

**Indiana Cast Metals Association Final Report**  
Report created on May 4, 2017

- HB1154 UNEMPLOYMENT INSURANCE** (LEONARD D) Requires the department of workforce development (department) to give its annual presentation regarding the status of the unemployment compensation system to the interim study committee on employment and labor (instead of the budget committee, as provided in current law). Modifies the law governing the department's recordkeeping, release of records, and confidentiality duties and obligations. Changes the manner in which notice of a claimant's registration, failure to register, renewal, or continuation of the claimant's claim for unemployment benefits may be provided to an employer. Allows an employer to receive delivery of: (1) a notice of a claimant's registration, failure to register, renewal, continuation, or cancellation of a claimant's claim for unemployment benefits, or wage or benefit rights; (2) a monthly report of benefit charges; and (3) a notice of the employer's contribution rate; by the United States Postal Service using first class mail, if the employer notifies the department on a form provided by the department. Updates a reference to the bureau of employment security to the United States Department of Labor. Requires that the training grants paid from the special employment and training services fund (fund) be paid each state fiscal year before expenditures from the fund are made for any other purpose. For the state fiscal year beginning July 1, 2017, and the state fiscal year beginning July 1, 2018, suspends the \$5,000,000 maximum on expenditures from the fund by the department in a state fiscal year. Requires the department to transfer the amount in the fund that exceeds \$8,500,000 on December 31 to the unemployment insurance benefit fund not later than 30 days after December 31. Repeals a provision that provides up to \$2,000,000 from the fund to provide training and reemployment of department employees dislocated by unemployment compensation system modernization.
- Current Status:* 4/25/2017 - Signed by the Governor  
*Recent Status:* 4/21/2017 - Signed by the President Pro Tempore  
4/21/2017 - Signed by the Speaker
- HB1157 SMALL BUSINESS DUPLICATIVE REPORTING** (MILLER D) Requires the Indiana economic development corporation to: (1) develop a means for small business reporting of duplicative state reporting requirements through an Internet web page maintained on the corporation's web site; and (2) annually report the received information to the house of representatives' standing committee responsible for government reduction.
- Current Status:* 4/24/2017 - Signed by the Governor  
*Recent Status:* 4/20/2017 - Signed by the President Pro Tempore  
4/19/2017 - Signed by the Speaker
- HB1230 REGULATION OF COAL COMBUSTION RESIDUALS** (WOLKINS D) Authorizes the environmental rules board to adopt rules consistent with the regulations of the United States Environmental Protection Agency concerning standards for the disposal of coal combustion residuals in landfills and surface impoundments.
- Current Status:* 2/23/2017 - Signed by the Governor  
*Recent Status:* 2/14/2017 - Signed by the President Pro Tempore  
2/14/2017 - Signed by the Speaker
- HB1519 INFRASTRUCTURE DEVELOPMENT ZONE UTILITY SERVICE** (VANNATTER H) Provides that facilities used by a wastewater utility in the collection or treatment of wastewater constitute "eligible infrastructure" for purposes of the law providing a property tax exemption to a person who invests in eligible infrastructure located in an infrastructure development zone. Authorizes a public utility that provides water utility service to petition

the utility regulatory commission (IURC) for approval of a plan (plan) to develop a future source of water source supply. Requires the IURC to approve the plan if the IURC finds that the plan is reasonable and prudent for the provision of safe and reliable service. Provides that the timetable to place the future source of water supply into service may not exceed 15 years from the date on which the plan is submitted. Provides that after the utility's plan is approved, the IURC shall for ratemaking purposes add the utility's actual cost in developing the future source of water supply to the value of the utility's property. Provides that if the utility's actual cost exceeds the cost presented to the IURC, the additional costs shall be included once the source of water supply is in service if the IURC finds that the additional costs were prudently incurred. Provides that if the utility's petition is approved and the utility does not place the future source of water supply into service before the date set forth in the utility's timetable: (1) the ratemaking treatment of the utility's actual costs does not apply, unless the utility obtains the IURC's approval for amendment of the utility's plan to extend the timetable; and (2) the IURC shall establish a refund procedure to restore to ratepayers all payments that the public utility collected for costs for developing the future source of water supply, with interest, and shall remove the value added for ratemaking purposes to the utility's property for those costs. Provides that upon request by a water or wastewater utility, the IURC may allow, but may not require, the utility to establish a customer assistance program that: (1) uses state or federal infrastructure funds; or (2) provides financial relief to residential customers who qualify for income related assistance. Specifies that a customer assistance program that affects rates and charges for service is not discriminatory for purposes of any law regulating rates and charges for service. Provides that a water or wastewater utility that is requested to extend utility service to an infrastructure development zone may petition the IURC for approval of the requested extension of service. Provides that if the utility's petition is approved, the IURC shall in future general rate cases approve rate schedules that include a surcharge payable by customers located in the geographic area within the jurisdiction of the governmental entity that requested the extension of service. Amends the statute concerning infrastructure improvement charges for eligible water and wastewater utilities to: (1) change the definition of "eligible infrastructure improvements" with respect to municipally owned utilities and not-for-profit utilities; and (2) specify that the adjustment of an eligible utility's basic rates and charges to provide for the recovery of infrastructure improvement costs shall be calculated as a monthly fixed charge based upon meter size. Allows a public water utility to seek to include customer lead service line improvements as eligible infrastructure improvements for purposes of the statute concerning infrastructure improvement charges for water and wastewater utilities. Provides that the statute governing public works projects by political subdivisions does not apply to a project involving the extension or installation of utility infrastructure by a private developer of land if certain conditions are met.

**Current Status:** 4/20/2017 - Signed by the Governor

**Recent Status:** 4/20/2017 - Signed by the President of the Senate

4/18/2017 - Signed by the President Pro Tempore

## **SB2**

**JOINT AGENCY MATTERS** (MERRITT J) Makes the following changes to the statute concerning joint agencies formed by municipalities for the purpose of undertaking the planning, financing, ownership, and operation of certain projects to supply electric power for present or future energy needs: (1) Eliminates the requirements that for purposes of the statute, a municipality must be located in Indiana. (2) Specifies that a joint agency is considered a governmental entity for purposes of the statute governing tort claims against governmental entities and public employees. (3) Provides that a person may not serve as a commissioner on the board of commissioners of a joint agency on behalf of more than one municipality at the same time. (4) Provides that a contract for the sale or purchase of power and other services from a joint agency may extend for an initial period not

exceeding 50 years from the date service is estimated to be first rendered, with additional periods as may be agreed upon by the parties. (Current law provides for a 50 year time limit for any such contract.) (5) Allows a joint agency to contract for, advance, or contribute funds to a joint agency or any member of a joint agency. (Current law provides that only a member of a joint agency may contract for, advance, or contribute funds to a joint agency.) (6) Specifies that a municipality or joint agency may contract for certain projects with respect to distribution facilities (as well as generation and transmission facilities, as provided under current law).

**Current Status:** 4/13/2017 - Signed by the Governor

**Recent Status:** 4/10/2017 - Signed by the Speaker

3/21/2017 - Third reading passed; Roll Call 276: yeas 96, nays 0

**SB300**

**SOLID WASTE MANAGEMENT DISTRICT BOARD MEMBERSHIP** (KOCH E) Provides that if a county contains only one municipality, the board of the county's single county solid waste management district must include one member: (1) who is a freeholder; (2) whose freehold is located in a conservancy district that is located entirely within the county and contains the greatest number of freeholds of any conservancy district located in the county; and (3) who is appointed to the board of the county district by the board of the conservancy district.

**Current Status:** 4/13/2017 - Signed by the Governor

**Recent Status:** 4/10/2017 - Signed by the Speaker

3/30/2017 - Signed by the President Pro Tempore

**SB309**

**DISTRIBUTED GENERATION** (HERSHMAN B) Requires: (1) the utility regulatory commission (IURC) to post a summary of the results of the IURC's most recent periodic review of the basic rates and charges of an electricity supplier on the IURC's Internet web site; and (2) the electricity supplier subject to the review to provide a link on the electricity supplier's Internet web site to the IURC's posted summary. Amends the statute concerning alternate energy production, cogeneration, and small hydro facilities to: (1) include in the definition of a "private generation project" certain cogeneration facilities that: (A) are located on the same site as the host operation; or (B) are located on or contiguous to the site of the host operation and are directly integrated with the host operation; and (2) include organic waste biomass facilities within the definition of an "alternative energy production facility". Specifies that an electric utility or a steam utility is not required to distribute, transmit, deliver, or wheel electricity from a private generation project. Requires the IURC to: (1) review the rates charged by electric utilities for backup power to eligible facilities and for purchases of power from eligible facilities; (2) identify the extent to which the rates meet specified criteria; and (3) report the IURC's findings to the interim study committee on energy, utilities, and telecommunications; not later than November 1, 2018. Provides that before granting to an electricity supplier that is a public utility a certificate of public convenience and necessity for the construction of an electric facility with a generating capacity of more than 80 megawatts, the utility regulatory commission (IURC) must find that the electricity supplier allowed or will allow third parties to submit firm and binding bids for the construction of the proposed facility. Provides that a public utility that: (1) installs a wind, a solar, or an organic waste biomass project with a nameplate capacity of not more than 50,000 kilowatts; and (2) uses for the project a contractor that is: (A) subject to Indiana unemployment taxes; and (B) selected by the public utility through a competitive procurement process; is not required to obtain a certificate of public convenience and necessity for the project from the IURC. Provides that a net metering tariff of an electricity supplier (other than a municipally owned utility or a rural electric membership corporation) must remain available to the electricity supplier's customers until: (1) the aggregate amount of net metering facility nameplate capacity under the tariff

equals at least 1.5% of the electricity supplier's most recent summer peak load; or (2) July 1, 2022; whichever occurs earlier. Requires the IURC to amend its net metering rule, and an electricity supplier to amend its net metering tariff, to: (1) increase the limit on the aggregate amount of net metering capacity under the tariff to 1.5% of the electricity supplier's most recent summer peak load; and (2) reserve 40% of the capacity under the tariff for residential customers and 15% of the capacity for customers that install an organic waste biomass facility. Provides that a customer that installs a net metering facility on the customer's premises after December 31, 2017, and before the date on which the net metering tariff of the customer's electricity supplier terminates under the bill, shall continue to be served under the net metering tariff until: (1) the customer removes from the customer's premises or replaces the net metering facility; or (2) July 1, 2032; whichever occurs earlier. Provides that a successor in interest to the premises on which a net metering facility was installed during the applicable period may, if the successor in interest chooses, be served under the terms and conditions of the net metering tariff of the electricity supplier serving the premises until: (1) the net metering facility is removed from the premises or is replaced; or (2) July 1, 2032; whichever occurs earlier. Provides that a customer that installs a net metering facility on the customer's premises before January 1, 2018, and that is participating in an electricity supplier's net metering tariff on December 31, 2017, shall continue to be served under the terms and conditions of the net metering tariff until: (1) the customer removes from the customer's premises or replaces the net metering facility; or (2) July 1, 2047; whichever occurs earlier. Provides that a successor in interest to the premises on which a net metering facility was installed before January 1, 2018, may, if the successor in interest chooses, be served under the terms and conditions of the net metering tariff of the electricity supplier serving the premises until: (1) the net metering facility is removed from the premises or is replaced; or (2) July 1, 2047; whichever occurs earlier. Provides that an electricity supplier shall procure only the excess distributed generation produced by a customer. Provides that the rate for excess distributed generation procured by an electricity supplier must equal the product of: (1) the average marginal price of electricity paid by the electricity supplier during the most recent calendar year; multiplied by (2) 1.25. Provides that an electricity supplier shall compensate a customer for excess distributed generation through a credit on the customer's monthly bill. Provides that the IURC may approve an electricity supplier's request to recover energy delivery costs from customers producing distributed generation if the IURC finds that the request: (1) is reasonable; and (2) does not result in a double recovery of energy delivery costs from customers producing distributed generation. Urges the legislative council to assign to the interim study committee on energy, utilities, and telecommunications the topic of self-generation of electricity by school corporations.

**Current Status:** 5/2/2017 - Signed by the Governor

**Recent Status:** 4/19/2017 - Signed by the Speaker

4/13/2017 - Signed by the President Pro Tempore

#### **SB416**

**INFRASTRUCTURE ASSISTANCE FUND (CHARBONNEAU E)** Requires the Indiana finance authority to study the ability of utilities to provide clean and safe drinking water in Indiana for the foreseeable future. Requires the utility regulatory commission (IURC), in its deliberations in a general rate case of a water or wastewater utility, to consider governmental requirements arising from environmental law and their effect upon the utility's operational expenses. Authorizes the IURC, upon request by a water or wastewater utility in a general rate case, to permit the utility to voluntarily establish a customer assistance program. Provides that an IURC-approved customer assistance program may not be deemed a discriminatory utility regulation. Provides that certain water utilities that have withdrawn from the jurisdiction of the IURC may form a policy review committee to receive complaints from customers if certain conditions are met. Requires the environmental rules board to adopt rules to carry out the intent of the law concerning the

safety of the public water supply. Authorizes the commissioner of the department of environmental management, when the point of water collection of a public water system is being relocated, to require that the water be tested at the new point of collection the public water system may begin to collect water at the new location. Establishes the infrastructure assistance fund (fund) to provide grants, loans, and other financial assistance for the planning, designing, acquisition, construction, renovation, improvement, and expansion of public water systems. Requires the Indiana finance authority (IFA) to administer the fund and to establish criteria for the making of grants, loans, and other financial assistance from the fund. Authorizes the IFA to sell loans and other obligations from the fund and to deposit the proceeds of the sales in the fund or in certain other funds. Authorizes the IFA to pledge loans and other obligations from the fund to secure other loans or financial assistance from the fund or from certain other funds. Requires the public finance director to submit a report on the fund to the budget committee and the legislative council not later than August 1 of each odd-numbered year through 2021. Changes the name of the Indiana geological survey to the Indiana geological and water survey (survey). Requires the survey to provide geological information about the water resources of Indiana. Changes the name of the geological survey advisory council to the geological and water survey advisory council.

**Current Status:** 4/28/2017 - Signed by the Governor

**Recent Status:** 4/21/2017 - Joint Rule 20 technical correction adopted by the Senate  
4/21/2017 - Joint Rule 20 technical correction adopted by the House

**SB421 ABOVE GROUND STORAGE TANKS (BASSLER E)** Repeals the law requiring owners of certain above ground storage tanks to register their tanks with the department of environmental management. Authorizes the person responsible for the operation of a public water system to gather information from potential sources of contamination for the purpose of developing or updating the public water system's threat minimization and response plan. Provides that, depending on the circumstances, the information gathered from potential sources of contamination may be exempted from inspection and copying under the public records law. Urges the legislative council to assign to the interim study committee on environmental affairs for study during the 2017 interim the topic of public water supply protection, including: (1) the potential creation of a central repository for all information about above ground storage tanks that is reported to various agencies; (2) resources available to the operators of public water systems for developing and maintaining emergency plans for responding to threats to the drinking water supply; and (3) whether the information available to emergency responders and environmental regulators concerning above ground storage tanks is sufficient to ensure the protection of public water supplies.

**Current Status:** 4/13/2017 - Signed by the Governor

**Recent Status:** 4/10/2017 - Signed by the Speaker  
3/28/2017 - Third reading passed; Roll Call 326: yeas 95, nays 0

**SB507 ECONOMIC DEVELOPMENT (HEAD R)** Repeals the statute establishing the emerging technology grant fund. Repeals the statute that authorized the Indiana finance authority to issue bonds before July 1, 2011, for the Indiana twenty-first century research and technology fund. Repeals the Indiana regional city fund statute, and transfers the provisions in that statute to the Indiana regional cities development fund statute. Eliminates the strategic review committee under the regional cities program, and assigns its duties to the board of the Indiana economic development corporation (IEDC). Authorizes the governor to appoint up to three additional members to the IEDC board.

Eliminates the provision allowing the IEDC board to determine that part of a grant or loan under the regional cities program that shall be made from the environmental remediation revolving loan fund. Provides that in addition to applications for grants and loans from the Indiana regional cities development fund, a development authority may also submit an application to the IEDC for review and approval of the entity's development plan without applying for a grant or loan. Eliminates the expiration provisions in current law for the following tax credits: (1) The venture capital investment tax credit. (2) The Hoosier business investment tax credit. Repeals the statute authorizing the establishment of the twenty-first century research and technology fund grant office. Repeals the current statute concerning trademarks for use on Indiana products and relocates it within the statutes governing the IEDC. Changes the name of the training 2000 fund to the skills enhancement fund. Repeals the statute establishing the office of small business and entrepreneurship. Transfers duties related to small businesses from the office of small business and entrepreneurship to the IEDC. Provides that the IEDC designates the small business ombudsman. Extends the motorsports improvement program through June 30, 2019, eliminates the grant limits, and provides grants for the New Castle Motorsports Park and the Winchester Speedway. Provides that the IEDC board may engage an independent certified public accounting firm to conduct an examination of the IEDC and the IEDC's funds, accounts, and financial affairs and the IEDC's nonprofit subsidiary corporation if: (1) an independent certified public accounting firm conducts an examination; (2) the IEDC submits the examination report to the state board of accounts; and (3) the state board of accounts reviews the examination report and determines that the examination and examination report comply with the uniform compliance guidelines, directives, and standards established by the state board of accounts. Provides that notwithstanding such a waiver, the state board of accounts may examine the IEDC and the nonprofit subsidiary corporation at any time. Adds committees appointed by the IEDC board to the list of committees that may meet electronically without having the greater of two members or 1/3 of the members physically present. Specifies that the IEDC shall submit the quarterly and annual reports concerning the Indiana twenty-first century research and technology fund to both the budget committee and the legislative council. Eliminates the requirement that the IEDC must submit a semiannual report. Deletes the provision in current law that requires each county or municipal economic development commission to file a copy of its annual report with the IEDC. (Under current law, these annual reports are filed with both the IEDC and the fiscal body that the economic development commission serves.) Specifies the information that these reports must contain. Provides that the office of management and budget may waive the requirement that a certified public accountant perform an annual financial audit of a regional development authority established under the general redevelopment authority law if that regional development authority certifies that it had no financial activity during the year.

**Current Status:** 4/28/2017 - Signed by the Governor

**Recent Status:** 4/20/2017 - Senate concurred in House amendments; Roll Call 488: yeas 46, nays 4

4/20/2017 - Senate concurred in House amendments;