



Adopted	Rejected
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COMMITTEE REPORT

YES:	12
NO:	0

MR. SPEAKER:

Your Committee on Utilities, Energy and Telecommunications, to which was referred Senate Bill 6, 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 "This section does not apply to a temporary"
- 2 and insert "**Notwithstanding IC 8-1.5-2-3, this section applies to a**
- 3 **municipally owned utility that seeks to take, acquire, condemn, or**
- 4 **appropriate land or real estate, or any interest in the land or real**
- 5 **estate, for the purpose of extending a water main or a wastewater**
- 6 **main if the land or real estate, or the interest in the land or real**
- 7 **estate, is located outside:**
- 8 **(1) the corporate boundaries of the municipality; or**
- 9 **(2) the existing service territory of the municipally owned**
- 10 **utility;**
- 11 **as of the date the taking, acquisition, condemnation, or**
- 12 **appropriation is first proposed.**
- 13 **(b) This section does not apply to a temporary easement or a**
- 14 **condemnation that is needed to protect the public health or safety.**
- 15 **(c) As used in this section, "municipally owned utility" has the**

1 **meaning set forth in IC 8-1-2-1(h). The term includes a wastewater**
 2 **utility operated under IC 36-9-23 or IC 36-9-25. The term does not**
 3 **include a utility company owned, operated, or held in trust by a**
 4 **consolidated city."**

5 Page 1, delete lines 4 through 5.

6 Page 1, line 6, delete "(b) Before a public utility" and insert "**(d)**
 7 **Before a municipally owned utility"**.

8 Page 1, line 8, delete "water or wastewater main," and insert "**water**
 9 **main or a wastewater main in an area described in subsection**
 10 **(a)(1) or (a)(2),"**.

11 Page 1, line 9, delete "public utility shall provide all of" and insert
 12 **"municipally owned utility must provide"**.

13 Page 1, line 13, delete "to the address of the landowner as listed on
 14 the tax" and insert "**at least sixty (60) days before the municipally**
 15 **owned utility presents an offer of purchase under IC 32-24-1-5;**
 16 **and**

17 **(ii) either by first class mail or by certified mail, return**
 18 **receipt requested, or any other means of delivery that**
 19 **includes a return receipt, to the address of the landowner**
 20 **as listed on the tax duplicate;"**.

21 Page 1, delete lines 14 through 17.

22 Page 2, delete lines 1 through 2.

23 Page 2, line 4, delete "public" and insert "**municipally owned"**.

24 Page 2, line 4, delete "or" and insert "**main or a"**.

25 Page 2, delete line 7.

26 Page 2, line 8, delete "public utility can" and insert "**municipally**
 27 **owned utility may"**.

28 Page 2, between lines 9 and 10, begin a new line triple block
 29 indented and insert:

30 **"(iv) the landowner may, not later than thirty (30) days**
 31 **after receipt of the notice, request in writing a meeting**
 32 **with the municipally owned utility regarding the**
 33 **proposed extension project; and"**.

34 Page 2, line 11, delete "where" and insert "**instructions as to how"**.

35 Page 2, line 12, delete "a" and insert "**the"**.

36 Page 2, line 13, delete "applicable utility representative to contact"
 37 and insert "**name of, and contact information for, the municipally**
 38 **owned utility's representative to whom questions concerning the**

- 1 **proposed extension project may be directed."**
- 2 Page 2, delete lines 14 through 31.
- 3 Page 2, line 32, delete "(3)" and insert "(2)".
- 4 Page 2, line 33, delete "in a conspicuous location on the public" and
- 5 insert **"that must be posted in a conspicuous location on the**
- 6 **municipally owned"**.
- 7 Page 2, line 34, after "the" insert **"municipally owned"**.
- 8 Page 2, line 35, delete "the information in subdivision (2)(B)." and
- 9 insert **"information regarding:**
- 10 **(i) the proposed boundaries of the extension;**
- 11 **(ii) the expected completion date of the entire extension**
- 12 **project;**
- 13 **(iii) instructions as to how to access information**
- 14 **concerning the proposed extension project; and**
- 15 **(iv) the name of, and contact information for, the**
- 16 **municipally owned utility's representative to whom**
- 17 **questions concerning the proposed extension project may**
- 18 **be directed."**
- 19 Page 2, line 36, delete "(4)" and insert "(3)".
- 20 Page 2, line 37, delete "to the county plan commission in the county
- 21 where the" and insert **"that must be sent by either first class mail or:**
- 22 **(i) certified mail, return receipt requested; or**
- 23 **(ii) any other means of delivery that includes a return**
- 24 **receipt;**
- 25 **to the county plan commission for the county in which the**
- 26 **extension project is proposed; and"**.
- 27 Page 2, delete lines 38 through 41.
- 28 Page 2, line 42, delete "(C)" and insert **"(B)"**.
- 29 Page 2, line 42, delete "(2)(B)." and insert **"(2)(B); and**
- 30 **(C) that includes a statement that the county plan**
- 31 **commission may, not later than thirty (30) days after**
- 32 **receipt of the notice, request in writing a meeting with the**
- 33 **municipally owned utility regarding the proposed**
- 34 **extension project."**
- 35 Page 3, line 1, delete "(c) If a landowner or other interested person
- 36 requests" and insert **"(e) A landowner or the county plan commission**
- 37 **may, not later than thirty (30) days after receiving the notice**
- 38 **described in subsection (d)(1) or (d)(3), as applicable, request in**

- 1 **writing".**
- 2 Page 3, line 2, delete "public utility regarding the proposed
3 extension project," and insert "**municipally owned utility regarding
4 the proposed extension project. Upon receiving a written request
5 under this subsection, the municipally owned utility shall offer to
6 meet with the landowner or county plan commission, as applicable,
7 not later than thirty (30) days after the municipally owned utility's
8 receipt of the written request.**".
- 9 Page 3, delete lines 3 through 4.
- 10 Page 3, line 5, delete "(d) If the public" and insert "**(f) If the
11 municipally owned**".
- 12 Page 3, line 6, delete "(b)(1)" and insert "**(d)(1)**".
- 13 Page 3, line 9, delete "(b)(1);" and insert "**(d)(1);**".
- 14 Page 3, line 10, delete "it is not necessary that the landowner
15 accept" and insert "**the municipally owned utility is considered to
16 have complied with subsection (d)(1) regardless of whether the
17 landowner accepts**".
- 18 Page 3, line 11, delete "(e) A public utility may move forward" and
19 insert "**(g) A municipally owned utility may proceed**".
- 20 Page 3, line 11, delete "or" and insert "**main or a**".
- 21 Page 3, line 12, delete "public" and insert "**municipally owned**".
- 22 Page 3, line 13, delete "under" and insert "**in**".
- 23 Page 3, line 14, delete "(f)" and insert "**(h)**".
- 24 Page 3, line 15, delete "where" and insert "**in which**".
- 25 Page 3, line 18, delete "(b)(4);" and insert "**(d)(3);**".
- 26 Page 3, line 20, delete "(b)(2)(B)" and insert "**(d)(2)(B)**".
- 27 Page 3, line 22, delete "(g)" and insert "**(i)**".
- 28 Page 3, line 22, delete "violate" and insert "**limit or annul**".
- 29 Page 3, after line 23, begin a new paragraph and insert:
- 30 "**(j) Beginning in 2027, the commission shall include in the
31 annual report that the commission is required to submit under
32 IC 8-1-1-14 before October 1 of each year the following
33 information with respect to the most recently concluded state fiscal
34 year:**
- 35 **(1) Any delays in an extension project that a municipally
36 owned utility:**
- 37 **(A) reports to the commission; and**
- 38 **(B) attributes to any of the requirements set forth in this**

- 1 **section.**
- 2 **(2) Any complaints or disputes arising under this section that**
- 3 **are submitted to the commission as part of a dispute under**
- 4 **IC 8-1-2-101.5 or otherwise.**
- 5 **(3) Any action taken by the commission with respect to:**
- 6 **(A) a reported delay under subdivision (1); or**
- 7 **(B) a complaint or dispute under subdivision (2).**
- 8 **(4) Any other information that the commission considers**
- 9 **relevant for members of:**
- 10 **(A) the interim study committee on energy, utilities, and**
- 11 **telecommunications established by IC 2-5-1.3-4(8); and**
- 12 **(B) the general assembly;**
- 13 **to consider in evaluating the effects of this section on**
- 14 **landowners, municipally owned utilities, and water main or**
- 15 **wastewater main extension projects."**

(Reference is to SB 6 as reprinted January 13, 2026.)

and when so amended that said bill do pass.

Representative Soliday