

Main Extension Agreements Contract Must Haves

In March 2020, Indiana House Enrolled Act 1131 added Ind. Code § 8-1-2-101.5. The new statute requires municipalities to comply with the Indiana Utility Regulatory Commission's (IURC) main extension rules regarding water and wastewater main extension agreements entered into after June 30, 2020.*

Contracts should include the following, at minimum:

- Details about the main extension
 - Size and description
 - Route
- Costs and calculations
 - The main extension cost
 - The revenue allowance amount
 - The applicant's total required deposit
 - The subsequent connector(s)' fee
 - The completion date of the main and the corresponding expiration date of the 10-year refunding period
- Disclosure of any depositor-authorized connections
- A statement that the main extension shall conform with the IURC's main extension rules (with possible exceptions for reporting) and Ind. Code § 8-1-2-101.5
- A statement that if a dispute arises, 170 Ind. Admin. Code 16 outlines the dispute resolution process
- The applicant's signature, municipality signature and date signed

If you'd like additional information regarding the IURC's Main Extension Rules, please review 170 Ind. Admin Code 6-1.5 (Water) or 8.5-4 (Wastewater) at: <http://iac.iga.in.gov/iac//iac title>.

*HEA 1131 only applies to main extension rules, and does not add existing municipal utilities under the commission's jurisdiction for rates and charges.