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TITLE 327 WATER POLLUTION CONTROL DIVISION

RULE AS PRELIMINARILY ADOPTED AND PROPOSED FOR FINAL ADOPTION

LSA Document #26-47

DIGEST

Amends rules at 327 IAC 8-3-7 concerning the applicability of construction permit fees for a public water supply (PWS) owned or operated by churches and governmental nonprofit organizations in the state. Effective 30 days after filing with the Publisher.

HISTORY

First Notice of Comment Period: February 18, 2026, Indiana Register (DIN: 20260218-IR-327260047FNA).

Notice of First Hearing: May 7, 2026, Indiana Register (DIN: 20260218-IR-327260047PHA).

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Date of Second Hearing: August 13, 2026.

327 IAC 8-3-7

SECTION 1. 327 IAC 8-3-7 IS AMENDED TO READ AS FOLLOWS:

327 IAC 8-3-7 PWS construction permit fees and annual operation fees

Authority: IC 13-14-8; IC 13-14-9; IC 13-15-1-2; IC 13-15-2-1; IC 13-16; IC 13-18-3-1; IC 13-18-4-1

Affected: IC 13-11-2; IC 13-13-5-1; IC 13-18-2; IC 36-1-2-23

Sec. 7. (a) The following ~~governmental~~ entities are excluded from payment of the fees in subsection (b):

- (1) County, municipality, or township that is defined as a unit under IC 36-1-2-23.
- (2) A nonprofit organization **that is also a governmental entity**.
- (3) A conservancy district.
- (4) A school corporation **as defined in IC 36-1-2-17**.
- (5) A regional water or sewage district.

(6) A church that meets the definition of a nonprofit religious organization as defined in IC 34-6-2.1-134.

(b) The following fees for a public water supply construction application must be remitted at the time a permit application is submitted to the department:

TYPE	PROCESSING FEE
New public water supply treatment plant:	
Ground water Groundwater:	
Up to 500,000 gallons per day	\$875
Greater than 500,000 gallons per day	\$1,750
Surface water:	
Up to 500,000 gallons per day	\$1,250
Greater than 500,000 gallons per day	\$2,500
Public water supply treatment plant expansion:	
Up to fifty percent (50%) design capacity:	
Greater than 500,000 gallons per day	\$1,250
Up to 500,000 gallons per day	\$625
Greater than fifty percent (50%) design capacity:	
Greater than 500,000 gallons per day	\$2,500
Up to 500,000 gallons per day	\$1,250
Other water treatment facilities:	
Wells	\$860
Pump or pump station	\$175
Chemical addition	\$430
Storage tank	\$345
Miscellaneous process modification	\$100 per process
All water distribution system:	
2,501 - 5,000 linear feet	\$260
5,001 - 10,000 linear feet	\$430
Greater than 10,000 linear feet	\$860

(c) The fee is not refundable after staff review and processing of the permit application has ~~commenced~~ **started**.

(d) For public water systems, the department shall bill for annual operation fees as follows:

- (1) For a community water system with more than four hundred (400) service connections, the annual operation fee is ninety-five cents (\$0.95) per service connection.
- (2) For a community water system with four hundred (400) or fewer service connections, the annual operation fee is three hundred fifty dollars (\$350).
- (3) For a nontransient noncommunity water system, the annual operation fees are as follows:

Number Served	Fee
25 - 100	\$150
101 - 250	\$180
251 - 500	\$240
501 - 1,000	\$300
1,001 - 3,300	\$450
3,301 - 5,000	\$600
5,001 - 10,000	\$1,500
More than 10,000	\$3,000

(4) For a transient noncommunity water system, the annual operation fees are as follows:

Type of Transient Noncommunity Water System	Fee
Groundwater	\$100
Purchase	\$50
Surface	\$200

(Water Pollution Control Division; 327 IAC 8-3-7; filed Oct 22, 1991, 5:00 p.m.: 15 IR 225; filed Mar 31, 1999, 1:50 p.m.: 22 IR 2498; readopted filed Jan 10, 2001, 3:23 p.m.: 24 IR 1518; readopted filed Nov 21, 2007, 1:16 p.m.: 20071219-IR-327070553BFA; readopted filed Jul 29, 2013, 9:21 a.m.: 20130828-IR-327130176BFA; readopted filed Jun 14, 2019, 1:59 p.m.: 20190710-IR-327190246BFA; filed May 23, 2022, 9:56 a.m.: 20220622-IR-327200026FRA; readopted filed Oct 18, 2024, 1:57 p.m.: 20241113-IR-327230810RFA)