

TITLE 170 INDIANA UTILITY REGULATORY COMMISSION

FISCAL IMPACT ANALYSIS

LSA Document #12-97

I. Estimated Fiscal Impact on State and Local Government.

It is estimated that there will be no fiscal impact on state and local government.

II. Anticipated Effective Date of the Rule.

- The Indiana Utility Regulatory Commission should receive the Office of Management and Budget's fiscal impact statement *within* forty-five (45) days. IC 4-22-2-28(d).
- The total cost of the rule is less than five hundred thousand dollars (\$500,000). Therefore, the public hearing can take place twenty-one (21) days after the Proposed Rule is published. IC 4-22-2-28(c) and IC 4-22-2-24.
- Assume one (1) week for the public comment period.
- Assume a total of twenty (20) days for staff to review public comments and assemble the rule packet, and for the Indiana Utility Regulatory Commission to approve the final rule.
- The Attorney General has forty-five (45) days to review the packet. IC 4-22-2-32(g).
- The Governor's office has fifteen (15) to thirty (30) days to review the packet. IC 4-22-2-34(b).
- The rule is effective thirty (30) days from the date the Legislative Services Agency accepts the rule for filing. IC 4-22-2-36.

Therefore, based on the facts and timeline above, the Commission anticipates the rule to be fully promulgated and effective on or around **August 23, 2012**.

III. Revenue.

A. Sources of revenue affected by the rule.

The following sources of revenue are potentially affected by this rule:

None.

B. Estimated change in government revenues or expenditures.

The following state or local government revenues are estimated to increase or decrease as a result of implementation of this rule:

None.

The following state or local government expenditures are estimated to increase or decrease as a result of implementation of this rule:

None.

The costs above include the costs necessary to enforce the rule, specifically the following:

No cost to state or local government to enforce the rule.

C. Related citations.

The costs or revenues above are related to the following provisions of the rule:
There are no provisions of the rule related to the costs or revenues above.
Pursuant to IC 8-1-37-6, the rule does not apply to municipally owned utilities.

IV. Appropriations, Distributions, or Other Expenditures of Revenue Affected by the Rule.

A. Appropriations.

The following appropriations are potentially affected by this rule:

1. None.

B. Distributions.

The following distributions are potentially affected by this rule:

1. None.

C. Expenditures or revenue.

The following expenditures or revenue are potentially affected by this rule:

1. None.

D. Related citations.

The costs or revenues above are related to the following provisions of the rule:
There are no provisions of the rule related to the costs or revenues above.
Pursuant to IC 8-1-37-6, the rule does not apply to municipally owned utilities.

V. Administrative Impact to State and Local Governments.

The Indiana Utility Regulatory Commission could potentially have five (5) additional filings submitted to it for approval in the first few years of the program, plus up to an additional five (5) incentive proceedings for each of the three (3) goal periods. However, such proceedings are within the regular procedures and business of the Indiana Utility Regulatory Commission and within the level of variability that the Indiana Utility Regulatory Commission experiences from year to year in the number of filings it receives. It is expected that there will be no administrative impact on other state agencies or on local governments.

Related citations.

The costs or revenues above are related to the following provisions of the rule:
170 IAC 17.1-4 and 170 IAC 17.1-6.

VI. Unfunded Mandate.

The Commission has made a determination concerning the extent to which the Proposed Rule creates an unfunded mandate on a state agency or political subdivision. The Proposed Rule does not create an unfunded mandate on a state agency or political subdivision.

VII. Readoption of Expiring Rule.

Not applicable to this rule.