

SENATE MOTION

MADAM PRESIDENT:

I move that Senate Bill 480 be amended to read as follows:

- 1 Page 7, line 18, after "specificity." insert "**If at any time an**
2 **applicant has disclosed to the commission information identifying**
3 **the areas in which the applicant has deployed video services by**
4 **census block, street address, or other similar level of specificity, the**
5 **commission must remove the information from its files and return**
6 **all copies of the information to the applicant.**".
- 7 Page 7, between lines 22 and 23, begin a new paragraph and insert:
8 "SECTION 5. IC 8-1-34-20, AS ADDED BY P.L.27-2006,
9 SECTION 58, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
10 JULY 1, 2011]: Sec. 20. (a) In connection with, or as a condition of
11 receiving, a certificate under this chapter, the commission shall require
12 a holder to notify the commission, after the issuance of a certificate, of
13 any of the following changes involving the holder or the certificate
14 issued:
- 15 (1) Any transaction involving a change in the ownership,
16 operation, control, or corporate organization of the holder,
17 including a merger, an acquisition, or a reorganization.
- 18 (2) A change in the holder's legal name or the adoption of, or
19 change to, an assumed business name. The holder shall submit to
20 the commission a certified copy of the:
- 21 (A) amended certificate of authority; or
22 (B) certificate of assumed business name;
23 issued by the secretary of state to reflect the change.
- 24 (3) A change in the holder's principal business address or in the
25 name of the person authorized to receive notice on behalf of the
26 holder.
- 27 (4) Any transfer of the certificate to a successor in interest of the
28 holder allowed by section 18 of this chapter. The holder shall
29 identify the successor in interest to which the transfer is made.
- 30 (5) The termination of any certificate issued under this chapter, as

- 1 allowed by section 19 of this chapter. The holder shall identify:
- 2 (A) any other certificate issued under this chapter that will be
- 3 retained by the holder;
- 4 (B) the number of Indiana customers in the service area
- 5 covered by the certificate being terminated; and
- 6 (C) the method by which the holder's customers were notified
- 7 of the termination, if required by the commission under
- 8 subsection (c).
- 9 (6) A change in the video programming or other programming
- 10 service provided in one (1) or more of the services areas
- 11 identified under section 16(b)(6) of this chapter in the holder's
- 12 most recent application for a certificate under this chapter.
- 13 (7) A change in one (1) or more of the service areas identified
- 14 under section 16(b)(6) of this chapter that would increase or
- 15 decrease the territory within the service area. The holder shall
- 16 describe the new boundaries of the affected service areas after the
- 17 proposed change is made.
- 18 ~~The commission shall prescribe the time in which~~ A holder must report
- 19 changes under this section **not later than December 31 of each odd**
- 20 **numbered year.** The commission may prescribe a form for the
- 21 reporting of changes under this section.
- 22 (b) In connection with, or as a condition of, receiving a certificate
- 23 under this chapter, the commission shall require a holder to notify a
- 24 unit:
- 25 (1) in which the holder does not already provide video service
- 26 under:
- 27 (A) a local franchise issued by the unit before July 1, 2006; or
- 28 (B) another certificate issued under this chapter after June 30,
- 29 2006; and
- 30 (2) that is included in the holder's service area under the
- 31 certificate being issued;
- 32 that the holder intends to provide video service in the unit's
- 33 jurisdiction. The holder shall give the notice required under this
- 34 subdivision not later than ten (10) days before the holder begins
- 35 providing video service in the unit's jurisdiction.
- 36 (c) In connection with the issuance of a certificate under this
- 37 chapter, the commission may require a holder to provide advance
- 38 notice to the holder's Indiana customers if the holder will do any of the
- 39 following:
- 40 (1) Change the rates and charges for video service that the holder
- 41 offers in any of its service areas in Indiana.
- 42 (2) Cease to offer video service, or any specific video
- 43 programming or other programming service, that the holder offers
- 44 in any of the holder's service areas in Indiana.
- 45 The commission shall prescribe any customer notification requirements
- 46 under this subsection in a rule of general application adopted under

- 1 IC 4-22-2."
- 2 Renumber all SECTIONS consecutively.
(Reference is to SB 480 as printed February 14, 2011.)

Senator HERSHMAN