ORIGINAL

INDIANA UTILITY REGULATORY COMMISSION

Emergency Rulemaking

IURC RM #06-07

LSA #06-506

Pursuant to IC 8-1-1-3(g) and IC 8-1-2-113, and as required by the provisions of I.C. 4-22-2-1, *et seq.*, the Indiana Utility Regulatory Commission (the "Commission") on November 1, 2006, at 2:00 p.m. EST in Room E306, Indiana Government Center-South, Indianapolis, Indiana at which time a majority of members of said Commission were present, adopted the foregoing rule, which amends 170 IAC 1-1.5-1 to exempt an application or notice of change form filed under IC 8-1-34 from the ex parte rules of the Commission.

The Secretary of the Commission is hereby directed to file the foregoing rule with the publisher, Indiana Register, Indiana Legislative Services Agency.

David Lott Hardy, Chairman

David W. Hadley, Commissioner

Larry S. Landis, Commissioner

Gregory D. Server, Commissioner

David E. Ziegner, Commissioner

ATTEST:

Brenda A. Howe, Secretary to the Commission

Date: NOV 01 2006

TITLE 170 INDIANA UTILITY REGULATORY COMMISSION

Emergency Rule
LSA Document #06-506

DIGEST

Temporarily amends 170 IAC 1-1.5-1 to exempt a video franchise application or notice of change form filed under IC 8-1-34 from the ex parte rules of the commission. Effective November 1, 2006.

SECTION 1. **(a) This SECTION supercedes 170 IAC 1-1.5-1.**

(b) As used in this rule, "commission" refers to the Indiana utility regulatory commission.

(c) As used in this rule, "filing a report" means the filing of written testimony or the presentation of oral testimony, or both, by a technical employee in a pending proceeding.

(d) As used in this rule, "proceeding" means a formally docketed proceeding before the commission. The term does not include any of the following:

(1) A rulemaking.

(2) A thirty (30) day filing under IC 8-1-2-42(a).

(3) A filing under IC 8-1-2-61.5.

(4) A petition under 170 IAC 7-4.

(5) An informal investigation.

(6) An investigation and disposition by the consumer affairs division of the commission.

(7) A video franchise application or notice of change form filed under IC 8-1-34.

(e) As used in this rule, "technical employee" means a professional employee of the commission working in the accounting, economic, engineering, or other professional technical advisory staff division. The term includes the utilities director.

SECTION 2. This document shall expire on January 29, 2007.

Rule Signature Page

Rule #: LSA #06-506
Agency: Indiana Utility Regulatory Commission
Subject: Amends 170 IAC 1-1.5-1 to exempt an application or notice of change form filed under IC 8-1-34 from the ex parte rules of the Commission.

ADOPTED:

By the Indiana Utility Regulatory Commission Date: NOV 0 1 2006

David Lott Hardy, Chairman

David W. Hadley, Commissioner

Larry S. Landis, Commissioner

Gregory D. Server, Commissioner

David E. Ziegner, Commissioner

ACCEPTED FOR FILING:

By:

TITLE 170 INDIANA UTILITY REGULATORY COMMISSION
LSA Document #06-506(ER)

Filed with Publisher: November 1, 2006, 2:27 PM
By: Kks