

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2010 Regular Session of the General Assembly.

HOUSE ENROLLED ACT No. 1131

AN ACT concerning utilities.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. [EFFECTIVE UPON PASSAGE] **(a) The definitions in IC 8-1-34 apply throughout this SECTION.**

(b) As used in this SECTION, "commission" refers to the Indiana utility regulatory commission created by IC 8-1-1-2.

(c) As used in this SECTION, "committee" refers to the regulatory flexibility committee established by IC 8-1-2.6-4.

(d) Not later than November 1, 2011, the committee shall study the following:

(1) Whether video service franchise fees paid to local units under:

(A) a certificate of franchise authority issued by the commission under IC 8-1-34; or

(B) an unexpired local franchise issued by a local unit before July 1, 2006;

are used by local units for purposes related to the provision of video service in the units and in a manner consistent with IC 8-1-34.

(2) Whether the video service franchise fees described in subdivision (1) have an anticompetitive effect on the pricing and provision of video service in Indiana.

(e) The commission shall provide any data or other information requested by the committee to conduct the study described in

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subsection (d). However, this subsection does not empower the commission to disclose confidential and proprietary business plans and other confidential information without adequate protection of the information. The commission shall exercise all necessary caution to avoid disclosure of confidential information supplied under this subsection.

(f) The committee shall prepare a report on the committee's recommendations, if any, concerning the issues described in subsection (d) and shall submit the report to the legislative council in an electronic format under IC 5-14-6 not later than November 1, 2011.

(g) This SECTION expires January 1, 2012.

SECTION 2. An emergency is declared for this act.

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Speaker of the House of Representatives

President of the Senate

President Pro Tempore

Governor of the State of Indiana

Date: _____ Time: _____

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