	N/A
Fine Sandy Loam V. Fine Sandy Loam	N/A	0.60	N/A	0.60	0.60	0.00	0.60	N/A
Sandy Clay Loam	N/A	0.50	0.50	0.50	0.50	0.00	0.50	0.00
Loam	N/A	0.50	0.50	0.50	0.50	0.00	0.50	0.00
Silt Loam	N/A	0.50	0.50	0.50	0.50	0.00	0.50	0.00
Silty Clay Loam Clay Loam Sandy Clay	N/A	0.25	0.25	0.25	0.25	0.00	0.25	0.00
Silty Clay Clay	N/A	0.25	0.25	0.25	0.25	N/A	0.25	0.00
Muck	N/A	N/A	N/A	N/A	N/A	N/A	0.00	N/A
Marl Bedrock	N/A	N/A	N/A	N/A	N/A	N/A	N/A	0.00

N/A—NOT APPLICABLE

\* Except where platy structure has been caused by soil compaction. Platy structure caused by compaction has a loading rate of 0.00 gpd/ft.<sup>2</sup>

(5) There are no soil horizons within twenty (20) inches from the ground surface which have a loading rate of more than one and twenty-hundredths (1.20) gallons per day per square foot as determined from Table VI of subdivision (4) unless that hazard can be overcome through system design.

(6) Any seasonal high water table at the site of the proposed system can be lowered to twenty (20) inches or more from the surface.

(7) There is at least thirty (30) feet of dispersal area down slope of the downslope toe of the mound if the slope of the site on which the mound is to be built is two percent (2%) or less and if the loading rate of the soil in the dispersal area is not less than five-tenths (0.5) gallons per day per square foot. If the slope of the site on which the mound is to be built is greater than two percent (2%) or if the loading rate of the soil in the dispersal area has a loading rate of three-tenths (0.3) gallons per day per square foot or less, at least fifty (50) feet of dispersal area must be provided down slope of the downslope toe of the mound. No obstruction to horizontal flow of water such as parking areas, building foundations, swimming pools, or any other facility that would compact soil in the dispersal area, may be placed in the dispersal area.

(Indiana State Department of Health; 410 IAC 6-8.1-51; filed Nov 20, 1990, 12:45 p.m.: 14 IR 638; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234)

#### 410 IAC 6-8.1-52 Subsurface gravity feed trickle flow systems; construction requirements

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 52. (a) The minimum absorption area (in square feet) required for each gravity feed trickle flow subsurface soil absorption system shall be based on the following:

- (1) The number of bedrooms and bedroom equivalents in the dwelling.
- (2) The appropriate soil loading rate (in gallons per day per square foot) determined from Table V of section 49(4) of this rule.
- (3) The vertical separation distance between the bottom of the proposed trench and any soil layer with a loading rate of less than twenty-five hundredths (0.25) gallons per day per square foot. The loading rate used for this computation shall be the loading rate of the most restrictive horizon within twenty-four (24) inches of the trench bottom.
- (4) The absorption area shall be computed using the following formula:

$$\text{area} = \frac{150g \times \text{number of bedrooms and bedroom equivalents}}{\text{loading rate in gpd/sq.ft.}}$$

(5) If the loading rate determined from Table V of section 49(4) of this rule is twenty-five hundredths (0.25) gallons per day per square foot or thirty-hundredths (0.30) gallons per day per square foot, the system may be reduced in size from the absorption area determined in subdivision (1) by nine-tenths of one percent (0.9%) for each inch over twenty-four (24) inches to a maximum of sixty (60) inches between the trench bottom and a layer with a loading rate of less than twenty-five

hundredths (0.25) gallons per day per square foot. The new absorption area shall then be computed using the following formula:

New Absorption Area\* = A.A. - [A.A.  $\times$  0.009 (D.L. - D.T. - 24)] where:

A.A. = Absorption area determined in subdivision (4).

D.L. = Depth in inches from the ground surface to a layer with a loading rate of less than twenty-five hundredths (0.25) gallons per day per square foot.

D.T. = Depth in inches from the ground surface to the proposed trench bottom.

\*Note: The value for the quantity (D.L. - D.T. - 24) may not exceed thirty-six (36). If a value of greater than thirty-six (36) is obtained, then thirty-six (36) must be used for the computations.

(b) All gravity feed trickle flow subsurface soil absorption systems shall be located in accordance with the separation distances shown in Table II of section 37(a) of this rule. Gravity feed trickle flow subsurface soil absorption systems shall not be constructed where there exist horizons, layers, or strata within thirty-four (34) inches of the ground surface with a loading rate greater than seventy-five hundredths (0.75) gallons per day per square foot as determined from Table V of section 49(4) of this rule.

(c) Soil absorption systems shall not be wholly or partly located in a drainage way subject to intermittent flooding.

(d) In order to provide equal flow distribution in gravity feed trickle flow subsurface soil absorption systems, each absorption trench must be individually connected to a distribution box by at least five (5) feet of unperforated pipe which is laid with a gravel free backfill. All absorption trenches served by a common distribution box must be constructed so that each square foot of the absorptive area served by the distribution box is loaded with an equal volume of effluent. The distal ends on the distribution lines may be manifolded together by piping on sites with slopes of two percent (2%) or less, but shall not be tied together on sites with slopes of greater than two percent (2%). When the distal ends of the absorption trenches are manifolded, the manifold trench area shall not count as meeting any of the minimum absorption area required by subsection (a).

(e) Each trench and distribution line in a gravity feed trickle flow subsurface soil absorption system shall be uniformly level throughout its length.

(f) No single absorption trench in a gravity feed trickle flow subsurface soil absorption system shall exceed one hundred (100) feet in length.

(g) On sloping sites, absorption trenches of a gravity feed trickle flow soil absorption system shall be constructed along the contour.

(h) There shall be a minimum separation of seven and one-half (7½) feet, on center, between absorption field trenches.

(i) All gravity feed trickle flow subsurface soil absorption fields shall be designed to utilize trenches with a minimum width of eighteen (18) inches and a maximum trench width of thirty-six (36) inches.

(j) The minimum depth from original grade to the bottom of a trench of a gravity feed trickle flow subsurface soil absorption system shall not be less than ten (10) inches, and the maximum depth to the bottom of a trench of a gravity feed trickle flow subsurface soil absorption system shall not be more than thirty-six (36) inches.

(k) Perforated pipe distribution lines in the absorption trench of a gravity feed trickle flow subsurface soil absorption system shall be completely surrounded by aggregate which meets the specifications in section 47 of this rule. There shall be at least six (6) inches of aggregate below the pipe and at least two (2) inches of aggregate above the pipe.

(l) The aggregate used in a gravity feed trickle flow subsurface soil absorption system shall be covered with a six (6) inch layer of straw, or else a geotextile fabric barrier which meets the minimum requirements in section 46 of this rule, in such a manner as to prevent the aggregate from becoming clogged with the earth fill.

(m) A minimum of twelve (12) inches of cover shall be provided over the aggregate in the trenches, and any fill required to provide cover shall be crowned over the entire field to promote surface run-off.

(n) Subsurface soil absorption systems shall not be constructed in clayey soils during periods of wet weather when the soil is sufficiently wet at the depth of installation to exceed its plastic limit. This includes those soils classified as sandy loam, silt loam, loam, clay loam, silty clay loam, sandy clay, silty clay, and clay. For the purpose of this rule, the plastic limit of a soil shall be considered to have been exceeded when the soil can be rolled between the palms of the hands to produce threads one-eighth (1/8) inch in diameter without breaking apart and crumbling.

(o) Special caution shall be taken to prevent wheeled and tracked vehicles from compacting the area selected for placement of the absorption system before, during, and after construction of the trenches, especially during wet weather. Precaution is especially important where clayey soils are involved. This includes those soils classified as sandy loam, silt loam, loam, clay loam, silty clay loam, sandy clay, silty clay, and clay. Alteration of soil structure by movement of vehicles may be grounds for rejection of the site

and/or the system.

(p) Excessive smearing of the usable absorption trench sidewalls or bottom during construction may result in irreversible damage to the soil infiltrative surface and may be grounds for rejection of the site and/or the system. (*Indiana State Department of Health; 410 IAC 6-8.1-52; filed Nov 20, 1990, 12:45 p.m.: 14 IR 640; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-8.1-53      Subsurface gravity feed flood dosed systems**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 53. (a) The minimum absorption area (in square feet) required for each gravity feed flood dosed subsurface soil absorption system shall be based on the following:

- (1) The number of bedrooms and bedroom equivalents in the dwelling.
- (2) The appropriate soil loading rate (in gallons per day per square foot) determined from Table V of section 49(4) of this rule.
- (3) The vertical separation distance between the bottom of the proposed trench and any soil layer with a loading rate of less than twenty-five hundredths (0.25) gallons per day per square foot. The loading rate used for this computation shall be the loading rate of the most restrictive horizon within twenty-four (24) inches of the trench bottom.
- (4) The absorption area shall be computed using the following formula:

$$\text{area} = \frac{150g \times \text{number of bedrooms and bedroom equivalents}}{\text{loading rate in gpd/sq.ft.}}$$

- (5) If the loading rate determined from Table V of section 49(4) of this rule is twenty-five hundredths (0.25) gallons per day per square foot or thirty-hundredths (0.30) gallons per day per square foot, the system may be reduced in size from the absorption area determined in subdivision (1) by nine-tenths of one percent (0.9%) for each inch over twenty-four (24) inches to a maximum of sixty (60) inches between the trench bottom and a layer with a loading rate of less than twenty-five hundredths (0.25) gallons per day per square foot. The new absorption area shall then be computed using the following formula:

New Absorption Area\* = A.A. - [A.A. × 0.009 (D.L. - D.T. - 24)] where:

A.A. = Absorption area determined in subdivision (4).

D.L. = Depth in inches from the ground surface to a layer with a loading rate of less than twenty-five hundredths (0.25) gallons per day per square foot.

D.T. = Depth in inches from the ground surface to the proposed trench bottom.

\*Note: The value for the quantity (D.L. - D.T. - 24) may not exceed thirty-six (36). If a value of greater than thirty-six (36) is obtained, then thirty-six (36) must be used for the computations.

(b) All subsurface gravity feed flood dosed absorption systems shall be located in accordance with the separation distances shown in Table II of section 37(a) of this rule. Subsurface gravity feed flood dosed soil absorption systems shall not be constructed where there exist horizons, layers, or strata within thirty-four (34) inches of the ground surface with a loading rate greater than seventy-five hundredths (0.75) gallons per day per square foot as determined from Table V of section 49(4) of this rule.

(c) Subsurface gravity feed flood dosed soil absorption systems shall not be wholly or partly located in a drainage way subject to intermittent flooding.

(d) In order to provide equal flow distribution in gravity feed flood dosed systems, each absorption trench must be individually connected to a distribution box by at least five (5) feet of unperforated pipe which is laid with a gravel free backfill. All absorption trenches served by a common distribution box must be constructed so that each square foot of the absorptive area served by the distribution box is loaded with an equal volume of effluent.

(e) No single absorption trench shall exceed one hundred (100) feet in length.

(f) On sloping sites, absorption trenches shall be constructed along the contour.

(g) There shall be a minimum separation of seven and one-half (7½) feet, on center, between absorption field trenches.

(h) All subsurface gravity feed flood dosed absorption fields shall be designed to utilize trenches with a minimum width of eighteen (18) inches and a maximum trench width of thirty-six (36) inches.

(i) The minimum depth from original grade to the bottom of a subsurface gravity feed flood dosed absorption trench shall not

be less than ten (10) inches, and the maximum depth to the bottom of such trench shall not be more than thirty-six (36) inches.

(j) Perforated pipe distribution lines in the subsurface gravity feed flood dosed soil absorption trench shall be completely surrounded by aggregate which meets the specifications in section 47 of this rule. There shall be at least six (6) inches of aggregate below the pipe and at least two (2) inches of aggregate above the pipe.

(k) The aggregate shall be covered with a six (6) inch layer of straw, or else a geotextile fabric barrier which meets the minimum requirements in section 46 of this rule, in such a manner as to prevent the aggregate from becoming clogged with the earth fill.

(l) A minimum of twelve (12) inches of cover shall be provided over the aggregate in the trenches, and any fill required to provide cover shall be crowned over the entire field to promote surface run-off.

(m) Subsurface gravity feed flood dosed soil absorption systems shall not be constructed in clayey soils during periods of wet weather when the soil is sufficiently wet at the depth of installation to exceed its plastic limit. This includes those soils classified as sandy loam, silt loam, loam, clay loam, silty clay loam, sandy clay, silty clay, and clay. For the purpose of this rule, the plastic limit of a soil shall be considered to have been exceeded when the soil can be rolled between the palms of the hands to produce threads one-eighth ( $\frac{1}{8}$ ) inch in diameter without breaking apart and crumbling.

(n) Special caution shall be taken to prevent wheeled and tracked vehicles from compacting the area selected for placement of the subsurface gravity feed flood dosed soil absorption system before, during, and after construction of the trenches, especially during wet weather. Precaution is especially important where clayey soils are involved. This includes those soils classified as sandy loam, silt loam, loam, clay loam, silty clay loam, sandy clay, silty clay, and clay. Alteration of soil structure by movement of vehicles may be grounds for rejection of the site and/or the system.

(o) Excessive smearing of the usable absorption trench sidewalls or bottom during construction may result in irreversible damage to the soil infiltrative surface and may be grounds for rejection of the site and/or the system.

(p) Trenches in a subsurface gravity feed flood dosed system shall not be manifolded together at the distal end of the trench.

(q) Each trench and distribution line in a subsurface gravity feed flood dosed system shall be uniformly level throughout its length.

(r) When a subsurface gravity feed flood dosed soil absorption system is used, the dosing pump shall be sized, and its controls set to deliver the design daily flow in one (1) dose each day. Pump selection shall be based on manufacturers pump curves for the required discharge rate from Table VII, as follows, at the total head imposed on the pump:

TABLE VII  
REQUIRED PUMP DISCHARGE RATES FOR  
FLOOD DOSED SYSTEMS

Number of Bedrooms	Discharge Rate in Gallons per Minute
1	30
2	30
3	30-45
4	30-60
5	38-75
6	45-90

The total head for a subsurface soil absorption system using flood dosing shall be the elevation difference between the pump and the outlet in the distribution box in addition to the friction loss in the delivery pipe expressed in feet.

(s) The liquid holding capacity of a dosing tank must equal the design daily average wastewater volume as further modified herein. The delivery pipe from the pumping chamber to the absorption field must drain between doses. If the delivery pipe drains to the absorption field, the dosing tank volume shall be the daily average wastewater volume, minus the volume contained in the delivery pipe. If the delivery pipe drains back to the dosing tank, the dosing tank volume shall be the daily average wastewater volume plus the volume contained in the delivery pipe. Additional capacity must be provided to keep the dosing tank pump submerged at all times and to provide sufficient freeboard for a high water alarm.

(t) The distal end of the delivery pipe from the pumping chamber must be fitted with an elbow turned down, or else the distribution box must be baffled.

(u) The minimum inside diameter of the delivery pipe shall be one (1) inch; the maximum inside diameter of the delivery pipe shall be four (4) inches.



---

SANITARY ENGINEERING

---

(v) Table VIII, as follows, shall be used in determining friction losses in the delivery pipes and manifold when plastic pipe is used:

TABLE VIII  
FRICTION LOSSES IN PLASTIC PIPE  
Friction Losses in Plastic Pipe (C = 150) Versus Flow Rate and Pipe Diameter  
(1 in = 2.54 cm, 1 ft = 0.305 m, 1 gpm =  $6.3 \times 10^{-5} \text{ m}^3/\text{s}$ )

Diameter	1"	1¼"	1½"	2"	3"	4"	Flow gpm
Flow gpm	Friction Loss in feet/100 feet						Flow gpm
1	0.10						1
2	0.35	0.12					2
3	0.75	0.25	0.10				3
4	1.28	0.43	0.18				4
5	1.93	0.65	0.27	0.07			5
6	2.70	0.91	0.38	0.09			6
7	3.59	1.21	0.50	0.12			7
8	4.60	1.55	0.64	0.16			8
9	5.72	1.93	0.80	0.20			9
10	6.95	2.35	0.97	0.24			10
11		2.80	1.15	0.28			11
12		3.29	1.35	0.33			12
13		3.91	1.57	0.39			13
14		4.37	1.80	0.44	0.06		14
15		4.97	2.05	0.50	0.07		15
16		5.60	2.31	0.57	0.08		16
17		6.27	2.58	0.64	0.09		17
18		6.96	2.87	0.71	0.10		18
19			3.17	0.78	0.11		19
20			3.49	0.86	0.12		20
25			5.27	1.30	0.18		25
30				1.82	0.23	0.06	30
35				2.42	0.35	0.08	35
40				3.10	0.43	0.11	40
45				3.85	0.54	0.13	45
50				4.86	0.65	0.16	50
60					0.91	0.23	60
70					1.21	0.30	70
80					1.55	0.38	80
90					1.93	0.48	90
100					2.35	0.58	100
125					3.55	0.88	125
150					4.97	1.23	150
175						1.63	175
200						2.09	200
250						3.16	250
300						4.42	300

*(Indiana State Department of Health; 410 IAC 6-8.1-53; filed Nov 20, 1990, 12:45 p.m.: 14 IR 641; errata filed Oct 2, 1991, 11:30 a.m.: 15 IR 110; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234)*

**410 IAC 6-8.1-54      Subsurface gravity feed trickle flow alternating systems**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 54. (a) The minimum absorption area (in square feet) required for each gravity feed alternating field subsurface soil absorption system shall be based on the following:

- (1) The number of bedrooms and bedroom equivalents in the dwelling.
- (2) The appropriate soil loading rate (in gallons per day per square foot) determined from Table V of section 49(4) of this rule.
- (3) The vertical separation distance between the bottom of the proposed trench and any soil layer with a loading rate of less than twenty-five hundredths (0.25) gallons per day per square foot. The loading rate used for this computation shall be the loading rate of the most restrictive horizon within twenty-four (24) inches of the trench bottom.
- (4) The absorption area shall be computed using the following formula:

$$\text{area} = \frac{150g \times \text{number of bedrooms and bedroom equivalents}}{\text{loading rate in gpd/sq.ft.}}$$

- (5) If the loading rate determined from Table V of section 49(4) of this rule is twenty-five hundredths (0.25) gallons per day per square foot or thirty-hundredths (0.30) gallons per day per square foot, the system may be reduced in size from the absorption area determined in subdivision (1) by nine-tenths of one percent (0.9%) for each inch over twenty-four (24) inches to a maximum of sixty (60) inches between the trench bottom and a layer with a loading rate of less than twenty-five hundredths (0.25) gallons per day per square foot. The new absorption area shall then be computed using the following formula:

New Absorption Area\* = A.A. - [A.A. × 0.009 (D.L. - D.T. - 24)] where:

A.A. = Absorption area determined in subdivision (4).

D.L. = Depth in inches from the ground surface to a layer with a loading rate of less than twenty-five hundredths (0.25) gallons per day per square foot.

D.T. = Depth in inches from the ground surface to the proposed trench bottom.

\*Note: The value for the quantity (D.L. - D.T. - 24) may not exceed thirty-six (36). If a value of greater than thirty-six (36) is obtained, then thirty-six (36) must be used for the computations.

(b) All subsurface gravity feed trickle flow alternating field systems shall be located in accordance with the separation distances shown in Table II of section 37(a) of this rule. Subsurface gravity feed trickle flow alternating systems shall not be constructed where there exist horizons, layers, or strata within thirty-four (34) inches of the ground surface with a loading rate greater than seventy-five hundredths (0.75) gallons per day per square foot as determined from Table V of section 49(4) of this rule.

(c) Subsurface gravity feed trickle flow alternating field systems shall not be wholly or partly located in a drainage way subject to intermittent flooding.

(d) A diversion valve shall be installed between the septic tank and the distribution boxes. An access riser, extending to the ground surface, shall be installed over the diversion valve.

(e) Each trench and distribution line in a subsurface gravity feed flood dosed system shall be uniformly level throughout its length.

(f) In order to provide equal flow distribution in gravity feed trickle flow alternating field subsurface soil absorption systems, the absorption trenches in each side of the system must be individually connected to a distribution box by at least five (5) feet of unperforated pipe which is laid with a gravel free backfill. All absorption trenches served by a common distribution box must be constructed so that each square foot of the absorptive area served by the distribution box is loaded with an equal volume of effluent. The distal ends of the distribution lines may be manifolded together by piping on sites with slopes of two percent (2%) or less, but shall not be tied together on sites with slopes of greater than two percent (2%). When the distal ends of the absorption trenches are manifolded, the manifold trench area shall not count as meeting any of the minimum absorption area required by subsection (a).

(g) All absorption field distribution lines shall have an internal diameter of four (4) inches.

(h) No single absorption trench shall exceed one hundred (100) feet in length.

(i) On sloping sites, absorption trenches shall be constructed along the contour.

(j) There shall be a minimum separation of seven and one-half (7½) feet, on center, between absorption field trenches.

(k) All subsurface gravity feed flood dosed absorption fields shall be designed to utilize trenches with a minimum width of eighteen (18) inches and a maximum trench width of thirty-six (36) inches.

(l) The minimum depth from original grade to the bottom of a subsurface gravity feed trickle flow alternating field absorption trench shall not be less than ten (10) inches, and the maximum depth to the bottom of such trench shall not be more than thirty-six (36) inches.

(m) Perforated pipe distribution lines in the subsurface gravity feed trickle flow alternating field soil absorption trench shall be completely surrounded by aggregate which meets the specifications in section 47 of this rule. There shall be at least six (6) inches of aggregate below the pipe and at least two (2) inches of aggregate above the pipe.

(n) The aggregate shall be covered with a six (6) inch layer of straw, or else a geotextile fabric barrier which meets the minimum requirements in section 46 of this rule. The barrier shall be installed in such a manner as to prevent the aggregate from becoming clogged with the earth fill.

(o) A minimum of twelve (12) inches of cover shall be provided over the aggregate in the trenches, and any fill required to provide cover shall be crowned over the entire field to promote surface run-off.

(p) Subsurface gravity feed trickle flow alternating field soil absorption systems shall not be constructed in clayey soils during periods of wet weather when the soil is sufficiently wet at the depth of installation to exceed its plastic limit. This includes those soils classified as sandy loam, silt loam, loam, clay loam, silty clay loam, sandy clay, silty clay, and clay. For the purpose of this rule, the plastic limit of a soil shall be considered to have been exceeded when the soil can be rolled between the palms of the hands to produce threads one-eighth (1/8) inch in diameter without breaking apart and crumbling.

(q) Special caution shall be taken to prevent wheeled and tracked vehicles from compacting the area selected for placement of the subsurface gravity feed trickle flow alternating field soil absorption system before, during, and after construction of the trenches, especially during wet weather. Precaution is especially important where clayey soils are involved. This includes those soils classified as sandy loam, silt loam, loam, clay loam, silty clay loam, sandy clay, silty clay, and clay. Alteration of soil structure by movement of vehicles may be grounds for rejection of the site and/or the system.

(r) Excessive smearing of the usable absorption trench sidewalls or bottom during construction may result in irreversible damage to the soil infiltrative surface and may be grounds for rejection of the site and/or the system. (*Indiana State Department of Health; 410 IAC 6-8.1-54; filed Nov 20, 1990, 12:45 p.m.: 14 IR 644; errata filed Jan 25, 1991, 4:20 p.m.: 14 IR 1287; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

#### **410 IAC 6-8.1-55      Subsurface pressure distribution systems**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 55. (a) The minimum absorption area (in square feet) required for each subsurface pressure distribution soil absorption system shall be based on the following:

(1) The number of bedrooms and bedroom equivalents in the dwelling.

(2) The appropriate soil loading rate (in gallons per day per square foot) determined from Table V of section 49(4) of this rule.

(3) The vertical separation distance between the bottom of the proposed trench and any soil layer with a loading rate of less than twenty-five hundredths (0.25) gallons per day per square foot. The loading rate used for this computation shall be the loading rate of the most restrictive horizon within twenty-four (24) inches of the trench bottom.

(4) The absorption area shall be computed using the following formula:

$$\text{area} = \frac{150g \times \text{number of bedrooms and bedroom equivalents}}{\text{loading rate in gpd/sq.ft.}}$$

(5) If the loading rate determined from Table V of section 49(4) of this rule is twenty-five hundredths (0.25) gallons per day per square foot or thirty-hundredths (0.30) gallons per day per square foot, the system may be reduced in size from the absorption area determined in subdivision (1) by nine-tenths of one percent (0.9%) for each inch over twenty-four (24) inches to a maximum of sixty (60) inches between the trench bottom and a layer with a loading rate of less than twenty-five hundredths (0.25) gallons per day per square foot. The new absorption area shall then be computed using the following formula:

New Absorption Area\* = A.A. - [A.A. × 0.009 (D.L. - D.T. - 24)] where:

A.A. = Absorption area determined in subdivision (4).

D.L. = Depth in inches from the ground surface to a layer with a loading rate of less than twenty-five hundredths (0.25) gallons per day per square foot.

D.T. = Depth in inches from the ground surface to the proposed trench bottom.

\*Note: The value for the quantity (D.L. - D.T. - 24) may not exceed thirty-six (36). If a value of greater than thirty-six (36) is obtained, then thirty-six (36) must be used for the computations.

(b) All subsurface pressure distribution systems shall be located in accordance with the separation distances shown in Table II of section 37(a) of this rule. Subsurface pressure distribution systems shall not be constructed where there exist horizons, layers, or strata within thirty-four (34) inches of the ground surface with a loading rate greater than one and twenty-hundredths (1.20) gallons per day per square foot as determined from Table V of section 49(4) of this rule unless that hazard can be overcome through system design.

(c) Subsurface pressure distribution soil absorption systems shall not be wholly or partly located in a drainage way subject to intermittent flooding.

(d) On sloping sites, absorption trenches in subsurface pressure distribution systems shall be constructed along the contour.

(e) There shall be a minimum separation of seven and one-half (7½) feet, on center, between absorption field trenches in subsurface pressure distribution systems.

(f) All subsurface pressure distribution systems shall be designed to utilize trenches with a minimum width of eighteen (18) inches and a maximum trench width of thirty-six (36) inches.

(g) The minimum depth from original grade to the bottom of a trench in a subsurface pressure distribution system shall not be less than ten (10) inches, and the maximum depth to the bottom of a trench in a subsurface pressure distribution system shall not be more than thirty-six (36) inches.

(h) Perforated pipe distribution lines in the absorption trench of a subsurface pressure distribution system shall be completely surrounded by aggregate which meets the specifications in section 47 of this rule. There shall be at least six (6) inches of aggregate below the pipe and at least two (2) inches of aggregate above the pipe.

(i) The aggregate in a subsurface pressure distribution system shall be covered with a six (6) inch layer of straw, or else a geotextile fabric barrier which meets the minimum requirements in section 46 of this rule, in such a manner as to prevent the aggregate from becoming clogged with the earth fill.

(j) A minimum of twelve (12) inches of cover shall be provided over the aggregate in the trenches, and any fill required to provide cover shall be crowned over the entire field to promote surface run-off.

(k) Subsurface pressure distribution systems shall not be constructed in clayey soils during periods of wet weather when the soil is sufficiently wet at the depth of installation to exceed its plastic limit. This includes those soils classified as sandy loam, silt loam, loam, clay loam, silty clay loam, sandy clay, silty clay, and clay. For the purpose of this rule, the plastic limit of a soil shall be considered to have been exceeded when the soil can be rolled between the palms of the hands to produce threads one-eighth (⅛) inch in diameter without breaking apart and crumbling.

(l) Special caution shall be taken to prevent wheeled and tracked vehicles from compacting the area selected for placement of the subsurface pressure distribution system before, during, and after construction of the trenches, especially during wet weather. Precaution is especially important where clayey soils are involved. This includes those soils classified as sandy loam, silt loam, loam, clay loam, silty clay loam, sandy clay, silty clay, and clay. Alteration of soil structure by movement of vehicles may be grounds for rejection of the site and/or the system.

(m) Excessive smearing of the usable absorption trench sidewalls or bottom during construction may result in irreversible damage to the soil infiltrative surface and may be grounds for rejection of the site and/or the system.

(n) Each pipe connected to an outlet in the manifold of a subsurface pressure distribution system shall be counted as a separate distribution pipe.

(o) Trenches in a subsurface pressure distribution system shall not be manifolded together at the distal end of the trench.

(p) Each trench and distribution line in a subsurface pressure distribution system shall be uniformly level throughout its length.

(q) The pump shall be sized, and its controls set as follows:

(1) When a subsurface pressure distribution system is designed using a loading rate of less than one and two-tenths (1.2) gallons per day per square foot, the pump shall deliver the design daily flow in one (1) dose each day while maintaining an in-line residual pressure of two and five-tenths (2.5) to three (3) feet of head in the distribution line at the highest elevation in the soil absorption system during pumping.

(2) When a subsurface pressure distribution system is designed using a loading rate of one and two-tenths (1.2) gallons per day per square foot, the pump shall deliver four (4) doses each day, each dose being approximately one-fourth (¼) of the daily design flow, while maintaining an in-line residual pressure of two and five-tenths (2.5) to three (3) feet of head in the distribution line at the highest elevation in the soil absorption system during pumping.

(r) The delivery pipe from the pumping chamber to the subsurface pressure distribution system must drain between doses. If the delivery pipe drains to the subsurface pressure distribution system, the dosing tank volume shall be the dose calculated using subsection (q)(1) or (q)(2), whichever is applicable, minus the volume contained in the delivery pipe. If the delivery pipe drains back to the dosing tank, the dosing tank volume shall be the dose calculated using subsection (q)(1) or (q)(2), whichever is applicable, plus the volume contained in the delivery pipe. Additional dosing tank capacity must be provided to keep the dosing tank pump submerged at all times and to provide sufficient freeboard for a high water alarm.

(s) The minimum inside diameter of the delivery pipe shall be two (2) inches; the maximum inside diameter of the delivery pipe shall be four (4) inches.

(t) Table VIII of section 53(v) of this rule, shall be used in determining friction losses in the delivery pipes and manifold when plastic pipe is used.

(u) The delivery manifold piping diameter shall be determined from Table IX of this subsection. The minimum inside diameter of the manifold shall be two (2) inches; the maximum inside diameter of the manifold shall be four (4) inches.

Table IX

MANIFOLD DIAMETERS FOR VARIOUS MANIFOLD LENGTHS, NUMBER OF LATERALS  
AND LATERAL DISCHARGE RATES (FOR PLASTIC PIPE ONLY)

		Manifold Diameter (IN)																	
		Manifold Length (ft.)																	
		5	10	15	20	25	30	35	40	45	50	Number of Laterals with Central Manifold						Flow per Lateral (gpm)	
		4	6	8	10	12	14	16	18	20	22	4	6	8	10	12	14		
Central Manifold	5	1"	1 1/4"	1 1/2"	1 3/4"	2"	2 1/4"	2 1/2"	2 3/4"	3"	3 1/4"	4	6	8	10	12	14	10	10
	10	1 1/4"	1 1/2"	1 3/4"	2"	2 1/4"	2 1/2"	2 3/4"	3"	3 1/4"	3 1/2"	6	8	10	12	14	16	20	20
	15	1 1/2"	1 3/4"	2"	2 1/4"	2 1/2"	2 3/4"	3"	3 1/4"	3 1/2"	3 3/4"	8	10	12	14	16	18	30	30
	20	1 3/4"	2"	2 1/4"	2 1/2"	2 3/4"	3"	3 1/4"	3 1/2"	3 3/4"	4"	10	12	14	16	18	20	40	40
	25	2"	2 1/4"	2 1/2"	2 3/4"	3"	3 1/4"	3 1/2"	3 3/4"	4"	4 1/4"	12	14	16	18	20	22	50	50
		Number of Laterals with End Manifold																	
		2	3	4	5	6	7	8	9	10	11	3	4	5	6	7	8	3	3

Computed for plastic pipe only. The Hazen-Williams equation was used to compute headlosses through each segment (Hazen-Williams C = 150). The maximum manifold length for a given lateral discharge rate and spacing was defined as that length at which the difference between the heads at the distal and supply ends of the manifold exceeded 10 percent of the head at the distal end.

(v) The minimum inside diameter of the distribution pipes from the delivery manifold shall be one (1) inch; the maximum inside diameter of the distribution pipes shall be three (3) inches.

(w) The distribution pipes shall have one (1) row of holes spaced in accordance with Table X as follows:

TABLE X  
SOIL LOADING RATES VERSUS LATERAL HOLE  
SPACING

Soil Loading Rates Gallons per Day per Square Foot	Lateral Hole Spacing Feet Between Holes
1.2	3
0.75	3 to 5

0.5 and 0.6	3 to 6
0.25 and 0.3	3 to 7

(x) The holes in the lateral piping shall be placed in the trenches facing down, and all burrs shall be removed from the edges of the holes.

(y) The hole size in the laterals shall be one-fourth (¼) inch.

(z) The perforation discharge rate shall be determined in accordance with the formula used to compute the flow from a hole in the distribution line at in-line head as follows:

$$Q = 11.78(d^2)(\sqrt{H})$$

Where: “Q” = the volume of the flow from the hole

“d” = the diameter of the hole in the pipe

“H” = the in-line head at the hole

Table XI gives the discharge rates at varying heads which would be obtained using the formula above in which “d” equals one-fourth (¼) inch diameter holes.

TABLE XI  
PERFORATION DISCHARGE RATES IN  
GPM AT VARYING HEADS FOR ¼ INCH  
DIAMETER HOLE SIZE

In-Line Head (feet)	Perforation Discharge Rate (gallons per minute)
1.5	0.90
2.0	1.04
2.5	1.17
3.0	1.28
3.5	1.38
4.0	1.47
4.5	1.56

(aa) Pump selection for soil absorption systems using pressure distribution shall be based on the manufacturers pump curves for the required pump discharge rate at the total head imposed on the pump. The pump discharge rate for level systems is calculated by using the following formula:

$$\frac{\text{Perforation discharge rate} \times \text{number of} \\ \text{perforations per 100 feet of distribution} \\ \text{pipe} \times \text{total length of distribution pipe}}{100}$$

To obtain the pump discharge rate required for sloping sites the rate must be calculated individually for each distribution line, using the pump discharge rate formula based on the pressure on that line, and the sum of the calculated discharge rates determined for each individual line.

(bb) The end of each lateral shall be capped, and a one-fourth (¼) inch hold shall be drilled in the upper half of the end cap.

(cc) All joints, including the end cap, shall withstand the pressures exerted on them. (*Indiana State Department of Health; 410 IAC 6-8.1-55; filed Nov 20, 1990, 12:45 p.m.: 14 IR 646; errata filed Oct 2, 1991, 11:30 a.m.: 15 IR 110; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

#### **410 IAC 6-8.1-56      Elevated sand mound systems**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 56. (a) The minimum basal area (in square feet) required for each elevated sand mound system shall be based on the following:

(1) The number of bedrooms and bedroom equivalents in the dwelling, and the appropriate soil loading rate (in gallons per day per square foot) determined from Table VI of section 51(4) of this rule. The absorption area shall be computed using the

formula:

$$\text{Absorption area} = \frac{150g \times \text{number of bedrooms and bedroom equivalents}}{\text{loading rate in gpd/sq. ft.}}$$

The loading rate used for this computation shall be the loading rate of the most restrictive horizon within twenty (20) inches of the soil surface.

(2) On level sites, the basal area shall be the entire area under the mound excluding the end slope areas. On sloping sites, the basal area shall be the area underneath and down slope of the aggregate bed.

(b) All elevated sand mound systems shall be located in accordance with the separation distances shown in Table II of section 37(a) of this rule. Elevated sand mound systems shall not be constructed where there exist horizons, layers, or strata within twenty (20) inches of the ground surface with a loading rate greater than one and twenty-hundredths (1.20) gallons per day per square foot as determined from Table VI of section 51(4) of this rule unless that hazard can be overcome through system design.

(c) Elevated sand mound systems shall not be wholly or partly located in a drainage way subject to intermittent flooding.

(d) The elevated sand mound site as well as the downslope absorption area shall be staked out and protected from vehicular traffic.

(e) The elevated sand mound must be designed and constructed so that its longest axis is located along the contour. The mound dimensions should be as long and narrow as possible for the site.

(f) Elevated sand mound systems shall not be constructed in clayey soils during periods of wet weather when the soil is sufficiently wet at the depth of installation to exceed its plastic limit. This includes those soils classified as sandy loam, silt loam, loam, clay loam, silty clay loam, sandy clay, silty clay, and clay. For the purpose of this rule, the plastic limit of a soil shall be considered to have been exceeded when the soil can be rolled between the palms of the hands to produce threads one-eighth (1/8) inch in diameter without breaking apart and crumbling.

(g) Excessive vegetation at the mound site must be cut and removed. If present, trees must be cut off at ground level and the stumps left in place.

(h) The delivery line from the dosing tank to the manifold shall be installed prior to plowing the mound site.

(i) The area within the mound perimeter shall be plowed to a depth of seven (7) to eight (8) inches, parallel to the contour, with a moldboard or chisel plow. If a moldboard plow is used, it shall have at least two (2) bottoms (shares) and the soil shall be turned upslope.

(j) The sand fill shall meet the following conditions:

(1) Sand fill must be placed on the plowed area immediately after plowing the site.

(2) The sand utilized must be medium textured sand which meets the size criteria of Table XII as follows:

TABLE XII

Sieve Size	Percent Passing Sieve*
3/8 inch	100
No. 4	95-100
No. 8	80-100
No. 16	50-85
No. 30	25-60
No. 50	5-30
No. 100	0-10
No. 200	0-3

\*Note: The fine aggregate shall not have more than forty-five percent (45%) retained between any two (2) consecutive sieves. Aggregate which meets Indiana state highway Specification 23 meets this criteria.

(3) The sand shall be placed on the plowed area starting from the upslope edge. At least six (6) inches of sand fill must be kept between the vehicle wheels or tracks and the native soil of the mound site at all times.

(4) There shall be a minimum of twelve (12) inches of sand fill. The surface of the sand fill shall be raked smooth to eliminate any ruts. The toes of the fill shall be constructed to a minimum of a 3:1 slope.

(k) Aggregate shall be placed over the sand fill to form a bed, not trenches. The bottom of this aggregate bed shall be level.

(l) The aggregate used in the gravel bed shall meet the minimum requirements of section 47 of this rule. There shall be at least six (6) inches of aggregate beneath and two (2) inches of aggregate above the lateral lines.

(m) The aggregate bed shall be covered with a barrier material which meets the minimum requirements of section 46 of this

rule.

- (n) The total area of the aggregate bed (in square feet) shall be determined using the formula:

$$\text{Area} = \frac{150\text{g} \times \text{number of bedrooms and bedroom equivalents}}{1.2 \text{ gpd/sq.ft.}}$$

Aggregate beds shall not be less than four (4) feet nor more than ten (10) feet in width. If more than one (1) aggregate bed must be constructed, each bed shall provide equal absorption area.

(o) A pressure distribution network shall be used for elevated sand mound systems. The pressure distribution system network shall be sized, and its controls set, to deliver four (4) doses each day, each dose being approximately one-fourth (¼) of the daily design flow, while maintaining an in-line residual pressure of two and five-tenths (2.5) to three (3) feet of head in the distribution line during pumping.

(p) The pressure distribution network must drain between doses. If the delivery pipe drains to the distribution network, the dosing tank volume shall be the dose calculated using subsection (o), minus the volume contained in the delivery pipe. If the delivery pipe drains back to the dosing tank, the dosing tank volume shall be the dose calculated using subsection (o), plus the volume contained in the delivery pipe. Additional dosing tank capacity must be provided to keep the dosing tank pump submerged at all times and to provide sufficient freeboard for a high water alarm.

(q) The minimum inside diameter of the delivery pipe shall be two (2) inches; the maximum inside diameter of the delivery pipe shall be four (4) inches.

(r) Table VIII of section 53(v) of this rule, shall be used in determining friction losses in the delivery pipes and manifold when plastic pipe is used.

(s) The delivery manifold piping diameter shall be determined from Table IX of section 55(u) of this rule. The minimum inside diameter of the manifold shall be two (2) inches; the maximum inside diameter of the manifold shall be four (4) inches.

(t) The minimum inside diameter of the distribution pipes from the delivery manifold shall be one (1) inch; the maximum inside diameter of the distribution pipes shall be three (3) inches.

(u) The holes in the lateral pipes shall be placed in the trenches facing down, and all burrs shall be removed from the edges of the holes.

(v) The hole size in the laterals shall be one-fourth (¼) inch.

(w) The end of each lateral shall be capped and a one-fourth (¼) inch hole drilled in the upper half of the end cap.

(x) The system shall maintain an in-line residual pressure of two and five-tenths (2.5) to three (3) feet of head during pumping.

(y) All joints, including the end cap, shall withstand the pressures exerted on them.

(z) The lateral lines in the absorption bed shall not be manifolded together.

(aa) The separation distance between laterals shall not be less than twenty-four (24) inches nor more than thirty-six (36) inches.

(bb) The holes on the bottom of the laterals shall be spaced thirty-six (36) inches on center, with the first hole located eighteen (18) inches from the manifold.

(cc) The elevated sand mound shall be designed and constructed to maintain at least a 3:1 slope on all sides.

(dd) The entire mound shall be covered with six (6) inches of a clayey textured soil with an additional six (6) inches of topsoil covering the clayey textured soil.

(ee) The elevated sand mound shall be seeded or sodded with grasses and legumes adapted to the area. If the mound is seeded, the mound shall be protected by a cover of straw, burlap, or some other material that will protect it against erosion until a vegetative cover develops. (*Indiana State Department of Health; 410 IAC 6-8.1-56; filed Nov 20, 1990, 12:45 p.m.: 14 IR 649; errata filed Oct 2, 1991, 11:30 a.m.: 15 IR 110; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

#### **410 IAC 6-8.1-57      Matters incorporated by reference**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 57. (a) Bulletin SE 11, "The Sanitary Vault Privy," 1986 Edition, is incorporated by reference as part of this rule. It may be obtained free of charge by request mailed to the board at 1330 West Michigan Street, Indianapolis, Indiana 46206-1964.

(b) National Sanitation Foundation Standard Number 40, "Individual Aerobic Wastewater Treatment Plants," 1983 Edition, is incorporated by reference as part of this rule. Two (2) copies of the standard are available for reference in the files of the board. Copies of the standard may be obtained by mailing a request and fifteen dollars (\$15) to the National Sanitation Foundation, 3475



Plymouth Road, P.O. Box 1468, Ann Arbor, Michigan 48106.

(c) Two (2) copies of ASTM Standards D 1527-89, D 1785-89, D 2241-89, D 2282-89, D 2661-87a, D 2665-89a, D 2680-89, D 2729-89, D 2751-89, D 3034-89, F405-89, F667-85, F810-85, C412-83, C4-62, and 498-65 and SCS Standard 606 are available for reference in the files of the board. (*Indiana State Department of Health; 410 IAC 6-8.1-57; filed Nov 20, 1990, 12:45 p.m.: 14 IR 651; errata filed Dec 10, 1990, 4:30 p.m.: 14 IR 760; errata filed Jan 25, 1991, 4:20 p.m.: 14 IR 1287; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

## **Rule 9. Agricultural Labor Camp Sanitation and Safety**

### **410 IAC 6-9-1 Definitions**

Authority: IC 16-19-3-4; IC 16-41-26-8

Affected: IC 16-41-26

Sec. 1. (a) The definitions in this section apply throughout this rule.

(b) "Adult" means any person who is eighteen (18) years of age or older.

(c) "Agricultural labor camp" means one (1) or more buildings or structures, tents, trailers, or vehicles, together with the land appertaining thereto, established, operated, and used as living quarters for five (5) or more adult seasonal or temporary workers engaged in agricultural activities, including related food processing.

(d) "Board" means the Indiana state board of health.

(e) "Camp operator" means any person who, within the meaning of the act, operates a camp or holds a permit issued pursuant to the provisions of IC 13-1-9 [*IC 13-1-9 was repealed by P.L.2-1993, SECTION 209, effective July 1, 1993. See IC 16-41-26.*].

(f) "Community building" means any building provided for general use and in which is located, for general use, any of the following:

(1) Toilet facilities.

(2) Washrooms.

(3) Bathrooms.

(4) Laundry facilities.

(5) Recreation facilities.

(6) Space for other communal activities.

(g) "Garbage" means all putrescible wastes resulting from the handling, processing, preparation, and consumption of food.

(h) "Habitable room" means any enclosed space used or intended to be used in the normal activities of daily living.

(i) "Interference with state board of health agent" means, but is not limited to, physical obstruction, attack, or threatened attack on a representative of the board while that representative is conducting inspection, licensin [*sic.*], or enforcement activities pursuant to IC 13-1-9 [*IC 13-1-9 was repealed by P.L.2-1993, SECTION 209, effective July 1, 1993. See IC 16-41-26.*] or this rule.

(j) "Living quarters" means any habitable room as well as any building or structure in which is located toilet facilities, washrooms, bathrooms, and laundry facilities.

(k) "Refuse" means all solid wastes, including garbage, rubbish, and ashes, but excluding body wastes.

(l) "Residents" means those persons who dwell in one (1) shelter at an agricultural labor camp.

(m) "Shelter" means any facility used for the normal activities of daily living.

(n) "Toilet facilities" means those devices provided for individual convenience in the sanitary disposal of body wastes and the structures for their installation and maintenance.

(o) "Violation" means the failure of an agricultural labor camp owner, operator, caretaker, or other person who has a substantial and direct proprietary interest in the camp to abide by a provision of IC 13-1-9 [*IC 13-1-9 was repealed by P.L.2-1993, SECTION 209, effective July 1, 1993. See IC 16-41-26.*] or this rule. (*Indiana State Department of Health; Reg HSE 29R, Sec 1; filed Aug 29, 1972, 11:00 a.m.: Rules and Regs. 1973, p. 382; filed Sep 29, 1989, 2:02 p.m.: 13 IR 269; filed Dec 4, 1991, 9:30 a.m.: 15 IR 487; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

### **410 IAC 6-9-2 Construction notice; permit**

Authority: IC 16-19-3-4; IC 16-41-26-8

Affected: IC 4-21.5; IC 16-41-26

Sec. 2. (a) Any person planning to construct or enlarge for occupancy or use any camp or facility thereto appertaining, or to convert any premises to use as a camp, shall give written notice to the board on such forms as the board may require. This notice shall be given not later than sixty (60) days before the starting date of such construction, enlargement, or conversion. Upon receipt of said notice, the board shall provide necessary information to the notifier, including consultation as indicated. The board may require, and the notifier shall provide, such further information as the board shall need.

(b) Compliance with local laws and regulations shall be accomplished by the notifier.

(c) Application for a permit to operate an agricultural labor camp shall be made to the board in such form and manner as the board may prescribe, and said application shall be made not later than sixty (60) days prior to the start of the operation of the camp.

(d) If, after necessary investigation and inspection, the board is satisfied that the camp is in substantial compliance with statutory and regulatory requirements, a permit shall be issued.

(e) In case of single ownership of multiple camps, each camp, within the meaning of the act, shall have a permit.

(f) When a change of camp operator is contemplated, the new operator shall file an application for a permit with the board within fifteen (15) days of the effective date of the transfer. (*Indiana State Department of Health; Reg HSE 29R, Sec 2; filed Aug 29, 1972, 11:00 a.m.: Rules and Regs. 1973, p. 382; filed Sep 29, 1989, 2:02 p.m.: 13 IR 270; filed Dec 4, 1991, 9:30 a.m.: 15 IR 488; filed Apr 16, 1996, 4:10 p.m.: 19 IR 2283; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

#### **410 IAC 6-9-3 Camp facilities**

Authority: IC 16-19-3-4; IC 16-41-26-8

Affected: IC 16-41-26

Sec. 3. (a) The following requirements pertain to housing sites:

(1) Housing sites shall be well-drained and free from depressions in which water may stagnate. They shall be located where the disposal of sewage is provided in a manner which neither creates nor is likely to create a nuisance or hazard to health.

(2) Housing shall not be subject to, or in proximity to, conditions that create or are likely to create a health or safety hazard.

(3) Grounds within the housing site shall be free from debris, noxious plants such as poison ivy, and uncontrolled weeds or brush.

(4) A minimum distance equal to the height of the structure plus five (5) feet shall be required between all shelters.

(5) A slotted or perforated removable landing or permanent concrete slab having a length and width not less than the width of the door opening shall be located at the outside entrance of each habitable room.

(6) The housing site shall provide a space for recreation reasonably related to the size of the facility and the type of occupancy.

(7) Farm implements shall not be stored in the camp area when the camp is occupied.

(8) All shelters must be located at least five hundred (500) feet from any livestock harborage which might create nuisance conditions or a health hazard.

(9) Vehicles, refrigerators, or other abandoned appliances must be removed from the camp as soon as they are discarded.

(10) Prior to camp occupancy, any shelter which does not comply with subsection (d) must be razed, removed, or secured to prevent access.

(11) All containers such as used tires, buckets, or pans which might accumulate rainwater must either be removed or kept indoors.

(b) The following requirements pertain to water supplies:

(1) An adequate and convenient supply of water which meets the quality standards of the water pollution control board shall be available at all times in each camp for culinary, drinking, bathing, and laundry purposes. Where a public water supply is available, it shall be used to provide water for the camp.

(2) When wells are used as the source of the camp water supply, they shall be in full compliance with the rules of the water pollution control board.

(3) A cold water tap and an approved drinking fountain with sanitary type angle-stream jet head shall be available within one hundred (100) feet of each individual living unit when water under pressure is not provided in the unit. Adequate drainage facilities shall be provided for overflow and spillage.

(4) Common drinking cups shall not be permitted.

(c) The following requirements pertain to excreta and liquid waste disposal:

(1) Facilities shall be provided and maintained for effective disposal of excreta and liquid waste.

- (2) Where public sewer systems are available, all facilities for disposal of excreta and liquid wastes shall be connected thereto.
- (3) Where conditions will permit and a public sewage system is not available, sewage treatment or disposal facilities utilizing septic tanks and absorption systems shall be constructed in accordance with 410 IAC 6-10 concerning commercial on-site wastewater disposal.
- (4) Sewage treatment facilities which have an effluent discharging into the waters of the state shall be designed, constructed, and maintained in compliance with all applicable rules of the water pollution control board.
- (5) Privies must be constructed and maintained in a sanitary condition. In addition:
  - (A) a vault of sufficient capacity to serve the daily and long term needs of users must be provided;
  - (B) the vault must be inaccessible to rodents and insects;
  - (C) a concrete floor slab, base, or vault lid must be provided on which the privy housing or superstructure can be erected; wood floors cannot be utilized;
  - (D) an earth mound must be maintained around the privy base to divert surface water away from the vault;
  - (E) seat risers must extend directly from the concrete base, or floor slab, and be constructed of impervious material;
  - (F) comfortable seats must be provided with tight fitting lids which completely cover the privy seat hole when not in use;
  - (G) the privy housing structure must afford privacy, and the shelter must be fly-tight, enclosing walls and roof must have no openings or cracks which are not sealed or screened;
  - (H) a tight fitting door must be provided which is equipped with a self-closing device;
  - (I) vents, windows, and other openings must be completely screened;
  - (J) a vertical pipe or enclosed moisture-proof vent duct must extend from the privy vault to a point above the roof peak, be protected by a screening of not less than sixteen (16) mesh at the outlet, and be capped to divert precipitation;
  - (K) a properly sloped roof of impervious material must be provided with an overhang to prevent ponding of water and leakage into the structure;
  - (L) adequate illumination of the privy interior must be provided at all times;
  - (M) the privy must provide user privacy through the installation of privacy partitions around the structure or by use of inside door latches;
  - (N) privy vaults must be pumped when accumulated wastes are within eighteen (18) inches of the floor slab; and
  - (O) privies shall not be located closer than fifty (50) feet from any habitable room or any facility where food is prepared or served.
- (d) The following requirements pertain to housing:
  - (1) Housing shall be structurally sound, in good repair, in a sanitary condition, and shall provide protection to the residents against the elements. In addition:
    - (A) all shelters must have walls free of cracks and holes;
    - (B) wood shelters must have walls of cleanable, smooth, hard surfaces;
    - (C) all shelters must have exterior doors and screen doors on all exits;
    - (D) doors must have latches or door knobs and must fit tightly in their frames;
    - (E) latches must latch from both the inside and outside;
    - (F) shelter floors must be reasonably level;
    - (G) the interior walls and ceilings of the shelters must either be painted in a light-reflecting color or be constructed or *[sic., of]* easily cleanable materials approved by the board; and
    - (H) all mobile home type shelters shall be installed on a permanent foundation or securely anchored to the ground.
  - (2) Housing shall have flooring constructed of rigid materials, smooth finished, readily cleanable, and so located as to prevent the entrance of ground water and surface water, insects, and rodents. All floors shall have a smooth finish and be free of cracks.
  - (3) The following minimum space requirements shall be provided until December 31, 1992:
    - (A) For sleeping purposes only in family units and in dormitory accommodations using single beds, not less than fifty (50) square feet of floor space per occupant.
    - (B) For sleeping purposes only in family units and in dormitory accommodations using double bunk beds only, not less than forty (40) square feet per occupant.
    - (C) For combined cooking, eating, and sleeping purposes, not less than sixty (60) square feet of floor space per occupant.

- (D) In mobile home type units provided by a person other than occupant, there shall be at least forty (40) square feet of floor area for each person sleeping therein.
- (4) Separate sleeping accommodations shall be provided for each sex or family.
- (5) Adequate arrangements for handling clothing and storing personal effects for each person or family shall be provided. Three (3) feet of bar and three (3) feet of shelving for each one hundred (100) square feet of floor space will be considered adequate.
- (6) Each living unit shall have a minimum ceiling height of seven (7) feet.
- (7) Each habitable room shall have at least one (1) window or skylight opening directly outdoors. The minimum total glazed area shall equal at least ten percent (10%) of the usable floor area. The total openable area shall equal at least forty-five percent (45%) of the minimum glazed area required, except where comparably adequate ventilation is supplied by mechanical or some other method. In addition:
- (A) all windows shall fit tightly in their frames; and
- (B) all operable windows must open easily and must be fitted with a latching mechanism.
- (8) All living quarters shall be assigned the same number. Numbers must be at least two (2) inches high and must be painted near the primary entrances in a color contrasting with that of the shelter.
- (9) Each shelter must have the same maximum number of residents allowed under subdivision (3) posted near the primary entrance to the shelters as follows: "Maximum residents" in English, and "Maximos residentes" in Spanish.
- (10) Effective January 1, 1993, all mobile homes used as shelters and equipped with an operable toilet, shower, lavatory, and hot and cold water under pressure, shall provide a minimum floor space of sixty (60) square feet per resident; and all other shelters shall provide a minimum floor space of eighty (80) square feet per resident.
- (e) The following requirements pertain to screening:
- (1) All outside openings shall be protected with screening of not less than sixteen (16) mesh.
- (2) All screen doors shall be tight fitting, in good repair, and equipped with self-closing devices.
- (f) The following requirements pertain to heating:
- (1) Any camp which is occupied between August 31 and June 1, shall be provided with operable heating equipment of capacity adequate to maintain a temperature of at least sixty-five degrees Fahrenheit (65° F) in each habitable room during the period of occupancy. A facility provided for cooking purposes does not satisfy the requirements of this subdivision.
- (2) Any sources of heat utilizing combustible fuel shall be installed and vented in such a manner as to prevent fire hazards and a dangerous concentration of gases. No portable heaters other than those operated by electricity shall be provided. If a solid or liquid fuel stove is used in a room with wooden or other combustible flooring, there shall be a concrete slab, insulated metal sheet, or other fireproof material on the floor under each stove, extending at least eighteen (18) inches beyond the perimeter of the base of the stove. No facility intended or used for cooking purposes shall be used to heat the living quarters.
- (3) Any wall or ceiling within eighteen (18) inches of a solid or liquid fuel stove or a stovepipe shall be fireproof material. A vented metal collar shall be installed around a stovepipe or vent passing through a wall, ceiling, floor, or roof.
- (4) When a heating system has automatic controls, the controls shall be of the type which cut off the fuel supply upon the failure or interruption of the flame or ignition, or whenever a predetermined safe temperature or pressure is exceeded.
- (5) When gas heaters are used, they must have pilot lights in operation at all times between August 31 and June 1 each year when the shelter is occupied, and each room where gas heaters are installed must have operating instructions posted in English and Spanish.
- (6) Unvented kerosene heaters and catalytic type heaters are prohibited.
- (7) Venting, fire resistivity, fuel storage and supply, and all other parts of the heating system shall comply with 675 IAC 22-2.1, the Indiana Fire Prevention Code.
- (g) The following requirements pertain to electricity and lighting:
- (1) Each habitable room and enclosed area in a shelter shall contain:
- (A) an overhead light or lights that provide at least twenty (20) foot-candles of illumination throughout the room; and
- (B) a minimum of three (3) operable wall-type duplex electrical outlets in each room, located so that at least two (2) walls have outlets.
- (2) Adequate lighting shall be provided for the yard area and pathways to common use facilities.
- (3) All wiring and lighting fixtures shall be installed and maintained in a safe condition. After the effective date of this rule, all newly installed wiring and lighting fixtures shall be installed and maintained in compliance with 675 IAC 17, the Indiana

Electrical Code.

(4) Hallways and stairways shall be adequately lighted. Stairways shall have two (2) switches, one (1) at each end controlling an overhead light fixture.

(5) In cooking areas of family living units, at least twenty (20) foot-candles of illumination shall be provided.

(6) Each shelter shall have a fuse box with circuit breaker or fuses, sized to meet the requirements of 675 IAC 17, the Indiana Electrical Code.

(h) The following requirements pertain to toilets:

(1) Toilets shall be constructed, located, and maintained so as to prevent any nuisance or public health hazard.

(2) Water closets or privy seats for each sex shall be in the ratio of not less than one (1) such unit for each fifteen (15) residents, with a minimum of one (1) unit for each sex in common use facilities.

(3) Urinals, constructed of nonabsorbent materials, may be substituted for men's toilet seats on the basis of one (1) urinal for one (1) toilet seat up to a maximum of one-third ( $\frac{1}{3}$ ) of the required toilet seats.

(4) Except in individual family units, separate toilet accommodations for men and women shall be provided. If toilet facilities for men and women are in the same building, they shall be separated by a solid wall from floor to roof or ceiling. Toilets shall be distinctly marked "men" and "women" in English and in Spanish. International symbols may be used in lieu of English and Spanish designations.

(5) All common use rooms containing sanitary or laundry facilities shall have the following:

(A) Walls and partitions around toilets, showers, lavatories, and other plumbing fixtures, constructed of smooth, nonabsorbent, easily cleanable materials.

(B) Bathing and handwashing facilities supplied with hot and cold water under pressure. Hot water provided for showers and handwashing facilities shall be maintained between one hundred five degrees Fahrenheit ( $105^{\circ}\text{F}$ ) and one hundred twenty degrees Fahrenheit ( $120^{\circ}\text{F}$ ). An approved antiscald device shall be provided to automatically control the hot water temperature so that it cannot exceed one hundred twenty degrees Fahrenheit ( $120^{\circ}\text{F}$ ). All new and replacement faucets installed on bathing and handwashing facilities after the effective date of this rule shall be mixing type faucets.

(C) At least one (1) window which can be easily opened or a mechanical device which will exchange air in the room at least six (6) times per hour.

(D) All openings to the outside from the building shall be effectively screened, and the doors shall be self-closing.

(E) All entrances to toilet and bathing facilities shall be screened to prevent a direct view of the interior from the exterior when the door is opened.

(F) Floors in handwashing and shower rooms shall have a smooth nonskid finish and be impervious to moisture. All floors shall slope to a properly trapped floor drain.

(G) Hot water heaters must have a capacity and recovery rate capable of supplying at least four (4) gallons of hot water per hour, per resident.

(H) Restrooms, laundry rooms, toilets, and privies shall contain adequate ceiling light fixtures to provide at least ten (10) foot-candles of illumination throughout the rooms.

(I) Restrooms shall have at least one (1) wall-type electrical convenience outlet, and all restroom outlets shall be protected by a ground fault circuit interrupter.

(6) Toilet facilities shall be located within two hundred (200) feet of each living unit.

(i) The following requirements pertain to bathing, laundry, and handwashing facilities:

(1) Bathing and handwashing facilities, supplied with hot and cold water under pressure, shall be provided for the use of all residents. These facilities shall be clean and sanitary and located within two hundred (200) feet of each living unit.

(2) There shall be a minimum of one (1) shower head per ten (10) residents. Shower heads shall be spaced at least three (3) feet apart with a minimum of nine (9) square feet of floor space per unit. Adequate, dry dressing space shall be provided in common use facilities. Shower floors shall be constructed of nonabsorbent, nonskid materials and sloped to properly constructed floor drains. Except in individual family units, separate shower facilities shall be provided each sex. When common use shower facilities for both sexes are in the same building, they shall be separated by a solid, nonabsorbent wall extending from the floor to ceiling or roof and shall be plainly designated "men" or "women" in English or in Spanish. International symbols may be used in lieu of English or Spanish designations.

(3) Lavatories or equivalent units shall be provided in a ratio of one (1) per fifteen (15) residents or fraction thereof.

(4) Laundry facilities, supplied with hot and cold water under pressure, shall be provided for the use of all residents. Laundry

trays or tubs shall be provided in the ratio of one (1) per twenty-five (25) residents or fraction thereof. Mechanical washers may be provided in the ratio of one (1) per fifty (50) residents or fraction thereof, in lieu of laundry trays, although a minimum of one (1) laundry tray per one hundred (100) residents, or fraction thereof, shall be provided in addition to the mechanical washers.

(5) Camps in which all units are not provided with sinks must have common dishwashing facilities served by hot and cold water under pressure and discharging into existing approved camp sewage disposal systems. Such facilities must be provided in the ratio of one (1) for each twenty-five (25) residents or fraction thereof.

(j) The following requirements pertain to cooking and eating facilities:

(1) When residents are permitted or required to cook in their individual unit, a space shall be provided and equipped for cooking and eating. Such space shall be provided with:

- (A) a cookstove or hot plate with a minimum of two (2) burners;
- (B) adequate food storage shelves and a counter for food preparation;
- (C) provisions for mechanical refrigeration of food at a temperature of not more than forty-five degrees Fahrenheit (45° F); and
- (D) a table and chairs or equivalent seating and eating arrangements, all commensurate with the capacity of the unit.

(2) When residents or their families are permitted or required to cook and eat in a common facility, a room or building separate from the sleeping facilities shall be provided for cooking and eating. Such room or building shall be provided with:

- (A) stoves or hot plates, with a minimum equivalent of two (2) burners, in a ratio of one (1) stove or hot plate to ten (10) persons, or one (1) stove or hot plate to two (2) families;
- (B) a counter for food preparation;
- (C) mechanical refrigeration for food at a temperature of not more than forty-five degrees Fahrenheit (45° F);
- (D) tables and chairs or equivalent seating adequate for the intended use of the facility;
- (E) adequate sinks with hot and cold water under pressure;
- (F) adequate lighting and ventilation; and
- (G) floors of nonabsorbent, easily cleanable materials.

(3) Camps providing a central dining or multifamily food service shall provide and maintain the kitchen and dining hall in accordance with the provisions of 410 IAC 7-24.

(4) When central mess facilities are provided, the kitchen and mess hall shall be in proper proportion to the capacity of the housing and shall be separate from the sleeping quarters. The physical facilities, equipment, and operation shall be in accordance with provisions of applicable state codes.

(5) Wall surface adjacent to all food preparation and cooking areas shall be of nonabsorbent, easily cleaned material. In addition, the wall surface adjacent to cooking areas shall be of fire-resistant material.

(6) Work table, counter, and dining table surfaces shall be constructed of materials presenting a smooth, nonabsorbent, easily cleaned surface.

*(Indiana State Department of Health; Reg HSE 29R, Sec 3; filed Aug 29, 1972, 11:00 a.m.: Rules and Regs. 1973, p. 383; filed Sep 24, 1987, 3:00 p.m.: 11 IR 737; filed Sep 29, 1989, 2:02 p.m.: 13 IR 271; errata filed Jul 9, 1990, 2:00 p.m.: 13 IR 2004; filed Dec 4, 1991, 9:30 a.m.: 15 IR 489; errata, 15 IR 1027; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234; errata filed Jul 29, 2003, 3:45 p.m.: 26 IR 3884; errata filed Jan 21, 2005, 10:32 a.m.: 28 IR 1695)*

#### **410 IAC 6-9-4 Operation and sanitation; safety requirements**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 4. (a) The following requirements pertain to garbage and other refuse:

(1) Garbage and refuse shall be stored in watertight containers having a tight-fitting lid and shall be maintained in a sanitary condition and in good repair at all times. Covered washable containers of at least twenty (20) and no larger than thirty-five (35) gallon capacity shall be provided adjacent to each shelter and service building for the storage of refuse and garbage.

(2) Garbage and refuse shall be collected at least two (2) times a week, or whenever the containers are full. After emptying, the cans shall be cleaned. Garbage and refuse shall not be burned.

(3) Approved community dumpsters can be utilized in lieu of other garbage containers provided that:

- (A) the dumpsters are of adequate size;
  - (B) the dumpsters have lids;
  - (C) dumpsters are located within two hundred (200) feet of all living quarters; and
  - (D) a garbage container of at least five (5) gallon capacity is provided inside all living quarters.
- (b) Insect and rodent control requires that housing and facilities shall be free of insects, rodents, and other vermin.
- (c) The following requirements pertain to sleeping facilities:
- (1) Sleeping facilities shall be provided for each resident. Such facilities shall consist of comfortable beds, cots, or bunks provided with clean mattresses.
  - (2) Any bedding provided by the housing operator shall be clean and sanitary.
  - (3) Triple and quadruple deck bunks shall not be provided.
  - (4) Vertical separation between the top of the lower mattress of a double deck bunk and the upper bunk shall be a minimum of twenty-seven (27) inches. The vertical separation from the top of the upper mattress to the ceiling shall be a minimum of thirty-six (36) inches.
  - (5) Beds used for double occupancy may be provided only in family accommodations.
  - (6) Foam mattresses must be provided with clean mattress covers.
- (d) The following requirements pertain to fire, safety, and first aid:
- (1) All buildings in which residents sleep or eat shall be constructed and maintained in accordance with applicable state or local fire and safety laws.
  - (2) One (1) story shelters for less than ten (10) residents shall have two (2) means of escape. One (1) of the two (2) required means of escape may be a readily accessible window with an openable space of not less than twenty-four (24) inches by twenty-four (24) inches.
  - (3) All living quarters intended for use by ten (10) or more residents, central dining facilities, and common assembly rooms shall have at least two (2) doors remotely separated so as to provide alternate means of escape to the outside or to an interior hall.
  - (4) Living quarters and common assembly rooms on the second story shall have a stairway and a permanent, affixed exterior ladder or a second stairway.
  - (5) Living quarters and common assembly rooms located above the second story shall comply with the state and local fire and building codes relative to multiple story dwellings.
  - (6) A 4A60BC ten (10) pound or greater multipurpose dry chemical pressure fire extinguisher shall be provided in a readily accessible place located not more than one hundred (100) feet from each shelter. A minimum of one (1) such fire extinguisher for each ten (10) residents or fraction thereof must be provided.
  - (7) First-aid facilities shall be provided and readily accessible for use at all times. Such facilities shall be equivalent to the sixteen (16) unit first-aid kit recommended by the American Red Cross and shall be provided in a ratio of one (1) per fifty (50) residents or fraction thereof.
  - (8) No flammable or volatile liquids or materials shall be stored in or adjacent to rooms used for living purposes, except for those needed for current household use.
  - (9) Agricultural pesticides and toxic chemicals, excluding household products, shall not be stored within fifty (50) feet of any shelter.
  - (10) Telephone service shall be made reasonably available to all residents of the camp, either by providing a pay phone or a telephone in the crew leader's unit. The telephone number of the nearest fire department and ambulance service shall be prominently posted near the telephone.
  - (11) Each shelter shall be provided with at least one (1) ceiling-mounted smoke detector which shall be maintained in a working condition at the time of occupancy and repaired on request as needed.
  - (12) The camp owner shall provide a centrally located bulletin board where notices and permits can be displayed. Instructions in English and Spanish for reporting emergency situations shall be posted on this board.
  - (13) If workers are allowed to bring their own recreational vehicles to the camp, acceptable water, sewer, and electrical hook-ups must be provided for each such unit. Such recreational vehicles are exempt from the space and construction standards enumerated in section 3(d) through 3(g) of this rule.
- (e) The following requirements pertain to operators' and residents' responsibilities:
- (1) The camp operator is specifically responsible for the following:

- (A) Obtaining a current permit before workers arrive.
- (B) Ensuring that the camp area and sanitary facilities are kept clean and in good repair.
- (C) Routine upkeep and maintenance on shelters.
- (D) Keeping the grass mowed.
- (2) Those persons residing in the agricultural labor camp are responsible for the following:
  - (A) Keeping their shelters clean.
  - (B) Cleaning their appliances and notifying the operator of any problems or breakdowns.
  - (C) Providing their own bedding, such as sheets and blankets.
  - (D) Leaving their camp and shelters clean and in good repair.
  - (E) Keeping their pets on a leash or otherwise restrained and properly vaccinated.

*(Indiana State Department of Health; Reg HSE 29R, Sec 4; filed Aug 29, 1972, 11:00 a.m.: Rules and Regs. 1973, p. 388; filed Sep 29, 1989, 2:02 p.m.: 13 IR 276; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234)*

**410 IAC 6-9-5 Health or safety hazards; reporting communicable diseases**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 5. (a) No conditions, situation, or installation shall be created, installed, or maintained which may cause or result in a health or safety hazard or which may cause or transmit disease.

(b) The camp operator shall notify the local health officer immediately of any suspected communicable or contagious disease within the camp.

(c) A roster of all camp residents, and the number of the shelter to which they are assigned, must be maintained by the camp operator. This roster shall contain the first and last names of all adult residents and the total number of residents in each shelter. The roster must be kept up-to-date whenever the camp is occupied and shall be maintained by the operator for at least thirty (30) days after the camp is closed.

(d) Any structure located within fifty (50) feet of a shelter, which by its condition is an imminent threat to health or safety as determined by the board, must be razed, or removed, or repaired in such a manner that it is no longer a threat to health or safety. *(Indiana State Department of Health; Reg HSE 29R, Sec 5; filed Aug 29, 1972, 11:00 a.m.: Rules and Regs. 1973, p. 389; filed Sep 29, 1989, 2:02 p.m.: 13 IR 277; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234)*

**410 IAC 6-9-5.5 Civil penalties schedule**

Authority: IC 16-19-3-4; IC 16-41-26-8

Affected: IC 4-21.5-3-8; IC 16-41-26

Sec. 5.5. (a) The board may commence an action under IC 13-1-9 *[IC 13-1-9 was repealed by P.L.2-1993, SECTION 209, effective July 1, 1993. See IC 16-41-26.]* and IC 4-21.5-3-8 to levy civil penalties against an agricultural labor camp operator who:

- (1) fails to comply with IC 13-1-9 *[IC 13-1-9 was repealed by P.L.2-1993, SECTION 209, effective July 1, 1993. See IC 16-41-26.]* or this rule; or
- (2) interferes with or obstructs the state board or its designated agent in the performance of duties pursuant to IC 13-1-9 *[IC 13-1-9 was repealed by P.L.2-1993, SECTION 209, effective July 1, 1993. See IC 16-41-26.]*

(b) A civil penalty in an amount in the appropriate range specified in this section may be assessed for each day of each violation.

(c) In determining the seriousness of the violation and the specific amount of the civil penalty to be sought for each violation, the state board shall consider the following:

- (1) The potential for harm or imminent threat to public health.
- (2) The extent of deviation from statutory or regulatory requirements.
- (3) Degree of willfulness or negligence.
- (4) History of noncompliance.

The absence of direct harm shall not result in assessment of a lower penalty for a violation.

(d) Unless adjusted as provided for in subsection (e), all penalties shall be in accordance with the following schedule:



Violation		Range of Penalty
Construction notice; permit	410 IAC 6-9-2	\$50 to \$100
Camp facilities	410 IAC 6-9-3	\$50 to \$500
Operation and sanitation: safety requirements	410 IAC 6-9-4	\$50 to \$500
Health or safety hazards; reporting communicable diseases	410 IAC 6-9-5	\$50 to \$500
Interference with agent	410 IAC 6-9-5.5	\$100 to \$500

(e) After determining the appropriate penalty based on the schedule in this section, the state board may adjust the penalty to reflect a good faith effort to comply by the operator of an agricultural labor camp.

(f) Each individual penalty shall be multiplied by the number of days the particular violation occurred. Penalties for violations occurring in two (2) consecutive inspections by the board shall be assessed on the basis that the violations have remained uncorrected over the period of time between the two (2) inspections.

(g) Penalties for all violations shall be totaled and sought under one (1) cause of action.

(h) After filing an action pursuant to IC 4-21.5, and in an attempt to resolve violations of IC 13-1-9 [*IC 13-1-9 was repealed by P.L.2-1993, SECTION 209, effective July 1, 1993. See IC 16-41-26.*] and this rule without resort to a hearing, the board may negotiate and enter into agreed orders. An agreed order may suspend all or part of the civil penalty calculated under the requirements and deadlines established in the agreed order. (*Indiana State Department of Health; 410 IAC 6-9-5.5; filed Dec 4, 1991, 9:30 a.m.: 15 IR 493; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

#### **410 IAC 6-9-6 Severability**

Authority: IC 16-19-3-5

Affected: IC 16-19-3-4; IC 16-20-1-19

Sec. 6. (Validity). If any section, paragraph, sentence, clause, phrase, or word of this regulation [*410 IAC 6-9*], or any other part thereof, be declared invalid for any reason, the remainder of said regulation [*410 IAC 6-9*] shall not be affected thereby and shall remain in full force and effect. (*Indiana State Department of Health; Reg HSE 29R, Sec. 6; filed Aug 29, 1972, 11:00 am: Rules and Regs. 1973, p. 389; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

### **Rule 10. Commercial On-Site Wastewater Disposal**

#### **410 IAC 6-10-1 Purpose**

Authority: IC 16-19-3-4; IC 16-19-3-5

Affected: IC 16-19-4-3

Sec. 1. 410 IAC 6-10 governs construction, installation and modification of commercial on-site wastewater disposal facilities. (*Indiana State Department of Health; 410 IAC 6-10-1; filed Dec 3, 1986, 4:00 p.m.: 10 IR 867; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

#### **410 IAC 6-10-2 Definitions**

Authority: IC 16-19-3-4; IC 16-19-3-5

Affected: IC 16-19-3-4

Sec. 2. As used in 410 IAC 6-10 [*this rule*]:

“Absorption field” means a system of open-jointed tiles or perforated pipes laid in a series of trenches or a bed of sand, gravel, and soil, into which the effluent from a septic tank is pumped or flows by gravity for absorption into the soil.

“Board” means the state board of health.

“Commercial on-site wastewater disposal facility” means all equipment and devices necessary for proper conduction, collection, storage, treatment, and on-site disposal of wastewater from other than one- or two-family dwellings. Included within, but not limited to, the scope of this definition are building sewers, grease traps, septic tanks, dosing tanks, absorption fields, perimeter

drains, vault privies, and temporary wastewater holding tanks serving such facilities as apartment buildings, campgrounds, churches, commercial establishments, condominiums, medical facilities, mobile home parks, motels, office buildings, restaurants, and schools.

“Commissioner” means the commissioner of the state board of health or his duly authorized representative.

“Conventional subsurface absorption field” means a system of open-jointed tiles or perforated pipes laid in a series of trenches, each line connected to a distribution box into which the effluent from a septic tank flows by gravity for absorption into the soil.

“Distribution box” means a watertight structure which distributes the effluent from a septic tank equally to the various trenches it serves in an absorption field.

“Local health department” means a local board of health created pursuant to IC 16-1 *[IC 16-1 was repealed by P.L.2-1993, SECTION 209, effective April 30, 1993.]*, or its duly authorized representative.

“Person” means an individual, partnership, copartnership, corporation, firm, company, association, society, holding company, trustee, school corporation, school city, school town, school district, any unit of government, or any other legal entity, its or their successors or assigns, or agent of the aforesaid.

“Septic tank” means a watertight structure into which wastewater is discharged for settling and solids digestion.

“Wastewater” means waste derived from ordinary living processes. *(Indiana State Department of Health; 410 IAC 6-10-2; filed Dec 3, 1986, 4:00 p.m.: 10 IR 867; filed Oct 31, 1988, 2:50 p.m.: 12 IR 554; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234)*

#### **410 IAC 6-10-3 Prohibitions**

Authority: IC 16-19-3-4; IC 16-19-3-5

Affected: IC 16-19-3-4

Sec. 3. No person shall throw, run, drain, seep, or otherwise dispose into any of the surface waters or groundwaters of this state, or cause, permit, or suffer to be thrown, run, drained, allowed to seep, or otherwise disposed into such waters, any organic or inorganic matter that would cause or contribute to a polluted condition of such waters unless a permit for such disposal has been obtained as authorized by IC 13-1-3 *[IC 13-1 was repealed by P.L.1-1996, SECTION 99, effective July 1, 1996.]* or IC 13-7 *[IC 13-7 was repealed by P.L.1-1996, SECTION 99, effective July 1, 1996.]*. *(Indiana State Department of Health; 410 IAC 6-10-3; filed Dec 3, 1986, 4:00 p.m.: 10 IR 868; filed Oct 31, 1988, 2:50 p.m.: 12 IR 555; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234)*

#### **410 IAC 6-10-4 Right of entry**

Authority: IC 16-19-3-4; IC 16-19-3-5

Affected: IC 16-19-3-4

Sec. 4. The board, the local health department, or their authorized representatives may enter upon public or private property at reasonable times and upon presentation of credentials to inspect facilities, equipment, or records, investigate allegations, determine soil characteristics, conduct tests, or collect samples for the purpose of obtaining information necessary to the issuance of a permit pursuant to 410 IAC 6-10 *[this rule]*, or to determine whether any person is subject to, or in violation of 410 IAC 6-10 *[this rule]* or any permit or order issued pursuant thereto. *(Indiana State Department of Health; 410 IAC 6-10-4; filed Dec 3, 1986, 4:00 p.m.: 10 IR 868; filed Oct 31, 1988, 2:50 p.m.: 12 IR 555; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234)*

#### **410 IAC 6-10-5 Permit requirement**

Authority: IC 16-19-3-4; IC 16-19-3-5

Affected: IC 16-19-3-4

Sec. 5. (a) Except as allowed by subsection (b), (c), or (d), no person shall cause or allow the construction, installation, or modification of a commercial on-site wastewater disposal facility, or any facility to be served by a commercial on-site wastewater disposal facility, without having a valid construction permit issued in accordance with 410 IAC 6-10 *[this rule]*.

(b) Construction permits shall not be required for repair or replacement of commercial on-site wastewater disposal facility equipment with new units of similar design and capacity, none of which will cause a health hazard or adversely affect groundwater, facility operation, hydraulics, physiochemical treatment, biological treatment, solids removal, or the ultimate means of liquid disposal. This section shall not be construed as allowing the construction of replacement absorption fields or portions thereof without a valid

construction permit issued in accordance with 410 IAC 6-10 *[this rule]*.

(c) Construction permits shall not be required for commercial on-site wastewater disposal facilities for which a construction permit has been issued pursuant to 327 IAC 3, and which serve two (2) or more premises, and which are owned, operated, or maintained by an incorporated city or town, a conservancy district established pursuant to IC 13-3-3 *[IC 13-3 was repealed by P.L. 1-1996, SECTION 99, effective July 1, 1996.]*, or a regional sewer district established pursuant to IC 13-3-2 *[IC 13-3 was repealed by P.L. 1-1996, SECTION 99, effective July 1, 1996.]*. This section shall not be construed as an exemption from the requirement of subsection (a) for commercial on-site wastewater disposal facilities located on the premise of and serving only schools or municipal facilities.

(d) On a case by case basis the board may waive review of plans and issuance of a construction permit, in writing, if it determines that wastewater flow to a commercial on-site wastewater disposal facility on the peak day does not exceed two thousand (2,000) gallons, that the commercial on-site wastewater disposal facility can be constructed utilizing a conventional subsurface absorption field, and that such construction will be governed by a local sewage disposal ordinance and in accordance with Bulletin SE 13, "On-Site Water Supply and Wastewater Disposal for Public and Commercial Establishments," 1988 edition. (*Indiana State Department of Health; 410 IAC 6-10-5; filed Dec 3, 1986, 4:00 p.m.: 10 IR 868; filed Oct 31, 1988, 2:50 p.m.: 12 IR 555; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

#### **410 IAC 6-10-6 Application for construction permit**

Authority: IC 16-19-3-4; IC 16-19-3-5

Affected: IC 16-19-3-4; IC 25-31-1-2

Sec. 6. (a) Application for a permit to construct a commercial on-site wastewater disposal facility shall be made to the board on forms provided by the board. Application for a construction permit shall be made at least ninety (90) days prior to the date construction of the commercial on-site wastewater disposal facility is to commence. An application shall be considered complete only when the form is completed in its entirety, including all supplemental information required or requested by the board. Unless waived by the board an application for permit shall include the following:

- (1) The signature of the applicant or his designated agent.
- (2) The name, business address, and business telephone number of the owner. For corporate owners, the name of the corporation, the name of its designated agent, and that agent's business address and business telephone number shall suffice.
- (3) One (1) set of detailed construction plans and specifications certified and sealed by an engineer or architect currently registered in Indiana, said plans drawn to scale and having sufficient clarity to be reproduced to create legible microfilm. As provided in IC 25-31-1-2(h), registered land surveyors may only certify and seal plans for gravity sanitary sewers, storm sewers, and tile drains.
- (4) A map or other documentation showing the location of the property involved.
- (5) A plot plan, drawn to scale, showing the location of the proposed commercial on-site wastewater disposal facility with respect to property lines, existing and proposed structures, roads, and parking lots, and any drinking water supply facilities within three hundred (300) feet of the commercial on-site wastewater disposal facility. Said plot plans shall also show site topography, with contours established at intervals of two (2) feet or less.
- (6) The name, business address, and business telephone number of the registered engineer or architect who certified and sealed the construction plans and specifications required by subdivision (a)(3) *[subdivision (3)]*, in writing.
- (7) For those commercial on-site wastewater disposal facilities which will include an absorption field, a report prepared by a certified professional soil scientist, specialist, or classifier registered with the American Registry of Certified Professionals in Agronomy, Crops and Soils, or a soil scientist employed by the U.S. Soil Conservation Service, detailing his evaluation of soils observed in the area of the proposed absorption field. Said report shall name each soil type observed, map the approximate boundaries and specify slope for each soil type, and for each soil type observed provide a description of the soil textures, soil structure, soil color, and the depth to rock or seasonal high water table, in the upper five (5) feet of soil.
- (8) For those commercial on-site wastewater disposal facilities which will include a temporary wastewater holding tank, documentation of sufficient clarity and conclusiveness to convince the board that:
  - (A) the wastewater will be collected from the holding tank and disposed of, in compliance with IC 13-7-8.8 *[IC 13-7 was repealed by P.L. 1-1996, SECTION 99, effective July 1, 1996.]*; and
  - (B) the temporary wastewater holding tank will be abandoned and a sewer connection will be made to another type of

commercial on-site wastewater disposal facility, or to a municipal or private utility sewer, or to a regional sewer district or conservancy district sewer, within two (2) years from the date of permit issuance.

(9) Wastewater characteristics and calculations used to estimate wastewater flow on the peak day, in gallons, to be disposed of through each proposed commercial on-site wastewater disposal facility. If more than one (1) type of facility is to be connected to a proposed commercial on-site wastewater disposal facility, wastewater characteristics and calculations used to estimate wastewater flow, in gallons, from each facility on its peak day must be submitted.

(10) A summary delineating, for each diameter of pipe utilized, the estimated total length of sanitary sewer and sewage force main to be installed.

(11) All additional information requested by the board to substantiate that the proposed commercial wastewater disposal facility can reasonably be expected to treat and dispose of all wastewater received without causing a health hazard, nuisance, surface water pollution, or groundwater pollution.

(b) Requests for additional substantiating information made pursuant to subdivision (a)(11) [subsection (a)(11)] shall be addressed to the registered engineer or architect who certified and sealed the construction plans and specifications required by subdivision (a)(3) [subsection (a)(3)]. (*Indiana State Department of Health; 410 IAC 6-10-6; filed Dec 3, 1986, 4:00 p.m.: 10 IR 868; filed Oct 31, 1988, 2:50 p.m.: 12 IR 556; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

#### **410 IAC 6-10-7 Official's signature; effective date**

Authority: IC 16-19-3-4; IC 16-19-3-5

Affected: IC 16-19-3-4

Sec. 7. Commercial on-site wastewater disposal facility construction permits shall be signed by the commissioner on behalf of the board, and shall be considered issued as of the date of mailing. (*Indiana State Department of Health; 410 IAC 6-10-7; filed Dec 3, 1986, 4:00 pm: 10 IR 869; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

#### **410 IAC 6-10-8 Construction permit for experimental facilities**

Authority: IC 16-19-3-4; IC 16-19-3-5

Affected: IC 16-19-3-4

Sec. 8. In order to encourage development of new or more efficient treatment or disposal processes, the board may issue construction permits for experimental commercial on-site wastewater disposal facilities. Construction permits may be issued for installations, treatment or disposal equipment, processes or techniques for which extensive experience or records of use have not been developed in Indiana. However, the applicant must submit evidence of sufficient clarity and conclusiveness to convince the board that the proposal has a reasonable and substantial probability of satisfactory operation without causing a health hazard, nuisance, surface water pollution or groundwater pollution. The board may also require the applicant to satisfactorily document how and by whom the experimental facilities and any other portions of the commercial on-site wastewater disposal facility, which could be damaged due to a failure of the experimental installation, are to be replaced if it becomes necessary. (*Indiana State Department of Health; 410 IAC 6-10-8; filed Dec 3, 1986, 4:00 pm: 10 IR 869; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

#### **410 IAC 6-10-9 Permit conditions**

Authority: IC 16-19-3-4; IC 16-19-3-5

Affected: IC 16-19-3-4

Sec. 9. The board may specify in its construction permits any limitations, terms or conditions necessary to provide a functional, easily operated, enduring commercial on-site wastewater disposal facility in accordance with 410 IAC 6-10-10, or to prevent a health hazard, nuisance, surface water pollution or groundwater pollution. In addition, all commercial on-site wastewater disposal facility construction permits shall contain the following requirements, not necessarily verbatim:

(1) The permit shall expire on the last day of the twelfth month following the month of permit issuance, unless the applicant has started installation of equipment, piping or tankage which will comprise part of the commercial on-site wastewater disposal facility, on or before the date of permit expiration.

(2) That all necessary local permits and approvals be obtained before construction is begun.

- (3) That any proposed changes, alterations or additions to the wastewater disposal facilities herein approved, be submitted to the board for review and approval prior to the start of construction to effect the proposed changes, alterations or additions.
- (4) That no change in occupancy or use of the facility served be effected if it would result in wastewater flow on the peak day in excess of the capacity of the commercial on-site wastewater disposal facility as stated in the construction permit, or if it would result in wastewater being generated of a type incompatible with absorption field disposal. Any such change in occupancy or use may be made only after the board has issued a construction permit for modifications to the subject wastewater disposal facility that will allow it to accommodate increased wastewater flows.
- (5) That if pollution, health hazards or nuisance conditions occur which are attributable to the commercial on-site wastewater disposal facility permitted herein, immediate corrective action be taken by the owner.
- (6) That the permittee notify the board and the local health department at least seven days before construction of the approved commercial on-site wastewater disposal facilities is to commence.

*(Indiana State Department of Health; 410 IAC 6-10-9; filed Dec 3, 1986, 4:00 pm: 10 IR 870; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234)*

#### **410 IAC 6-10-10 Standards for issuance**

Authority: IC 16-19-3-4; IC 16-19-3-5  
Affected: IC 16-19-3-4

Sec. 10. The board may reject an application for permit to construct a commercial on-site wastewater disposal facility unless the applicant has submitted:

- (1) All documentation required by 410 IAC 6-10-6(a) *[section 6(a) of this rule]*.
- (2) Evidence to fully justify the estimated wastewater flows and wastewater characteristics used as the basis of design for the subject wastewater disposal facilities.
- (3) Evidence that the wastewater disposal facility can be constructed, modified or installed, and operated in such a manner that it will not violate any sanitation, health, siting, or pollution control rules or ordinances existing at the time of application.
- (4) Evidence that the facility conforms to applicable design criteria contained in Bulletin SE 11, "The Sanitary Vault Privy," 1986 edition, or Bulletin SE 13, "On-Site Water Supply and Wastewater Disposal for Public and Commercial Establishments," 1988 edition, or such other criteria acceptable to the board which can reasonably be expected to result in a facility that will consistently treat and dispose of all wastewater received for the life of the facilities it serves, without causing a health hazard, nuisance, surface water pollution, or groundwater pollution.

*(Indiana State Department of Health; 410 IAC 6-10-10; filed Dec 3, 1986, 4:00 p.m.: 10 IR 870; filed Oct 31, 1988, 2:50 p.m.: 12 IR 557; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234)*

#### **410 IAC 6-10-11 Construction permit; transferability**

Authority: IC 16-19-3-4; IC 16-19-3-5  
Affected: IC 16-19-3-4

Sec. 11. A commercial on-site wastewater disposal facility construction permit may only be transferred to another person by the current permit holder if:

- (1) The commercial on-site wastewater disposal facility for which the permit was issued is designed to employ a vault privy or conventional subsurface absorption field.
- (2) The current permit holder notifies the board and the local health department having jurisdiction, in writing, of the proposed transfer at least 30 days before the transfer is proposed to occur.
- (3) The person to whom the permit is proposed to be transferred certifies to the board, in writing at least 30 days before the transfer is proposed to occur, any changes proposed in the occupancy or use of a facility to be served by the wastewater disposal facility for which the subject construction permit was issued.
- (4) The board, within thirty (30) days of its having received notification in accordance with 410 IAC 6-10-11(2) and (3), does not notify the current permit holder of its intent to modify or revoke the subject construction permit.

*(Indiana State Department of Health; 410 IAC 6-10-11; filed Dec 3, 1986, 4:00 pm: 10 IR 870; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234)*

**410 IAC 6-10-12 Construction permit; revocations and modifications**

Authority: IC 16-19-3-4; IC 16-19-3-5

Affected: IC 16-19-3-4

Sec. 12. A commercial on-site wastewater disposal facility construction permit may be revoked or modified by the board for any of the following causes:

- (1) violation of 410 IAC 6-10;
- (2) violation of any limitation, term or condition contained in the construction permit;
- (3) failure to disclose all facts relevant to construction and use of the commercial on-site wastewater disposal facility in a manner that it can consistently treat and dispose of all wastewater received for the life of the facilities it serves, without causing a health hazard, nuisance, surface water pollution or groundwater pollution;
- (4) any misrepresentation made to obtain the construction permit; or
- (5) any other change, situation or activity relating to use of the commercial on-site wastewater disposal facility which, in the judgment of the board, is not consistent with the purposes of 410 IAC 6-10.

*(Indiana State Department of Health; 410 IAC 6-10-12; filed Dec 3, 1986, 4:00 pm: 10 IR 871; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234)*

**410 IAC 6-10-13 Denial of an application for construction permit**

Authority: IC 16-19-3-4; IC 16-19-3-5

Affected: IC 16-19-3-4

Sec. 13. An application for commercial on-site wastewater disposal facility construction permit may be denied by the board for any of the following causes:

- (1) any misrepresentation made in the application;
- (2) failure of the owner, or the engineer or architect who certified and sealed the construction plans and specifications, to respond to a request for revised plans and specifications or additional information made pursuant to 410 IAC 6-10-6 *[section 6 of this rule]*, within six (6) months of receiving the request;
- (3) a sanitary sewer of adequate capacity served by a sewage disposal facility owned by an incorporated city or town, conservancy district established pursuant to IC 13-3-3 *[IC 13-3 was repealed by P.L.1-1996, SECTION 99, effective July 1, 1996.]*, regional sewer district established pursuant to IC 13-3-2 *[IC 13-3 was repealed by P.L.1-1996, SECTION 99, effective July 1, 1996.]*, or private utility, is located within three hundred (300) feet of the property line of the affected property, or is available for connection at a construction cost estimated by the board not to exceed one hundred fifty (150) percent of the cost estimated by the board for installing commercial on-site wastewater disposal facilities to serve the project were the commercial on-site wastewater disposal facilities otherwise acceptable to the board; or
- (4) failure to show that the commercial on-site wastewater disposal facility can be constructed, operated, maintained, or abandoned in compliance with 410 IAC 6-10 *[this rule]*.

*(Indiana State Department of Health; 410 IAC 6-10-13; filed Dec 3, 1986, 4:00 p.m.: 10 IR 871; filed Oct 31, 1988, 2:50 p.m.: 12 IR 557; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234)*

**410 IAC 6-10-14 Petitions for review**

Authority: IC 16-19-3-4; IC 16-19-3-5

Affected: IC 4-21.5; IC 16-19-3-4

Sec. 14. (a) Within fifteen (15) days following the date of receipt of an issued permit, permit modification, notice of permit denial, or notice of permit revocation, any person aggrieved by such action may file a petition for review concerning such action with the board.

(b) A petition for review shall:

- (1) state the name and address of the person making the request;
- (2) identify the interest of the petitioner which is affected by the permit issuance, denial, modification, or revocation;
- (3) identify any persons whom the petitioner represents;

- (4) state with particularity the reasons for the request;
- (5) state with particularity the issues proposed to be considered; and
- (6) include proposed terms or conditions which, in the judgment of the petitioner would be appropriate to carry out the requirements of law and 410 IAC 6-10 [this rule], governing such permits.

*(Indiana State Department of Health; 410 IAC 6-10-14; filed Dec 3, 1986, 4:00 p.m.: 10 IR 871; filed Oct 31, 1988, 2:50 p.m.: 12 IR 557; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234)*

#### **410 IAC 6-10-15 Incorporation by reference**

Authority: IC 16-19-3-4; IC 16-19-3-5

Affected: IC 16-19-3-4

Sec. 15. Bulletin SE 11, "The Sanitary Vault Privy," 1986 edition, and Bulletin SE 13, "On-Site Water Supply and Wastewater Disposal for Public and Commercial Establishments," 1988 edition, are incorporated by reference as part of 410 IAC 6-10 [this rule]. They may be obtained free of charge by request mailed to the board at 1330 West Michigan Street, Indianapolis, Indiana 46206-1964. *(Indiana State Department of Health; 410 IAC 6-10-15; filed Dec 3, 1986, 4:00 p.m.: 10 IR 872; filed Oct 31, 1988, 2:50 p.m.: 12 IR 558; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234)*

### **Rule 11. School-Age Child Care Facilities**

#### **410 IAC 6-11-1 Purpose**

Authority: IC 16-19-3-4

Affected: IC 16-41

Sec. 1. This rule establishes minimum requirement for sanitation at school-age child care facilities. *(Indiana State Department of Health; 410 IAC 6-11-1; filed Jun 12, 1989, 9:45 a.m.: 12 IR 2046; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234)*

#### **410 IAC 6-11-2 Definitions**

Authority: IC 16-19-3-4

Affected: IC 16-41

Sec. 2. As used in this rule:

- (1) "Facility" means a school-age child care facility, except where clearly used in another context.
- (2) "School-age child care facility" means that portion of a building used for school-age child care pursuant to IC 20-5-61 [IC 20-5-61 was repealed by P.L.9-1991, SECTION 98, effective January 1, 1992.], including the property upon which the building rests.
- (3) "Site" means the property upon which the school-age child care facility rests.
- (4) "Student" means a child five (5) to fourteen (14) years of age who is served by a school-age child care facility.

*(Indiana State Department of Health; 410 IAC 6-11-2; filed Jun 12, 1989, 9:45 a.m.: 12 IR 2046; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234)*

#### **410 IAC 6-11-3 General sanitation**

Authority: IC 16-19-3-4

Affected: IC 16-41

Sec. 3. (a) Each site shall be maintained to protect the health of students and shall be free of any hazards or nuisances.

(b) No site shall be located nearer than five hundred (500) feet to any unhealthful condition.

(c) Each site shall be graded to prevent ponding and excessive inflow from surrounding areas.

(d) Each facility shall at all times be maintained in a clean, safe, and sanitary condition, and shall be in a good state of repair.

*(Indiana State Department of Health; 410 IAC 6-11-3; filed Jun 12, 1989, 9:45 a.m.: 12 IR 2046; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234)*

**410 IAC 6-11-4 Facility sanitation**

Authority: IC 16-19-3-4

Affected: IC 16-41

Sec. 4. (a) All interior surfaces of a facility shall be easily cleanable, and of nontoxic durable construction.

(b) All light fixtures in a facility shall be shielded to protect the students from injury due to bulb breakage.

(c) Each facility shall have ventilation sufficient to provide adequate oxygen, a character of freshness in the air, and to remove exhaled air and undesirable odors during periods of student occupancy.

(d) Each facility shall be equipped with a heating system capable of maintaining a temperature of not less than sixty-eight degrees Fahrenheit (68° F), in all student areas under the severest of weather conditions. Portable space heaters are prohibited.

(e) Pipes, ducts, and radiators containing steam or hot water and located in student areas shall be shielded to protect the students from injury.

(f) All electrical wiring accessible to students shall be protected to prevent accidental shock. All electrical receptacles and switches accessible to students shall be shielded to prevent accidental shock.

(g) All furniture and equipment accessible to students shall be durable and easily cleanable, with rounded corners and edges, and otherwise protected as necessary to ensure safety.

(h) Drinking water shall be provided on each floor of a facility that is accessible to students. Drinking water facilities shall have impervious, easily cleanable surfaces and shall be kept clean and in a good state of repair. Drinking fountains, where provided, shall have a sanitary type guarded angle-stream jet head and an adjustable flow regulator. The outlet shall not be below the flood rim of the fixture.

(i) Each facility shall be provided with restrooms and sanitary facilities. There shall be at least one (1) separate, readily accessible restroom for each sex including the following:

(1) Restrooms shall be equipped with lavatories or other satisfactory handwashing facilities or such equipment must be available in an adjacent room through which the students must pass upon egress from the restroom.

(2) Handwashing facilities shall be supplied with hot and cold water under pressure. Hot water provided for the handwashing facilities shall be maintained between one hundred five degrees Fahrenheit (105° F) and one hundred twenty degrees Fahrenheit (120° F). An adequate supply of soap, and individual sanitary towels in dispensers, or heating units for automatic hand drying shall be provided convenient to all handwashing facilities. Common towels are not acceptable. If individual sanitary towels are provided, a suitable container for used towels shall also be provided.

(3) Restroom toilet fixtures shall be of the water-flushed type. Multiple seat toilets or makeshift trough arrangements shall not be provided even though they may be equipped for water flushing. All water closets shall be partitioned as necessary to provide individual stalls. Partitions shall have impervious, smooth-surfaced, easily cleanable surfaces. Wood surfaces are not acceptable. An adequate supply of toilet paper shall be provided in a dispenser at each water closet.

(4) Covered disposal facilities shall be provided in restrooms available to junior high school age girls and above.

(5) Restroom floors shall have easily cleanable, nonporous surfaces. Restroom walls and ceilings shall have smooth nonabsorbent, easily cleanable surfaces.

(6) Restroom entrances shall be screened to prevent viewing the restroom interior from the exterior. Restroom exterior doors and operable windows shall be fly-proof and tight-fitting.

*(Indiana State Department of Health; 410 IAC 6-11-4; filed Jun 12, 1989, 9:45 a.m.: 12 IR 2046; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234)*

**410 IAC 6-11-5 Food service**

Authority: IC 16-19-3-4

Affected: IC 16-41

Sec. 5. All rooms, equipment, and utensils used for the storage, preparation, and serving of food, or for washing of food equipment and utensils at a facility, shall be constructed and operated in accordance with 410 IAC 7-15.1 [410 IAC 7-15.1 was repealed filed Mar 30, 2000, 3:51 p.m.: 23 IR 1984.]. *(Indiana State Department of Health; 410 IAC 6-11-5; filed Jun 12, 1989, 9:45 a.m.: 12 IR 2047; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234)*



**410 IAC 6-11-6 Water supply**

Authority: IC 16-19-3-4

Affected: IC 16-41

Sec. 6. A safe, potable supply of water under pressure, shall be provided at the facility at all times during periods of student occupancy. Where a public water supply is not available, a properly located and constructed private water supply shall be utilized. The potable water supply shall be maintained in a good state of repair. There shall be no direct physical connection, existing or potential, between a potable water supply system and an unsafe water supply system used for fire protection, lawn sprinkling, toilet flushing, or other nonpotable use. (*Indiana State Department of Health; 410 IAC 6-11-6; filed Jun 12, 1989, 9:45 a.m.: 12 IR 2047; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-11-7 Sewage disposal**

Authority: IC 16-19-3-4

Affected: IC 16-41

Sec. 7. Facility sewers, sewage treatment and disposal systems shall be constructed, operated, and maintained to transmit and dispose of peak and average daily sewage flows without creating a health hazard, nuisance, surface water pollution, or groundwater pollution. Facility sewers, sewage treatment, and disposal systems shall also be located to prevent the possibility of contaminating the facility potable water supply. (*Indiana State Department of Health; 410 IAC 6-11-7; filed Jun 12, 1989, 9:45 a.m.: 12 IR 2047; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**410 IAC 6-11-8 Refuse disposal**

Authority: IC 16-19-3-4

Affected: IC 16-41

Sec. 8. Refuse generated at a facility shall be properly collected pending disposal. Refuse shall be stored in fly-tight, water-tight containers. Refuse containers shall be kept in a sanitary condition, and shall be kept closed when not in use. Refuse containers shall be located on a concrete base, or else stored on racks with at least eight (8) inches clearance above the ground. Where service permits, approved hopper-type containers should be substituted for refuse cans. The area around refuse storage containers shall be kept clean and free of litter. (*Indiana State Department of Health; 410 IAC 6-11-8; filed Jun 12, 1989, 9:45 a.m.: 12 IR 2047; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234*)

**Rule 12. Plan Review, Construction Permits, and Fees for Services****410 IAC 6-12-0.5 Applicability**

Authority: IC 16-19-3-4; IC 16-19-3-5; IC 16-19-5-1

Affected: IC 16-19

Sec. 0.5. The definitions in this rule apply throughout this rule. (*Indiana State Department of Health; 410 IAC 6-12-0.5; filed Oct 18, 2004, 1:15 p.m.: 28 IR 818*)

**410 IAC 6-12-1 "Absorption field" defined**

Authority: IC 16-19-3-4; IC 16-19-3-5; IC 16-19-5-1

Affected: IC 16-19

Sec. 1. "Absorption field" means a:

- (1) system of open-jointed tiles or perforated pipes laid in soil;
- (2) series of trenches; or
- (3) bed of sand, gravel, and soil;

into which the effluent from a septic tank or other sewage treatment devices is pumped or flows by gravity for absorption into the

soil. (*Indiana State Department of Health; 410 IAC 6-12-1; filed Jul 12, 1991, 5:00 p.m.: 14 IR 2219; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234; filed Oct 18, 2004, 1:15 p.m.: 28 IR 818*)

**410 IAC 6-12-2 “Board” defined (Repealed)**

Sec. 2. (*Repealed by Indiana State Department of Health; filed Oct 18, 2004, 1:15 p.m.: 28 IR 821*)

**410 IAC 6-12-3 “Commissioner” defined**

Authority: IC 16-19-3-4; IC 16-19-3-5

Affected: IC 16-19

Sec. 3. “Commissioner” means the commissioner of the department or his or her duly authorized representative. (*Indiana State Department of Health; 410 IAC 6-12-3; filed Jul 12, 1991, 5:00 p.m.: 14 IR 2219; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234; filed Oct 18, 2004, 1:15 p.m.: 28 IR 818*)

**410 IAC 6-12-3.1 “Community wastewater disposal facility” defined**

Authority: IC 16-19-3-4; IC 16-19-3-5

Affected: IC 16-19

Sec. 3.1. “Community wastewater disposal facility” means a commercial on-site wastewater disposal facility that will serve two (2) or more properties. (*Indiana State Department of Health; 410 IAC 6-12-3.1; filed Oct 18, 2004, 1:15 p.m.: 28 IR 818*)

**410 IAC 6-12-3.2 “Department” defined**

Authority: IC 16-19-3-4; IC 16-19-3-5

Affected: IC 16-19

Sec. 3.2. “Department” means the Indiana state department of health or its authorized representative. (*Indiana State Department of Health; 410 IAC 6-12-3.2; filed Oct 18, 2004, 1:15 p.m.: 28 IR 818*)

**410 IAC 6-12-4 “Person” defined**

Authority: IC 16-19-3-4; IC 16-19-3-5

Affected: IC 16-19

Sec. 4. “Person” means any of the following:

- (1) An individual.
- (2) A partnership.
- (3) A copartnership.
- (4) A corporation.
- (5) A firm.
- (6) A company.
- (7) An association.
- (8) A society.
- (9) A holding company.
- (10) A trustee.
- (11) A school corporation.
- (12) A school city.
- (13) A school town.
- (14) A school district.
- (15) Any unit of government.
- (16) Any other legal entity, its or their successors or assigns, or agent of the aforesaid.

*(Indiana State Department of Health; 410 IAC 6-12-4; filed Jul 12, 1991, 5:00 p.m.: 14 IR 2220; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234; filed Oct 18, 2004, 1:15 p.m.: 28 IR 818)*

**410 IAC 6-12-5 “Site evaluation” defined (Repealed)**

*Sec. 5. (Repealed by Indiana State Department of Health; filed Oct 18, 2004, 1:15 p.m.: 28 IR 821)*

**410 IAC 6-12-6 “Soil profile analysis” defined (Repealed)**

*Sec. 6. (Repealed by Indiana State Department of Health; filed Oct 18, 2004, 1:15 p.m.: 28 IR 821)*

**410 IAC 6-12-7 Permit requirement**

Authority: IC 16-19-3-4; IC 16-19-3-5

Affected: IC 12-17.2; IC 16-19; IC 16-41

Sec. 7. No person shall cause or allow the construction, installation, or modification of any facility described hereafter, without having a valid construction permit issued in accordance with this rule. Construction permits are required for the following:

- (1) Agricultural labor camps subject to IC 16-41-26.
- (2) Child caring institutions, day nurseries, and children’s group homes subject to IC 12-17.2.
- (3) Mobile home parks subject to IC 16-41-27.
- (4) Recreational vehicle campgrounds subject to IC 16-19-3-4 and 410 IAC 6-7.1.
- (5) Schools subject to IC 16-41-21.
- (6) Youth camps subject to IC 16-19-3-4 and 410 IAC 6-7.2.

*(Indiana State Department of Health; 410 IAC 6-12-7; filed Jul 12, 1991, 5:00 p.m.: 14 IR 2220; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234; filed Oct 18, 2004, 1:15 p.m.: 28 IR 818)*

**410 IAC 6-12-8 Application for construction permit**

Authority: IC 16-19-3-4; IC 16-19-3-5

Affected: IC 16-19; IC 25-21.5-9-4

Sec. 8. (a) An application for a permit to construct any facility subject to section 7 of this rule shall be made to the department on forms provided by the department. Application for a construction permit shall be made at least ninety (90) days before the date construction of the facility is to commence. An application shall be considered complete only when the form is completed in its entirety, including all supplemental information required or requested by the department. An application for a permit shall, at a minimum, include the following:

- (1) The signature of the applicant or his or her designated agent.
- (2) The name, business address, and business telephone number of the owner. For corporate owners, the name of the corporation, the name of its designated agent, and that agent’s business address and business telephone number shall suffice.
- (3) One (1) set of detailed construction plans and specifications certified and sealed by an engineer or architect currently registered in Indiana, drawn to scale, and having sufficient clarity to be reproduced to create legible microfilm. As provided in IC 25-21.5-9-4, registered land surveyors may only certify and seal plans for gravity sanitary sewers, storm sewers, and tile drains.
- (4) A map or other documentation showing the location of the property involved.
- (5) A plot plan, drawn to scale, showing the following:
  - (A) The location of the proposed facility with respect to property lines.
  - (B) The existing and proposed:
    - (i) structures;
    - (ii) roads;
    - (iii) parking lots;
    - (iv) sewers;

- (v) sewage disposal systems;
- (vi) water wells; and
- (vii) water lines;

on the property.

For those facilities that will be served by a commercial on-site wastewater disposal system that includes an absorption field, the plot plan shall also show site topography with contours established at intervals of two (2) feet or less.

(6) The fee for plan review required by section 17 of this rule.

(7) The name, business address, and business telephone number, in writing, of the registered engineer or architect who certified and sealed the construction plans and specifications required by subdivision (3).

(8) For those facilities that will be served by a commercial on-site wastewater disposal system that includes an absorption field, a soil profile analysis conducted by a soil scientist currently registered in Indiana for the soils observed in the area of the proposed absorption field. Said analysis shall include all information required by 410 IAC 6-10.

(9) Wastewater characteristics and calculations used to estimate wastewater flow on the peak day, in gallons, to be disposed of. If more than one (1) type of facility is involved in the project, wastewater characteristics and calculations used to estimate wastewater flow, in gallons, from each facility on the peak day must be submitted.

(10) A summary delineating, for each diameter of pipe utilized, the estimated total length of water line, sanitary sewer, and sewage force main to be installed.

(11) All additional information requested by the department to substantiate that the proposed facility can reasonably be expected to conform to the requirements of laws and rules applicable to the facility, without causing a:

- (A) health or safety hazard;
- (B) nuisance;
- (C) surface water pollution; or
- (D) ground water pollution.

(b) Requests for additional substantiating information made under subsection (a)(11) shall be addressed to the registered engineer or architect who certified and sealed the construction plans and specifications in compliance with subsection (a)(3). (*Indiana State Department of Health; 410 IAC 6-12-8; filed Jul 12, 1991, 5:00 p.m.: 14 IR 2220; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234; filed Oct 18, 2004, 1:15 p.m.: 28 IR 819*)

#### **410 IAC 6-12-9 Right of entry**

Authority: IC 16-19-3-4; IC 16-19-3-5

Affected: IC 16-19

Sec. 9. The department or the local health department's authorized representative may enter upon public or private property at reasonable times and upon presentation of credentials to:

- (1) inspect facilities, equipment, or records;
- (2) investigate allegations;
- (3) determine topography, elevations, or soil characteristics;
- (4) conduct tests or collect samples for the purpose of obtaining information necessary to the issuance of a permit under this rule; or
- (5) determine whether any person is subject to, or in violation of, this rule or any permit or order issued under this rule.

(*Indiana State Department of Health; 410 IAC 6-12-9; filed Jul 12, 1991, 5:00 p.m.: 14 IR 2221; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234; filed Oct 18, 2004, 1:15 p.m.: 28 IR 820*)

#### **410 IAC 6-12-10 Official's signature; effective date**

Authority: IC 16-19-3-4; IC 16-19-3-5

Affected: IC 16-19

Sec. 10. Construction permits shall be:

- (1) signed by the commissioner on behalf of the department; and
- (2) considered issued as of the date of mailing.

*(Indiana State Department of Health; 410 IAC 6-12-10; filed Jul 12, 1991, 5:00 p.m.: 14 IR 2221; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234; filed Oct 18, 2004, 1:15 p.m.: 28 IR 820)*

**410 IAC 6-12-11 Permit conditions**

Authority: IC 16-19-3-4; IC 16-19-3-5

Affected: IC 16-19

Sec. 11. The department may specify in its construction permits any limitations, terms, or conditions necessary to provide a functional, easily operated, enduring facility or to prevent a health or safety hazard, nuisance, surface water pollution, or ground water pollution. In addition, all construction permits shall contain the following requirements, not necessarily verbatim:

- (1) The permit shall expire on the last day of the twelfth month following the month of permit issuance, unless the applicant has started construction of the facility on or before the date of permit expiration.
- (2) That all necessary local permits and approvals shall be obtained before construction is begun.
- (3) That any proposed changes, alterations, or additions to the approved facilities be submitted to the department for review and approval prior to the start of construction that will effect the proposed changes, alterations, or additions.
- (4) That, if pollution, health hazards, or nuisance conditions occur that are attributable to the facility permitted, immediate corrective action shall be taken by the owner.
- (5) That the permittee notify the department and the local health department at least seven (7) days before construction of the approved facilities is to commence.

*(Indiana State Department of Health; 410 IAC 6-12-11; filed Jul 12, 1991, 5:00 p.m.: 14 IR 2221; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234; filed Oct 18, 2004, 1:15 p.m.: 28 IR 820)*

**410 IAC 6-12-12 Standards for issuance**

Authority: IC 16-19-3-4; IC 16-19-3-5

Affected: IC 16-19

Sec. 12. The department may reject an application for permit to construct a facility unless the applicant has submitted the following:

- (1) All documentation and fees required by sections 8(a) and 17 of this rule.
- (2) Evidence that the facility can be constructed, modified, or installed and operated in such a manner that it will not violate any law or rule applicable to the facility, or any other applicable sanitation, health, siting, or pollution control rules or ordinances existing at the time of application.

*(Indiana State Department of Health; 410 IAC 6-12-12; filed Jul 12, 1991, 5:00 p.m.: 14 IR 2222; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234; filed Oct 18, 2004, 1:15 p.m.: 28 IR 820)*

**410 IAC 6-12-13 Construction permit revocations and modifications**

Authority: IC 16-19-3-4; IC 16-19-3-5

Affected: IC 16-19

Sec. 13. A facility construction permit may be revoked or modified by the department for any of the following causes:

- (1) Violation of a law or rule applicable to the facility, or any other applicable sanitation, health, siting, or pollution control rules or ordinances existing at the time of application.
- (2) Violation of any limitation, term, or condition contained in the construction permit.
- (3) Failure to disclose all facts relevant to construction and use of the facility that might adversely impact health, surface water, or ground water.
- (4) Any misrepresentation made to obtain the construction permit.
- (5) Any other change, situation, or activity relating to use of the facility that, in the judgment of the department, is not consistent with the purposes of this rule or a law or rule applicable to the facility.

*(Indiana State Department of Health; 410 IAC 6-12-13; filed Jul 12, 1991, 5:00 p.m.: 14 IR 2222; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234; filed Oct 18, 2004, 1:15 p.m.: 28 IR 820)*

**410 IAC 6-12-14 Denial of an application for construction permit**

Authority: IC 16-19-3-4; IC 16-19-3-5

Affected: IC 16-19

Sec. 14. An application for facility construction permit may be denied by the department for any of the following causes:

- (1) Any misrepresentation made in the application.
- (2) Failure of the owner, or the engineer or architect who certified and sealed the construction plans and specifications, to respond to a request for revised plans and specifications or additional information made under section 8 of this rule, within six (6) months of receiving the request.
- (3) Failure to show that the facility can be:
  - (A) constructed;
  - (B) operated;
  - (C) maintained; or
  - (D) abandoned;

in compliance with any law or rule applicable to the facility.

*(Indiana State Department of Health; 410 IAC 6-12-14; filed Jul 12, 1991, 5:00 p.m.: 14 IR 2222; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234; filed Oct 18, 2004, 1:15 p.m.: 28 IR 821)*

**410 IAC 6-12-15 Petitions for review (Repealed)**

Sec. 15. *(Repealed by Indiana State Department of Health; filed Oct 18, 2004, 1:15 p.m.: 28 IR 821)*

**410 IAC 6-12-16 Fees (Repealed)**

Sec. 16. *(Repealed by Indiana State Department of Health; filed Apr 16, 1996, 4:10 p.m.: 19 IR 2285)*

**410 IAC 6-12-17 Fees**

Authority: IC 16-19-3-4; IC 16-19-3-5

Affected: IC 16-19; IC 16-21-2; IC 16-28-1; IC 16-41-27

Sec. 17. Fees shall be assessed for plan review and related services rendered by the department, in accordance with the following:

- (1) For each plan review conducted for the following, the schedule of fees is:
  - (A) A commercial on-site wastewater disposal facility under 410 IAC 6-10: two hundred dollars (\$200).
  - (B) A community wastewater disposal facility under 410 IAC 6-10: seven hundred dollars (\$700).
  - (C) An ambulatory outpatient surgery center under IC 16-21-2 and 410 IAC 15.2: four hundred fifty dollars (\$450).
  - (D) A health facility under IC 16-28-1 and 410 IAC 16.2: one hundred fifty dollars (\$150).
  - (E) A new hospital or hospital addition under IC 16-21-2 and 410 IAC 15: five hundred fifty dollars (\$550).
  - (F) Remodeling of an existing hospital under IC 16-21-2 and 410 IAC 15: three hundred dollars (\$300).
  - (G) A mobile home park or mobile home park addition under IC 16-41-27 and this rule: three hundred dollars (\$300).
- (2) For projects that include both a commercial on-site wastewater disposal facility and a facility subject to subdivision (1)(C) through (1)(F), the total fee for plan review shall be the larger of the two (2) fees applicable to that project under subdivision (1).
- (3) No additional fee shall be assessed for review of revised plans for the same project.
- (4) Before a service enumerated in subdivision (1) can proceed, the requisite fee must have been received. Only a check, a money order, or an electronic transfer of funds is acceptable. All checks or money orders shall be made payable to the "Indiana State Department of Health". Electronic transfer of funds will be acceptable only when the department is capable of receiving such transfers. Only that portion of a payment made in excess of the requisite fee is refundable.

*(Indiana State Department of Health; 410 IAC 6-12-17; filed Oct 18, 2004, 1:15 p.m.: 28 IR 821)*

**Rule 13. Tanning Facility Sanitation and Safety (Transferred)**

*NOTE: Transferred from the Indiana State Department of Health (410 IAC 6-13) to the State Board of Cosmetology Examiners (820 IAC 5-1) by P.L.142-1995, SECTION 33, effective July 1, 1995.*

\*