

PREVAILED	Roll Call No. _____
FAILED	Ayes _____
WITHDRAWN	Noes _____
RULED OUT OF ORDER	

# HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that Engrossed Senate Bill 584 be amended to read as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
- 2 paragraph and insert:
- 3 "SECTION 1. IC 8-1-2-61.5 IS AMENDED TO READ AS
- 4 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 61.5. (a) An order
- 5 affecting rates of service may be entered by the commission without a
- 6 formal public hearing in the case of any public or municipally owned
- 7 utility that:
- 8 (1) serves less than five thousand (5,000) customers;
- 9 (2) primarily provides retail service to customers; and
- 10 (3) does not serve extensively another utility.
- 11 (b) The commission ~~shall~~ **may** require a formal public hearing on
- 12 any petition or complaint filed under this section concerning a rate
- 13 change request by a utility upon its own motion or upon motion of any
- 14 of the following:
- 15 (1) The utility consumer counselor.
- 16 (2) A public or municipal corporation.
- 17 (3) Ten (10) individuals, firms, limited liability companies,
- 18 corporations, or associations.
- 19 (4) Ten (10) complainants of any class described in this
- 20 subsection.
- 21 (c) A not-for-profit water utility must include in its petition a
- 22 statement as to whether it has an outstanding indebtedness to the
- 23 federal government. When an indebtedness is shown to exist, the
- 24 commission shall require a formal hearing, unless the utility also has

1 included in its filing written consent from the agency of the federal  
2 government with which the utility has outstanding indebtedness for the  
3 utility to obtain an order affecting its rates from the commission  
4 without a formal hearing."

5 Page 8, between lines 24 and 25, begin a new paragraph and insert:  
6 "SECTION 1. IC 8-1-6-4 IS AMENDED TO READ AS FOLLOWS  
7 [EFFECTIVE JULY 1, 1999]: Sec. 4. A public utility fee is imposed  
8 upon each public utility subject to the provisions of this chapter equal  
9 to .0015 of its gross revenue for the preceding calendar year. **The**  
10 **commission may not bill or collect a public utility fee that is fifty**  
11 **dollars (\$50) or less under this calculation."**

12 Renumber all SECTIONS consecutively.  
(Reference is to ESB 584 as printed April 6, 1999.)

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Representative Stilwell