



# COMMITTEE REPORT

**MR. PRESIDENT:**

**The Senate Committee on Utilities, to which was referred House Bill No. 1002, 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:**

- 1           Page 1, between the enacting clause and line 1, begin a new  
2 paragraph and insert:  
3           "SECTION 1. IC 4-22-2.3-7, AS ADDED BY P.L.249-2023,  
4 SECTION 43, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
5 UPON PASSAGE]: Sec. 7. The Indiana utility regulatory commission  
6 may adopt interim rules under the interim rule procedures in  
7 IC 4-22-2-37.2 pursuant to its authority under IC 8-1-1-3(g). ~~or~~  
8 ~~IC 8-1-2-113~~. A rule described in this section expires not later than two  
9 (2) years after the rule is accepted for filing by the publisher of the  
10 Indiana Register and may not be continued in another interim rule."  
11           Page 2, line 5, after "tariff." insert "**The term does not include a**  
12 **residential customer who has agreed to pay for utility service from**  
13 **an electricity supplier under an alternative billing tariff approved**  
14 **by the commission.**"  
15           Page 2, line 7, delete "however organized," and insert "**other than**  
16 **a municipally owned utility (as defined in IC 8-1-2-1(h)),**".  
17           Page 2, line 18, delete "tariff; and" and insert "**tariff to a customer**  
18 **who is part of a household that is eligible for and has applied for**

- 1 **assistance from a home energy assistance program administered**  
 2 **under IC 4-4-33; and".**
- 3 Page 2, line 20, after "customer" insert "**of the electricity supplier**".
- 4 Page 2, line 22, after "out of" delete "the" and insert "**a**".
- 5 Page 2, line 38, delete "having an active account for utility" and  
 6 insert "**described in subsection (e)(1)**".
- 7 Page 2, delete line 39.
- 8 Page 2, line 40, delete "residential tariff".
- 9 Page 7, line 40, delete "municipally owned, privately owned," and  
 10 insert "**privately owned**".
- 11 Page 8, line 14, delete "region" and insert "**part of a county**".
- 12 Page 8, line 36, delete "has not elapsed on the date the forecast" and  
 13 insert "**would have elapsed on the forecasted date for the heat index**  
 14 **to reach the level described in subsection (c)(2);**".
- 15 Page 8, delete line 37.
- 16 Page 8, delete lines 39 through 41.
- 17 Page 8, line 42, delete "p.m. on" and insert "**until**".
- 18 Page 9, between lines 40 and 41, begin a new paragraph and insert:  
 19 "SECTION 6. IC 8-1-2.6-2, AS AMENDED BY P.L.107-2014,  
 20 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 21 UPON PASSAGE]: Sec. 2. (a) This section applies to rules and orders  
 22 that:
- 23 (1) concern telecommunications service or providers of  
 24 telecommunications service; and
- 25 (2) may be adopted or issued by the commission under the  
 26 authority of state or federal law.
- 27 (b) Rules and orders described in this section:
- 28 (1) may be adopted or issued only after notice and hearing,  
 29 unless:
- 30 (A) the commission ~~determines acts~~ in accordance with  
 31 IC 8-1-2-113 ~~that an~~ **during a disaster** emergency ~~exists that~~  
 32 **is declared by the governor and** that requires the commission  
 33 or a provider to take immediate action to:
- 34 (i) prevent injury to the business or interests of the citizens  
 35 of Indiana; or
- 36 (ii) maintain a provider's financial integrity and ability to  
 37 provide adequate basic telecommunications service;
- 38 (B) the commission is authorized under IC 8-1-2 to adopt a

- 1 particular rule or issue a particular order without the necessity
- 2 of a hearing; or
- 3 (C) after receiving notice of the commission's proposed action,
- 4 all parties to a proceeding consent to the commission taking
- 5 action without a hearing; and
- 6 (2) must be:
  - 7 (A) consistent with this chapter; and
  - 8 (B) in the public interest, as determined by the commission
  - 9 under subsection (d).
- 10 (c) Rules and orders described in this section must promote one (1)
- 11 or more of the following:
  - 12 (1) Cost minimization for providers to the extent that a provider's
  - 13 quality of service and facilities are not diminished.
  - 14 (2) A more accurate evaluation by the commission of a provider's
  - 15 physical or financial conditions or needs as well as a less costly
  - 16 regulatory procedure for either the provider, the provider's
  - 17 customers, or the commission.
  - 18 (3) Consumer access to affordable basic telecommunications
  - 19 service.
  - 20 (4) Development of depreciation guidelines and procedures that
  - 21 recognize technological obsolescence.
  - 22 (5) Increased provider management efficiency beneficial to
  - 23 customers.
  - 24 (6) Regulation consistent with a competitive environment.
- 25 (d) In determining whether the public interest will be served, as
- 26 required under subsection (b), the commission shall consider:
  - 27 (1) whether technological change, competitive forces, or
  - 28 regulation by other state and federal regulatory bodies render the
  - 29 exercise of jurisdiction by the commission unnecessary or
  - 30 wasteful;
  - 31 (2) whether the exercise of commission jurisdiction produces
  - 32 tangible benefits to the customers of providers; and
  - 33 (3) whether the exercise of commission jurisdiction inhibits a
  - 34 regulated entity from competing with unregulated providers of
  - 35 functionally similar telecommunications services or equipment.".
  - 36 Page 10, line 10, delete "however organized," and insert "**other**
  - 37 **than a municipally owned utility (as defined in IC 8-1-2-1(h))**".
  - 38 Page 10, line 29, delete "that:" and insert "**that is for utility service**

1 **that is provided to a customer who is eligible for and has applied**  
 2 **for assistance from a home energy assistance program**  
 3 **administered under IC 4-4-33."**

- 4 Page 10, delete lines 30 through 37.  
 5 Page 11, delete lines 12 through 19.  
 6 Page 11, line 20, delete "(5)" and insert "(2)".  
 7 Page 11, line 23, delete "(6)" and insert "(3)".  
 8 Page 11, delete lines 25 through 29.  
 9 Page 11, line 30, delete "(9)" and insert "(4)".  
 10 Page 11, line 31, delete "ninety (90)" and insert "**sixty (60)**".  
 11 Page 11, line 32, delete "(10)" and insert "(5)".  
 12 Page 11, line 33, delete "(9)." and insert "(4)".  
 13 Page 11, delete lines 34 through 35.  
 14 Page 11, line 36, delete "(12)" and insert "(6)".  
 15 Page 11, line 36, delete "new".  
 16 Page 11, line 39, delete "(13)" and insert "(7)".  
 17 Page 11, line 39, delete "new".  
 18 Page 11, line 41, delete "(14)" and insert "(8)".  
 19 Page 12, line 1, delete "(15)" and insert "(9)".  
 20 Page 12, delete lines 3 through 8.  
 21 Page 12, line 9, delete "(19)" and insert "(10)".  
 22 Page 12, line 9, delete "identified" and insert "**written off as**  
 23 **uncollectible."**  
 24 Page 12, delete lines 10 through 20.  
 25 Page 12, between lines 38 and 39, begin a new paragraph and insert:  
 26 "SECTION 8. IC 8-1-32.4-15, AS AMENDED BY P.L.8-2012,  
 27 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 28 UPON PASSAGE]: Sec. 15. (a) The commission may ~~declare~~ **act** in  
 29 accordance with IC 8-1-2-113 ~~that an~~ **during a disaster** emergency  
 30 ~~exists in~~ **that is declared by the governor and that includes** an area  
 31 in Indiana that is not served by any communications service provider  
 32 offering voice service through any technology or medium. If the  
 33 commission ~~declares an~~ **acts in accordance with IC 8-1-2-113 during**  
 34 **a declared disaster** emergency, ~~under this section~~, the commission  
 35 may issue any order necessary to protect the health, safety, and welfare  
 36 of affected residents or businesses and may expedite the availability of  
 37 voice service to the affected residents or businesses.  
 38 (b) If the commission authorizes a communications service provider

1 to offer voice service under this section, the commission shall permit  
 2 the communications service provider to offer the voice service through  
 3 any available technology or medium determined by the  
 4 communications service provider."

5 Page 15, line 20, delete "1336." and insert "**1366.**".

6 Page 15, line 33, delete "1336"" and insert "**1366**".

7 Page 15, line 34, delete "1336," and insert "**1366,**".

8 Page 15, line 40, delete "1336, the version of IEEE 1336" and insert  
 9 "**1366, the version of IEEE 1366**".

10 Page 16, line 7, delete "1336." and insert "**1366.**".

11 Page 18, line 5, delete "1336." and insert "**1366.**".

12 Page 18, line 16, delete "1336." and insert "**1366.**".

13 Page 19, line 21, delete "subsection (b)," and insert "**subsections (b)**  
 14 **and (c),**".

15 Page 20, between lines 16 and 17, begin a new paragraph and insert:

16 "**(b) An electricity supplier may file its first petition with the**  
 17 **commission for approval of a multi-year rate plan under this**  
 18 **chapter before the beginning of the time frame that would**  
 19 **otherwise apply to the electricity supplier under subsection (a) if**  
 20 **the petition:**

21 **(1) requests approval of a reduction in the electricity**  
 22 **supplier's overall revenue requirement for the first rate year**  
 23 **of the multi-year rate plan;**

24 **(2) meets all requirements for a multi-year rate plan under**  
 25 **this chapter; and**

26 **(3) is filed with the commission not later than September 1,**  
 27 **2026.**"

28 Page 20, line 17, delete "(b)" and insert "(c)".

29 Page 20, line 18, delete "under IC 8-1-2-113".

30 Page 20, line 28, delete "(c)" and insert "(d)".

31 Page 21, between lines 30 and 31, begin a new line block indented  
 32 and insert:

33 "**As used in this subdivision, "net plant in service" refers to**  
 34 **both utility plant in service and accumulated depreciation.**".

35 Page 22, between lines 27 and 28, begin a new paragraph and insert:

36 "**(b) An electricity supplier's petition for approval of a**  
 37 **multi-year rate plan under this chapter may include alternative**  
 38 **regulatory practices, procedures, accounting treatments, and**

- 1       **mechanisms that are consistent with this chapter."**
- 2       Page 22, line 28, delete "(b)" and insert "(c)".
- 3       Page 22, line 39, delete "(c)" and insert "(d)".
- 4       Page 27, line 11, delete "however organized," and insert "**other**
- 5       **than a municipally owned utility (as defined in IC 8-1-2-1(h)),"**.
- 6       Page 28, line 34, delete "(6)(1)" and insert "**6(1)**".
- 7       Page 28, line 38, delete "(6)(1)" and insert "**6(1)**".
- 8       Page 28, line 39, after "at" insert "**the**".
- 9       Page 30, line 14, after "petition" insert "**with**".
- 10      Page 31, line 13, after "(d)," insert "**if**".
- 11      Page 31, line 36, delete "for recovery".
- 12      Renumber all SECTIONS consecutively.  
(Reference is to HB 1002 as reprinted January 28, 2026.)

**and when so amended that said bill do pass and be reassigned to the Senate Committee on Appropriations.**

Committee Vote: Yeas 8, Nays 0.

**Koch**

**Chairperson**