



Adopted	Rejected
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COMMITTEE REPORT

YES:	13
NO:	0

MR. SPEAKER:

Your Committee on Utilities, Energy and Telecommunications, to which was referred House Bill 1002, 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:

- 1 Page 1, line 3, delete ""budget" and insert ""**levelized**".
- 2 Page 2, line 15, delete "budget" and insert "**levelized**".
- 3 Page 2, line 19, delete "budget" and insert "**levelized**".
- 4 Page 2, line 23, delete "budget" and insert "**levelized**".
- 5 Page 2, line 24, delete "budget" and insert "**levelized**".
- 6 Page 2, line 27, delete "budget" and insert "**levelized**".
- 7 Page 2, line 29, delete "budget" and insert "**levelized**".
- 8 Page 2, line 30, delete "budget" and insert "**levelized**".
- 9 Page 2, line 32, delete "least" and insert "**such**".
- 10 Page 2, line 33, delete "two (2)".
- 11 Page 2, line 35, delete "customers." and insert "**customers, but not**
- 12 **more than two (2) times during a calendar year.**".
- 13 Page 2, line 40, delete "budget" and insert "**levelized**".
- 14 Page 3, line 1, delete "budget" and insert "**levelized**".

1 Page 3, line 22, delete "budget" and insert **"levelized"**.

2 Page 3, line 23, delete "budget" and insert **"levelized"**.

3 Page 3, line 34, delete "budget" and insert **"levelized"**.

4 Page 3, line 35, delete "budget" and insert **"levelized"**.

5 Page 3, between lines 36 and 37, begin a new paragraph and insert:

6 **"(h) Except as provided in subsection (i), an electricity supplier**
 7 **may not refer to or promote a levelized billing plan required under**
 8 **this section as a "budget billing plan" in:**

9 **(1) the information required to be posted on the electricity**
 10 **supplier's website under subsection (g);**

11 **(2) any customer bill that is issued after June 30, 2026; or**

12 **(3) any customer or external communications made after June**
 13 **30, 2026.**

14 **(i) The prohibition set forth in subsection (h) does not apply**
 15 **with respect to a billing plan that provides for levelized payments**
 16 **if the plan also allows a customer to:**

17 **(1) pay current or past due amounts for utility service in**
 18 **lower amounts, over an extended period of time, or according**
 19 **to another schedule agreed upon by the electricity supplier**
 20 **and the customer;**

21 **(2) defer the payment of current or past due amounts for**
 22 **utility service to some future date; or**

23 **(3) receive a forbearance with respect to the payment of**
 24 **certain amounts owed."**

25 Page 3, line 37, delete "(h)" and insert **"(j)"**.

26 Page 3, line 41, delete "This section does" and insert **"Subsections**
 27 **(g) and (j) do"**.

28 Page 6, between lines 15 and 16, begin a new paragraph and insert:

29 **"SECTION 3. IC 8-1-2-113, AS AMENDED BY P.L.93-2024,**
 30 **SECTION 65, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE**
 31 **UPON PASSAGE]: Sec. 113. (a) Subject to subsections (b) and (c),**
 32 **the commission may, when it considers it necessary to prevent injury**
 33 **to the business or interests of the people of, or any public utility of this**
 34 **state operating in, Indiana in case the event of any emergency to be**
 35 **judged by the commission, that results from:**

36 **(1) a national economic depression;**

37 **(2) an act of war; or**

38 **(3) a disaster of unprecedented size and destructiveness**

1 **resulting from manmade or natural causes;**
 2 **recommend that the governor declare a disaster emergency under**
 3 **IC 10-14-3-12 or proclaim a state of energy emergency under**
 4 **IC 10-14-3-13, as applicable, during which the commission may**
 5 temporarily alter, amend, or with the consent of the public utility
 6 concerned, suspend any existing rates, service, practices, schedules,
 7 ~~and order or orders~~ relating to or affecting any public utility or part of
 8 any public utility **operating in this state: Indiana.** The alterations,
 9 amendments, or suspensions of the rates, service, schedules, or
 10 practices made by the commission ~~shall may~~ apply to one (1) or more
 11 of the public utilities **operating in this state or to any portion thereof,**
 12 **Indiana,** as directed by the commission, and ~~shall~~ take effect at the
 13 time and remain in force **only** for the ~~length of time prescribed by the~~
 14 ~~commission:~~ **duration of the disaster emergency or the energy**
 15 **emergency, as applicable.**

16 (b) The commission may adopt rules under IC 4-22-2 to carry out
 17 this section.

18 (b) The declaration of a disaster emergency by the governor
 19 upon the recommendation of the commission under subsection (a)
 20 is subject to:

- 21 (1) the time limitations set forth in IC 10-14-3-12(b); and
- 22 (2) termination by the general assembly under
- 23 IC 10-14-3-12(c).

24 (c) The proclamation of a state of energy emergency by the
 25 governor upon the recommendation of the commission under
 26 subsection (a) is subject to:

- 27 (1) the time limitation set forth in IC 10-14-3-13(c); and
- 28 (2) approval by the general assembly under IC 10-14-3-13(d)
- 29 with respect to a second or subsequent renewal of the
- 30 proclamation."

31 Page 6, delete lines 24 through 31.

32 Page 6, line 32, delete "(d)" and insert "(c)".

33 Page 6, line 33, delete "(i), the following apply with respect to the
 34 termination" and insert "(h)".

35 Page 6, delete line 34.

36 Page 6, line 35, delete "(1) An" and insert "an".

37 Page 6, run in lines 33 through 35.

38 Page 6, line 36, after "15" insert "or, in the case of an electric

- 1 utility, from June 1 through September 23".
- 2 Page 6, run in line 41 through page 7, line 18.
- 3 Page 6, delete line 42.
- 4 Page 7, delete lines 1 through 17.
- 5 Page 7, line 18, delete "For purposes of subdivision (1), the" and
- 6 insert "The".
- 7 Page 7, delete lines 21 through 33, begin a new paragraph and
- 8 insert:
- 9 **"(d) Not later than June 1, 2026, an electric or gas utility shall**
- 10 **post on the electric or gas utility's website a notice that:**
- 11 **(1) informs customers of the relief available to eligible**
- 12 **customers under subsection (c); and**
- 13 **(2) includes:**
- 14 **(A) a toll free telephone number; or**
- 15 **(B) a link to a web page;**
- 16 **that a customer may call or access for information on how to**
- 17 **apply for assistance from a heating assistance program**
- 18 **administered under IC 4-4-33."**
- 19 Page 7, line 34, delete "(f)" and insert "(e)".
- 20 Page 8, line 1, delete "(g)" and insert "(f)".
- 21 Page 8, line 5, delete "(h)" and insert "(g)".
- 22 Page 8, line 7, delete "(i)" and insert "(h)".
- 23 Page 8, between lines 19 and 20, begin a new paragraph and insert:
- 24 "SECTION 5. IC 8-1-6.1 IS ADDED TO THE INDIANA CODE AS
- 25 A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
- 26 1, 2026]:
- 27 **Chapter 6.1. Quarterly Residential Customer Reports by**
- 28 **Electricity Suppliers**
- 29 **Sec. 1. As used in this chapter, "budget billing arrangement"**
- 30 **means a levelized payment plan, however denominated, that:**
- 31 **(1) applies to a customer's account with an electricity**
- 32 **supplier;**
- 33 **(2) provides for the payment of a customer's bill in equal**
- 34 **monthly installments; and**
- 35 **(3) involves a reconciliation mechanism in which:**
- 36 **(A) the amount of utility service actually used by the**
- 37 **customer during a specified period is compared with the**
- 38 **amount of utility service for which the customer was billed**

1 under the plan during the specified period; and
2 (B) the customer's account is either billed or credited, as
3 appropriate, for any difference identified under clause (A).

4 Sec. 2. As used in this chapter, "customer" refers to a
5 residential customer who has agreed to pay for utility service from
6 an electricity supplier.

7 Sec. 3. As used in this chapter, "electricity supplier" means a
8 person, however organized, that:

- 9 (1) provides utility service to customers in Indiana; and
10 (2) is under the jurisdiction of the commission for the
11 approval of rates and charges.

12 Sec. 4. As used in this chapter, "office" refers to the office of
13 utility consumer counselor created by IC 8-1-1.1-2.

14 Sec. 5. As used in this chapter, "payment plan" means a
15 payment arrangement that:

- 16 (1) is entered into by an electricity supplier and a customer of
17 the electricity supplier; and
18 (2) allows the customer to:
19 (A) pay current or past due amounts for utility service in
20 lower amounts or over an extended period of time, or
21 according to another agreed upon schedule;
22 (B) defer the payment of current or past due amounts for
23 utility service to some future date; or
24 (C) receive a forbearance with respect to the payment of
25 certain amounts owed.

26 Sec. 6. As used in this chapter, "protected account" means an
27 account that:

- 28 (1) is for utility service that:
29 (A) is provided to a customer who is vulnerable because of
30 advanced age, serious illness, or disability; and
31 (B) is not subject to termination or disconnection for
32 nonpayment or for which termination or disconnection for
33 nonpayment is restricted during specified periods; or
34 (2) otherwise qualifies as a protected account under guidelines
35 adopted by the office under section 9 of this chapter.

36 Sec. 7. As used in this chapter, "utility service" means
37 residential electric service that is provided at retail.

38 Sec. 8. (a) An electricity supplier shall submit to the office

1 quarterly reports containing the information set forth in this
2 subsection with respect to the calendar quarter covered by the
3 report. A report under this subsection shall be submitted to the
4 office in the manner and form prescribed by the office and not
5 later than thirty (30) days after the last day of the calendar quarter
6 covered by the report. The first report submitted to the office
7 under this subsection must cover the third calendar quarter of
8 2026. A report under this subsection must include the following
9 information for each month in the calendar quarter covered by the
10 report, including, to the extent available, a comparison of the same
11 information for the same month of the immediately preceding
12 calendar year:

- 13 (1) The total number of open customer accounts.
- 14 (2) The total amount billed by the electricity supplier for all
15 open customer accounts.
- 16 (3) The total gross receipts received by the electricity supplier
17 for all open customer accounts.
- 18 (4) Of the total amount of gross receipts reported under
19 subdivision (3), the total amount that was paid through a
20 home energy assistance program administered under
21 IC 4-4-33.
- 22 (5) The total number of customers who received assistance
23 from a home energy assistance program administered under
24 IC 4-4-33.
- 25 (6) The total number of open protected accounts for
26 customers.
- 27 (7) The total number of open customer accounts that were
28 delinquent for at least sixty (60) days and not more than
29 ninety (90) days.
- 30 (8) The total dollar amount owed with respect to the accounts
31 identified under subdivision (7).
- 32 (9) The total number of open customer accounts that were
33 delinquent for more than ninety (90) days.
- 34 (10) The total dollar amount owed with respect to the
35 accounts identified under subdivision (9).
- 36 (11) The total number of customer accounts referred for
37 collection to an attorney or a collection agency.
- 38 (12) The total number of new payment plans entered into

1 between the electricity supplier and customers of the
2 electricity supplier.

3 (13) The total number of new budget billing plans applied to
4 customer accounts.

5 (14) The total number of customer accounts sent a notice of
6 disconnection for nonpayment.

7 (15) The total number of utility service disconnections
8 performed for nonpayment.

9 (16) The total number of utility service restorations after
10 disconnection for nonpayment.

11 (17) The average duration of utility service disconnection for
12 customer accounts identified under subdivision (16).

13 (18) The total number of customer accounts written off as
14 uncollectible.

15 (19) The total dollar value of customer accounts identified
16 under subdivision (18).

17 (20) The total dollar value of recovered bad debt with respect
18 to customer accounts.

19 (21) Any other relevant information concerning customer
20 accounts that the office:

21 (A) considers appropriate in evaluating:

22 (i) the payment history of customers; and

23 (ii) the billing and related practices of electricity
24 suppliers with respect to customers; and

25 (B) requires under guidelines adopted under section 9 of
26 this chapter.

27 (b) An electricity supplier shall report all information and data
28 required under subsection (a) in the aggregate and in a manner
29 that does not identify individual customers of the electricity
30 supplier.

31 (c) This section does not empower the office to require
32 electricity suppliers to disclose confidential and proprietary
33 business information without adequate protection of the
34 information. The office shall exercise all necessary caution to avoid
35 disclosure of any confidential information reported by electricity
36 suppliers under this section.

37 Sec. 9. The office shall adopt guidelines to implement this
38 chapter.

Sec. 10. Beginning in 2027, the office shall annually compile and summarize the information received from electricity suppliers under section 8 of this chapter for the previous calendar year and include the office's summary of the information in the office's annual report to the interim study committee on energy, utilities, and telecommunications."

Page 12, line 31, delete "(a)".

Page 13, delete lines 3 through 9.

Page 14, line 5, delete "February" and insert "**March**".

Page 14, line 32, delete "February" and insert "**March**".

Page 15, line 2, delete "days only," and insert "**days**".

Page 16, line 26, delete "supplier's proposed:" and insert "**supplier's**".

Page 16, delete lines 27 through 30, begin a new line double block indented and insert:

"(A) case in chief (as defined in IC 8-1-2-42.7(c), including the electricity supplier's proposed:

(i) revenue requirement; and

(ii) base rates for each customer class; and

(B) proposed test period using forward looking periods the close of which correspond with the end of the second and third rate years in the electricity supplier's multi-year rate plan;"

Page 16, line 37, after "test year" insert "**under IC 8-1-2-42.7(e)**".

Page 17, line 3, after "established" insert "**using:**

(A) changes in the electricity supplier's net plant in service from the end of the immediately preceding rate year, including any difference between:

(i) actual net plant in service at the end of the rate year; and

(ii) the projected net plant in service used in the electricity supplier's test period for that rate year; and

(B) changes in the net balance of any regulatory asset or liability from the end of the immediately preceding rate year."

Page 17, delete lines 4 through 8.

Page 17, line 33, delete "Two (2) service restoration performance metrics," and insert "**A service performance restoration metric**

- 1 **that:".**
- 2 Page 17, delete lines 34 through 36.
- 3 Page 17, line 37, delete "are" and insert **"is"**.
- 4 Page 17, line 39, delete "are" and insert **"is"**.
- 5 Page 17, line 42, delete "are each used by the commission to
- 6 establish two (2)" and insert **"is used by the commission to establish**
- 7 **a service restoration PIM that applies to that rate year."**.
- 8 Page 18, delete lines 1 through 2.
- 9 Page 18, line 3, delete "Two (2) service restoration PIMs" and insert
- 10 **"A service restoration PIM"**.
- 11 Page 18, line 4, delete "are" and insert **"is"**.
- 12 Page 18, line 5, delete "metrics" and insert **"metric"**.
- 13 Page 18, line 7, delete "provide" and insert **"provides"**.
- 14 Page 18, line 10, delete "operates".
- 15 Page 18, line 11, delete "independently of, and".
- 16 Page 18, line 12, delete "from," and insert **"from"**.
- 17 Page 18, line 17, after "plan." insert **"In an electricity supplier's**
- 18 **first petition for a multi-year rate plan under this chapter, the**
- 19 **electricity supplier shall include a plan to incorporate planned**
- 20 **capital expenditures, subject to preapproval by the commission,**
- 21 **into the electricity supplier's subsequent multi-year rate plans**
- 22 **under this chapter."**.
- 23 Page 19, between lines 1 and 2, begin a new line block indented and
- 24 insert:
- 25 **"(5) That the multi-year rate plan meets any other legal**
- 26 **requirement."**.
- 27 Page 19, line 4, after "of" insert **"the office of utility consumer**
- 28 **counselor or"**.
- 29 Page 20, line 9, delete "normalized".
- 30 Page 20, delete lines 12 through 27, begin a new line block indented
- 31 and insert:
- 32 **"STEP ONE: Determine the electricity supplier's average**
- 33 **SAIDI over the course of the five (5) calendar years**
- 34 **immediately preceding the most recently concluded calendar**
- 35 **year, including major event days, for the electricity supplier's**
- 36 **system in Indiana as a whole.**
- 37 **STEP TWO: Determine the electricity supplier's SAIDI for**
- 38 **the most recently concluded calendar year, including major**

- 1 **event days, for the electricity supplier's system in Indiana as**
- 2 **a whole."**
- 3 Page 20, line 35, delete "normalized".
- 4 Page 20, line 37, delete "normalized".
- 5 Page 20, line 42, delete "normalized".
- 6 Page 21, delete lines 6 through 42.
- 7 Page 22, delete lines 1 through 5.
- 8 Page 22, line 27, after "metric;" insert **"and"**.
- 9 Page 22, line 28, delete "normalized".
- 10 Page 22, delete lines 29 through 30.
- 11 Page 22, line 38, after "metric;" insert **"and"**.
- 12 Page 22, line 39, delete "normalized".
- 13 Page 22, delete lines 40 through 41.
- 14 Page 24, line 15, delete "through:" and insert **"through**
- 15 **contributions of any money, services, or property that have been**
- 16 **or will be provided at no cost to the electricity supplier by or**
- 17 **through any:**
- 18 **(A) governmental agency or program; or**
- 19 **(B) other third party, including voluntary charitable**
- 20 **contributions from nonprofit organizations or from**
- 21 **employees, customers, or shareholders of the electricity**
- 22 **supplier;**
- 23 **in support of the program."**
- 24 Page 24, delete lines 16 through 25.
- 25 Page 25, line 25, delete "6" and insert **"(6)(1)"**.
- 26 Page 25, line 29, delete "6" and insert **"(6)(1)"**.
- 27 Page 25, line 36, delete "(a)".
- 28 Page 25, line 37, delete "allocate to" and insert **"fund"**.
- 29 Page 25, line 38, after "program" insert **"in"**.
- 30 Page 25, line 39, delete "to at least fifty percent (50%) of the amount
- 31 of any lost" and insert **"to:**
- 32 **(1) at least two-tenths percent (0.2%) of the electricity**
- 33 **supplier's jurisdictional revenues for residential customers;**
- 34 **plus**
- 35 **(2) any contributions from:**
- 36 **(A) governmental agencies or programs; or**
- 37 **(B) other third parties, including voluntary charitable**
- 38 **contributions from nonprofit organizations or from**

1 **employees, customers, or shareholders of the electricity**
2 **supplier."**

3 Page 25, delete lines 40 through 42.

4 Page 26, delete lines 1 through 11.

5 Page 27, line 35, after "allocated" insert "**or contributed**".

6 Renumber all SECTIONS consecutively.

(Reference is to HB 1002 as introduced.)

and when so amended that said bill do pass.

Representative Soliday