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# HOUSE BILL No. 1348

AM134802 has been incorporated into introduced printing.

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**Synopsis:** Regulation of grease control equipment.

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Introduced

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.

## 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**  
12 **"FOG" means any organic substance derived from animal or**  
13 **vegetable sources that may:**

14 (1) solidify;  
15 (2) congeal; or

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(3) become viscous at ambient temperatures; and can obstruct, accumulate, or interfere in a wastewater collection or a sewer system.

**Sec. 3. As used in this chapter, "grease control equipment" refers to the necessary combination of:**

- (1) grease interceptors; and
- (2) grease traps;

**to prevent fats, oils, grease, and food solids from being discharged into a sewer system.**

Sec. 4. As used in this chapter, "grease hauler" means a person or company regulated and permitted by the Indiana department of environmental management and that engages in the:

- (1) collection;
- (2) transport; or
- (3) disposal;

of material removed from a grease trap or grease interceptor.

**Sec. 5.** As used in this chapter, "grease interceptor" means an exterior or underground watertight receptacle that is designed to intercept and retain:

- (1) fats;
- (2) oils;
- (3) grease; and
- (4) food solids;

**from high volume wastewater flows before the wastewater is discharged into a sewer system.**

Sec. 6. As used in this chapter, "grease trap" means a watertight tank designed to:

- (1) intercept;
- (2) congeal; and
- (3) retain or remove;

**fats, oils, and grease from wastewater before the wastewater is discharged into a sewer system.**

### Sec. 7. As used in this chapter, "nonresidential on

system" has the meaning set forth in IC 16-19-3.5-3.5.

Sec. 8. As used in this chapter, "properly sized" refers to the sizing and configuration of a grease trap or grease interceptor in accordance with:

- (1) good engineering practice;
- (2) state plumbing codes; and
- (3) manufacturer specifications;

(3) manufacturer specifications, sufficient to prevent fats, oils, and grease from entering a sewer system or a nonresidential onsite sewage system in quantities that

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1       **cause blockages, interference, or maintenance problems.**

2       **Sec. 9. As used in this chapter, "regulated entity" means a:**

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

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

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

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

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

20      **that provides sewage disposal service to the public.**

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

- 25       (1) blockages;
- 26       (2) overflows; or
- 27       (3) interference;

28      **in a sewer system.**

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

- 30       (1) designed; or
- 31       (2) approved;

32      **by a licensed professional engineer under IC 25-31 or a**  
33      **professional architect under IC 25-4.**

34      **(c) A regulated entity's grease control equipment shall be**  
35      **installed by a licensed plumber.**

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

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

42      **(e) If a regulated entity's characteristics change and the**



1       **regulated entity begins to generate fats, oils, or grease in quantities  
2       requiring interception, the regulated entity shall install grease  
3       control equipment.**

4       **Sec. 14. A regulated entity's compliance with this chapter is  
5       demonstrated through the installation, maintenance, and operation  
6       of grease control equipment in compliance with best practices that  
7       meet applicable:**

- 8       (1) state plumbing code requirements;
- 9       (2) manufacturer specifications;
- 10      (3) equipment performance standards; and
- 11      (4) sizing formulas adopted by the regulating authority.

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

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

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

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

24      **(b) A regulating authority shall consider the:**

- 25       (1) size;
- 26       (2) products; and
- 27       (3) operational characteristics;

28      **of each regulated entity when determining maintenance frequency,  
29      inspection schedules, and rate classifications.**

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

- 31       (1) impose a blanket grease control equipment mandate; or
- 32       (2) require the:

- 33       (A) installation of a specific type;
- 34       (B) installation of a specific size; or
- 35       (C) specific location;

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

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

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



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

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

15       **based on performance standards under this chapter within ten (10)**  
16       **business days.**

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

22 to ensure the regulated entity receives consistent direction before  
23 construction.

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

**28 does not meet the performance standard shall provide a written  
29 explanation to the regulated entity.**

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.

34       **Sec. 20. A regulating authority and utility shall permit a**  
35       **regulated entity to comply with this chapter through alternative**  
36       **grease control equipment or maintenance protocols approved by**  
37       **the regulating authority where installation of an exterior grease**  
38       **interceptor is impractical due to:**

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

42 Sec. 21. A regulating authority shall maintain a FOG control

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1 and maintenance program.

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

3 (1) Install, operate, and maintain grease control equipment  
4 designed to prevent fats, oils, and grease from entering the  
5 wastewater system or a nonresidential onsite sewage system.

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

8 (3) Maintain records that include the:

9 (A) date of each haul;  
10 (B) volume of FOG removed; and  
11 (C) grease hauler's name.

12 (b) A regulated entity shall maintain all records under this  
13 section for two (2) years.

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

15 (1) Take before and after time stamped photographs of each  
16 service of a regulated entity.

17 (2) Maintain the time stamped photographs and share the  
18 time stamped photographs with the Indiana department of  
19 environmental management and regulating authority if  
20 requested by the Indiana department of environmental  
21 management or regulating authority.

22 (3) Maintain records showing that the total volume of FOG  
23 pumped from a regulated entity matches the total disposed  
24 of by the grease hauler.

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

27 (A) The date of the haul.  
28 (B) The volume of FOG removed.  
29 (C) The grease hauler's name.

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

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

37 (1) section 148(c) of this chapter;  
38 (2) **IC 13-18-12-7.5;**  
39 (2) (3) IC 13-20-17.5;  
40 (3) (4) IC 13-20-20;  
41 (4) (5) IC 13-21-14-3; and  
42 (5) (6) IC 13-23;



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

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

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

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

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

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

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