



February 10, 2026

ENGROSSED
HOUSE BILL No. 1348

DIGEST OF HB 1348 (Updated February 9, 2026 11:51 am - DI 153)

Citations Affected: IC 8-1; IC 13-11; IC 13-18.

Synopsis: Regulation of grease control equipment. Establishes a statewide regulatory scheme for grease control equipment. Provides that a waste water treatment plant must continue to accept septage under certain circumstances. Creates a process for septage haulers to resolve disputes with wastewater treatment plants with respect to accepting septage.

Effective: July 1, 2026.

Pressel, Prescott, Morris, Baird

(SENATE SPONSORS — NIEMEYER, TOMES)

January 6, 2026, read first time and referred to Committee on Environmental Affairs.
January 22, 2026, amended, reported — Do Pass.
January 27, 2026, read second time, amended, ordered engrossed.
January 28, 2026, engrossed. Read third time, passed. Yeas 85, nays 1.

SENATE ACTION

February 2, 2026, read first time and referred to Committee on Environmental Affairs.
February 9, 2026, amended, reported favorably — Do Pass; reassigned to Committee on Tax and Fiscal Policy.

EH 1348—LS 7011/DI 150



February 10, 2026

Second Regular Session of the 124th General Assembly (2026)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2025 Regular Session of the General Assembly.

ENGROSSED HOUSE BILL No. 1348

A BILL FOR AN ACT to amend the Indiana Code concerning utilities.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 8-1-46.1 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2026]:

4 **Chapter 46.1. Grease Control**

5 **Sec. 1. This chapter applies to the following:**

6 (1) **A commercial facility that discharges wastewater**
7 **containing fats, oils, or grease into a sewer system.**

8 (2) **A food establishment (as defined in IC 16-18-2-137).**

9 (3) **A mobile retail food establishment (as defined in**
10 **IC 16-18-2-239.3).**

11 **Sec. 2. As used in this chapter, "fats, oils, and grease" or "FOG"**
12 **means any organic substance derived from animal or vegetable**
13 **sources that may:**

14 (1) **solidify;**

15 (2) **congeal; or**

16 (3) **become viscous at ambient temperatures;**

17 **and can obstruct, accumulate, or interfere in a wastewater**

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- 1 collection or a sewer system.
- 2 **Sec. 3. As used in this chapter, "grease control equipment"**
3 **refers to the necessary combination of:**
- 4 (1) grease interceptors; and
5 (2) grease traps;
6 to prevent fats, oils, grease, and food solids from being discharged
7 into a sewer system.
- 8 **Sec. 4. As used in this chapter, "grease hauler" means a person**
9 **or company regulated and permitted by the Indiana department of**
10 **environmental management and that engages in the:**
- 11 (1) collection;
12 (2) transport; or
13 (3) disposal;
14 of material removed from a grease trap or grease interceptor.
- 15 **Sec. 5. As used in this chapter, "grease interceptor" means an**
16 **exterior or underground watertight receptacle that is designed to**
17 **intercept and retain:**
- 18 (1) fats;
19 (2) oils;
20 (3) grease; and
21 (4) food solids;
22 from high volume wastewater flows before the wastewater is
23 discharged into a sewer system.
- 24 **Sec. 6. As used in this chapter, "grease trap" means a watertight**
25 **tank designed to:**
- 26 (1) intercept;
27 (2) congeal; and
28 (3) retain or remove;
29 fats, oils, and grease from wastewater before the wastewater is
30 discharged into a sewer system.
- 31 **Sec. 7. As used in this chapter, "nonresidential onsite sewage**
32 **system" has the meaning set forth in IC 16-19-3.5-3.5.**
- 33 **Sec. 8. As used in this chapter, "properly sized" refers to the**
34 **sizing and configuration of a grease trap or grease interceptor in**
35 **accordance with:**
- 36 (1) good engineering practice;
37 (2) state plumbing codes; and
38 (3) manufacturer specifications;
39 sufficient to prevent fats, oils, and grease from entering a sewer
40 system or a nonresidential onsite sewage system in quantities that
41 cause blockages, interference, or maintenance problems.
- 42 **Sec. 9. As used in this chapter, "regulated entity" means a:**



- 1 (1) commercial facility that discharges wastewater containing
2 fats, oils, or grease into a sewer system;
3 (2) food establishment (as defined in IC 16-18-2-137); or
4 (3) mobile retail food establishment (as defined in
5 IC 16-18-2-239.3).

6 **Sec. 10.** As used in this chapter, "regulating authority" means
7 the entity having jurisdictional oversight authority over the
8 regulated entity.

9 **Sec. 11.** As used in this chapter, "sewer system" has the meaning
10 set forth in IC 36-9-22.5-3.

11 **Sec. 12.** As used in this chapter, "utility" means:

- 12 (1) a public utility (as defined in IC 8-1-2-1(a));
13 (2) a municipally owned utility (as defined in IC 8-1-2-1(h));
14 (3) a not-for-profit utility (as defined in IC 8-1-2-125(a));
15 (4) a cooperatively owned corporation;
16 (5) a conservancy district established under IC 14-33; or
17 (6) a regional district established under IC 13-26;

18 that provides sewage disposal service to the public.

19 **Sec. 13. (a)** A regulated entity shall install and operate properly
20 sized grease control equipment to prevent the discharge of
21 wastewater containing fats, oils, or grease in concentrations that
22 cause or contribute to:

- 23 (1) blockages;
24 (2) overflows; or
25 (3) interference;

26 in a sewer system.

27 **(b)** The regulated entity's grease control equipment shall be:

- 28 (1) designed; or
29 (2) approved;

30 by a licensed professional engineer under IC 25-31 or a
31 professional architect under IC 25-4.

32 **(c)** Subject to subsection (d), a regulated entity that
33 demonstrates through operational characteristics, inspection, and
34 sampling that the regulated entity does not generate fats, oils, or
35 grease in quantities requiring interception is:

- 36 (1) exempt from the requirements of this chapter; and
37 (2) not required to install grease control equipment.

38 **(d)** If a regulated entity's characteristics change and the
39 regulated entity begins to generate fats, oils, or grease in quantities
40 requiring interception, the regulated entity shall install grease
41 control equipment.

42 **Sec. 14.** A regulated entity's compliance with this chapter is



1 demonstrated through the installation, maintenance, and operation
 2 of grease control equipment in compliance with best practices that
 3 meet applicable:

- 4 (1) state plumbing code requirements;
- 5 (2) manufacturer specifications;
- 6 (3) equipment performance standards; and
- 7 (4) sizing formulas adopted by the regulating authority.

8 **Sec. 15. (a)** A regulating authority charging additional sewer
 9 rates or surcharges shall only charge the just and reasonable costs
 10 to operate a FOG program.

11 (b) The regulating authority shall design the costs charged
 12 under subsection (a) in a manner such that all costs required to
 13 operate a FOG program are covered by the rate or surcharge paid
 14 by the regulated entity.

15 (c) A utility may not charge non-FOG ratepayers to subsidize
 16 the costs of the FOG program costs.

17 **Sec. 16. (a)** The regulating authority shall evaluate a regulated
 18 entity's compliance with this chapter based on the regulated
 19 entity's actual discharge of FOG into a sewer system.

20 (b) A regulating authority shall consider the:

- 21 (1) size;
- 22 (2) products; and
- 23 (3) operational characteristics;

24 of each regulated entity when determining maintenance frequency,
 25 inspection schedules, and rate classifications.

26 **Sec. 17. (a)** A utility or regulating authority may not:

- 27 (1) impose a blanket grease control equipment mandate; or
- 28 (2) require the:
 - 29 (A) installation of a specific type;
 - 30 (B) installation of a specific size; or
 - 31 (C) specific location;

32 of a grease trap or grease interceptor if a regulated entity has the
 33 properly sized and maintained grease control equipment that
 34 prevents FOG discharges exceeding the allowable concentration.

35 (b) A regulating authority or utility may not require the
 36 following:

- 37 (1) A specific type of grease control equipment.
- 38 (2) The specific placement of grease control equipment on the
 39 property of a regulated entity, so long as the equipment is
 40 placed outside of the utility's right-of-way of easement and
 41 upstream of a utility's system.

42 **Sec. 18. (a)** Before construction or a major renovation of a



1 regulated entity, the owner of the regulated entity or the owner's
 2 agent shall submit the proposed grease control equipment design
 3 to the applicable regulating authority for review before
 4 installation.

5 (b) Upon receiving the grease control equipment design
 6 described in subsection (a), the regulating authority shall review
 7 the proposed design and provide:

- 8 (1) a written approval;
- 9 (2) a written denial; or
- 10 (3) modification recommendations;

11 based on performance standards under this chapter within ten (10)
 12 business days.

13 (c) A regulating authority shall coordinate with the appropriate:

- 14 (1) building and zoning authority;
- 15 (2) plumbing permit authorities; or
- 16 (3) utility;

17 to ensure the regulated entity receives consistent direction before
 18 construction.

19 (d) A regulating authority that determines a regulated entity's
 20 proposed:

- 21 (1) grease control equipment design; or
- 22 (2) maintenance plan;

23 does not meet the performance standard shall provide a written
 24 explanation to the regulated entity.

25 Sec. 19. A regulating authority or utility may not require the
 26 regulated entity to retrofit or replace grease control equipment
 27 unless the regulated entity's FOG discharge continuously exceeds
 28 the allowable concentration.

29 Sec. 20. A regulating authority and utility shall permit a
 30 regulated entity to comply with this chapter through alternative
 31 grease control equipment or maintenance protocols approved by
 32 the regulating authority where installation of an exterior grease
 33 interceptor is impractical due to:

- 34 (1) the available space;
- 35 (2) the structure; or
- 36 (3) other site constraints.

37 Sec. 21. A regulating authority shall maintain a FOG control
 38 and maintenance program.

39 Sec. 22. (a) A regulated entity shall do the following:

- 40 (1) Install, operate, and maintain grease control equipment
 41 designed to prevent fats, oils, and grease from entering the
 42 wastewater system or a nonresidential onsite sewage system.



1 **(2) Ensure that grease control equipment is properly sized**
 2 **and maintained in compliance with section 13 of this chapter.**

3 **(3) Maintain records that include the:**

4 **(A) date of each haul;**

5 **(B) volume of FOG removed; and**

6 **(C) grease hauler's name.**

7 **(b) A regulated entity shall maintain all records under this**
 8 **section for two (2) years.**

9 **Sec. 23. (a) A grease hauler shall do the following:**

10 **(1) Take before and after time stamped photographs of each**
 11 **service of a regulated entity.**

12 **(2) Maintain the time stamped photographs and share the**
 13 **time stamped photographs with the Indiana department of**
 14 **environmental management and regulating authority if**
 15 **requested by the Indiana department of environmental**
 16 **management or regulating authority.**

17 **(3) Maintain records showing that the total volume of FOG**
 18 **pumped from a regulated entity matches the total disposed of**
 19 **by the grease hauler.**

20 **(4) Provide documentation or an invoice to a regulated entity**
 21 **after service is completed with the following information:**

22 **(A) The date of the haul.**

23 **(B) The volume of FOG removed.**

24 **(C) The grease hauler's name.**

25 **(b) The Indiana department of environmental management may**
 26 **seek an injunction to prohibit a grease hauler that has violated this**
 27 **chapter more than three (3) times from operating within Indiana.**

28 **SECTION 2. IC 13-11-2-242, AS AMENDED BY P.L.19-2019,**
 29 **SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE**
 30 **JULY 1, 2026]: Sec. 242. "Unit", for purposes of:**

31 **(1) section 148(c) of this chapter;**

32 **(2) IC 13-18-12-7.5;**

33 ~~(3) IC 13-20-17.5;~~

34 ~~(4) IC 13-20-20;~~

35 ~~(5) IC 13-21-14-3; and~~

36 ~~(6) IC 13-23;~~

37 **has the meaning set forth in IC 36-1-2-23.**

38 **SECTION 3. IC 13-18-12-7.5 IS ADDED TO THE INDIANA**
 39 **CODE AS A NEW SECTION TO READ AS FOLLOWS**
 40 **[EFFECTIVE JULY 1, 2026]: Sec. 7.5. (a) As used in this section,**
 41 **"septage" means human excreta, wastewater, scum, sludge, and**
 42 **other content introduced through incidental or accidental seepage**



1 that is removed from domestic septic tanks, holding tanks, privies,
2 seepage pits, cesspools, compost toilets, or portable sanitary units.

3 (b) As used in this section, "septage management vehicle"
4 means a vehicle that is:

5 (1) used for:

6 (A) the removal of septage from holding tanks or sewage
7 disposal systems; and

8 (B) the transportation of the septage to wastewater
9 treatment plants or other facilities for treatment,
10 temporary storage, or disposal; and

11 (2) subject to regulation under this chapter and 327 IAC 7.1.

12 (c) A wastewater treatment plant that has allowed for the
13 disposal of septage on or after January 1, 2023, shall continue to
14 allow for the disposal of septage that is picked up from within the
15 unit where the wastewater treatment plant is located or a
16 neighboring unit to the wastewater treatment plant. However, a
17 wastewater treatment plant need not accept septage if the
18 wastewater treatment plant is not:

19 (1) designed to receive;

20 (2) permitted to receive; or

21 (3) operationally capable of receiving;

22 septage in accordance with a permit approved by the department.

23 (d) If a septage hauler believes that a wastewater treatment
24 plant is not accepting septage in violation of subsection (c), the
25 septage hauler may submit a written request to the department to
26 determine whether the wastewater treatment plant must accept
27 septage.

28 (e) After consulting with the septage hauler and the owner of the
29 wastewater treatment plant, the department shall issue:

30 (1) a determination; and

31 (2) if applicable, an order requiring the wastewater treatment
32 plant to accept septage.

33 (f) A determination or order issued by the department under
34 this section is subject to review under IC 4-21.5.

35 (g) A unit accepting septage from a septage management vehicle
36 may charge a fair and reasonable fee.

37 (h) Nothing in this section shall be construed to require a
38 wastewater treatment facility to accept septage in a manner that:

39 (1) conflicts with its National Pollutant Discharge Elimination
40 System permit or other department issued permit;

41 (2) causes or contributes to a treatment process upset or
42 permit violation; or



1 **(3) necessitates capital improvements or operational changes**
2 **without full cost recovery.**



COMMITTEE REPORT

Mr. Speaker: Your Committee on Environmental Affairs, to which was referred House Bill 1348, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 3, delete lines 34 through 39, begin a new paragraph and insert:

"(d) Subject to subsection (e), a regulated entity that demonstrates through operational characteristics, inspection, and sampling that the regulated entity does not generate fats, oils, or grease in quantities requiring interception is:

- (1) exempt from the requirements of this chapter; and**
- (2) not required to install grease control equipment.**

(e) If a regulated entity's characteristics change and the regulated entity begins to generate fats, oils, or grease in quantities requiring interception, the regulated entity shall install grease control equipment."

Page 4, delete lines 6 through 7, begin a new paragraph and insert:

"Sec. 15. (a) A regulating authority charging additional sewer rates or surcharges shall only charge the just and reasonable costs to operate a FOG program.

(b) The regulating authority shall design the costs charged under subsection (a) in a manner such that all costs required to operate a FOG program are covered by the rate or surcharge paid by the regulated entity.

(c) A utility may not charge non-FOG rate payers to subsidize the costs of the FOG program costs."

Page 4, delete lines 17 through 42, begin a new paragraph and insert:

"Sec. 17. (a) A utility or regulating authority may not:

- (1) impose a blanket grease control equipment mandate; or**
- (2) require the:**
 - (A) installation of a specific type;**
 - (B) installation of a specific size; or**
 - (C) specific location;**

of a grease trap or grease interceptor if a regulated entity has the properly sized and maintained grease control equipment that prevents FOG discharges exceeding the allowable concentration.

(b) A regulating authority or utility may not require the following:

- (1) A specific type of grease control equipment.**
- (2) The specific placement of grease control equipment on the**



property of a regulated entity, so long as the equipment is placed outside of the utility's right-of-way of easement and upstream of a utility's system."

Page 5, delete line 1.

Page 5, delete lines 27 through 37, begin a new paragraph and insert:

"Sec. 19. A regulating authority or utility may not require the regulated entity to retrofit or replace grease control equipment unless the regulated entity's FOG discharge continuously exceeds the allowable concentration."

Page 6, delete lines 4 through 40, begin a new paragraph and insert:

"Sec. 21. A regulating authority shall maintain a FOG control and maintenance program."

Page 7, delete lines 11 through 20.

Page 7, delete lines 24 through 27, begin a new line block indented and insert:

"(2) Maintain the time stamped photographs and share the time stamped photographs with the Indiana department of environmental management and regulating authority if requested by the Indiana department of environmental management or regulating authority."

Page 8, delete lines 7 through 19, begin a new paragraph and insert:

"SECTION 3. IC 13-18-12-7.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 7.5. (a) A unit that has issued permits to install or that has permitted the installation of:

- (1) residential onsite sewage systems (as defined in IC 16-41-25-0.4); or**
- (2) nonresidential onsite sewage systems (as defined in IC 16-19-3.5-3.5);**

since 2023 shall continue to allow for the disposal of septage picked up from within the unit or a neighboring unit at a wastewater treatment facility within the unit.

(b) A wastewater treatment facility shall accept septage from a bordering unit."

and when so amended that said bill do pass.

(Reference is to HB 1348 as introduced.)

BAIRD

Committee Vote: yeas 12, nays 0.

EH 1348—LS 7011/DI 150



HOUSE MOTION

Mr. Speaker: I move that House Bill 1348 be amended to read as follows:

Page 6, delete lines 40 through 42, begin a new paragraph and insert:

"SECTION 3. IC 13-18-12-7.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 7.5. (a) As used in this section, "septage" means human excreta, wastewater, scum, sludge, and other content introduced through incidental or accidental seepage that is removed from domestic septic tanks, holding tanks, privies, seepage pits, cesspools, compost toilets, or portable sanitary units.**

(b) As used in this section, "septage management vehicle" means a vehicle that is:

(1) used for:

(A) the removal of septage from holding tanks or sewage disposal systems; and

(B) the transportation of the septage to wastewater treatment plants or other facilities for treatment, temporary storage, or disposal; and

(2) subject to regulation under this chapter and 327 IAC 7.1.

(c) A unit that, since 2023, has issued permits to install or that has permitted the installation of:

(1) residential onsite sewage systems (as defined in IC 16-41-25-0.4); or

(2) nonresidential onsite sewage systems (as defined in IC 16-19-3.5-3.5);

shall continue to allow for the disposal of septage that is picked up from within the unit or a neighboring unit at a wastewater treatment facility within the unit.

(d) A wastewater treatment facility shall accept septage from a bordering unit.

(e) A unit accepting septage from a septage management vehicle may charge a fair and reasonable fee."

Page 7, delete lines 1 through 10.

(Reference is to HB 1348 as printed January 22, 2026.)

PRESSEL



COMMITTEE REPORT

Mr. President: The Senate Committee on Environmental Affairs, to which was referred House Bill No. 1348, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 3, delete lines 32 through 33.

Page 3, line 34, delete "(d)" and insert "(c)".

Page 3, line 34, delete "(e)," and insert "(d),".

Page 3, line 40, delete "(e)" and insert "(d)".

Page 4, line 17, delete "rate payers" and insert "ratepayers".

Page 7, delete lines 14 through 24, begin a new paragraph and insert:

"(c) A wastewater treatment plant that has allowed for the disposal of septage on or after January 1, 2023, shall continue to allow for the disposal of septage that is picked up from within the unit where the wastewater treatment plant is located or a neighboring unit to the wastewater treatment plant. However, a wastewater treatment plant need not accept septage if the wastewater treatment plant is not:

- (1) designed to receive;**
- (2) permitted to receive; or**
- (3) operationally capable of receiving;**

septage in accordance with a permit approved by the department.

(d) If a septage hauler believes that a wastewater treatment plant is not accepting septage in violation of subsection (c), the septage hauler may submit a written request to the department to determine whether the wastewater treatment plant must accept septage.

(e) After consulting with the septage hauler and the owner of the wastewater treatment plant, the department shall issue:

- (1) a determination; and**
- (2) if applicable, an order requiring the wastewater treatment plant to accept septage.**

(f) A determination or order issued by the department under this section is subject to review under IC 4-21.5."

Page 7, line 25, delete "(e)" and insert "(g)".

Page 7, after line 26, begin a new paragraph and insert:

"(h) Nothing in this section shall be construed to require a wastewater treatment facility to accept septage in a manner that:

- (1) conflicts with its National Pollutant Discharge Elimination System permit or other department issued permit;**
- (2) causes or contributes to a treatment process upset or**



**permit violation; or
(3) necessitates capital improvements or operational changes
without full cost recovery."**

and when so amended that said bill do pass and be reassigned to the Senate Committee on Tax and Fiscal Policy.

(Reference is to HB 1348 as reprinted January 28, 2026.)

NIEMEYER, Chairperson

Committee Vote: Yeas 6, Nays 0.

