



February 23, 2024

ENGROSSED HOUSE BILL No. 1278

DIGEST OF HB 1278 (Updated February 22, 2024 12:08 pm - DI 119)

Citations Affected: IC 4-3; IC 4-4; IC 4-12; IC 4-13; IC 4-23; IC 5-28; IC 8-1; IC 21-47.

Synopsis: IURC and office of energy development matters. Repeals the Indiana Code provisions concerning the following obsolete programs and funds administered by the Indiana office of energy development (office): (1) The alternative fuel fueling station grant program. (2) The alternative fuel vehicle grant program for local units. (3) The Indiana coal research grant fund. (4) The office of alternative energy incentives. (5) The alternative energy incentive fund. (6) The center for coal technology research. Makes conforming amendments to other sections of the Indiana Code that reference the repealed provisions. Repeals, in the Indiana Code chapter governing the Indiana recycling market development board (board), a provision that authorizes the office to establish and administer a revolving loan program to make low interest loans for energy efficiency or recycling market development projects. Relocates that provision to the Indiana Code chapter governing the office and removes from the provision
(Continued next page)

Effective: July 1, 2024.

Soliday, Jeter, Pierce M

(SENATE SPONSOR — KOCH)

January 9, 2024, read first time and referred to Committee on Utilities, Energy and Telecommunications.

January 18, 2024, reported — Do Pass.

January 22, 2024, read second time, ordered engrossed. Engrossed.

January 23, 2024, read third time, passed. Yeas 86, nays 8.

SENATE ACTION

February 5, 2024, read first time and referred to Committee on Utilities.

February 22, 2024, amended, reported favorably — Do Pass.

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Digest Continued

language authorizing the office to consult with the board in establishing and administering the program. Provides that, notwithstanding the statutory requirements for a local unit to be certified as a commercial solar energy ready community or a wind energy ready community, the commercial solar and wind energy ready communities development center may make a reasonable determination to certify a unit as a commercial solar energy ready community or a wind energy ready community if the unit: (1) has adopted a commercial solar or wind power regulation and the unit's regulation does not: (A) materially differ from applicable industry or regulatory standards; or (B) otherwise materially affect the ability of a project owner to develop a commercial solar project or wind power project in the unit; or (2) has other clear standards for the construction, installation, siting, modification, operation, or decommissioning of commercial solar or wind power systems and the unit's clear standards meet specified requirements. Amends the Indiana Code section concerning a rate case in which a utility seeks an increase in revenues exceeding \$2,500,000, and with respect to which a public hearing is required, to provide that the Indiana utility regulatory commission (IURC) shall conduct at least one public hearing in one of the following, as determined by the IURC: (1) The largest municipality located within the utility's service area. (2) The municipality containing the largest number of customers served by the utility. (3) The county containing the largest number of customers served by the utility. (Current law requires the IURC to conduct the public hearing in the largest municipality located within the utility's service area.) Makes a corresponding change to the statute concerning rural electric membership corporations. Repeals a provision in the statute concerning incentives for clean energy projects that requires eligible businesses under the statute to file with the lieutenant governor a monthly report concerning purchases of: (1) Illinois Basin coal for energy production or generation; and (2) fuel or energy produced by a coal gasification facility or by a nuclear energy production or generating facility.

EH 1278—LS 6966/DI 101



February 23, 2024

Second Regular Session of the 123rd General Assembly (2024)

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 2023 Regular Session of the General Assembly.

ENGROSSED HOUSE BILL No. 1278

A BILL FOR AN ACT to amend the Indiana Code concerning utilities.

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

- 1 SECTION 1. IC 4-3-23-5, AS AMENDED BY P.L.109-2015,
2 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2024]: Sec. 5. The office shall administer the following:
4 (1) ~~The alternative fuel fueling station grant program under~~
5 ~~IC 4-4-32.2.~~
6 (2) ~~The alternative fuel vehicle grant program for local units~~
7 ~~under IC 4-4-32.3.~~
8 (3) (1) The energy development fund under IC 4-23-5.5-10.
9 (4) (2) A low interest revolving loan program for certain energy
10 efficiency or recycling projects ~~in consultation with the Indiana~~
11 ~~recycling market development board.~~ **under section 9 of this**
12 **chapter.**
13 (5) ~~The coal research grant fund under IC 4-23-5.5-16.~~
14 (6) (3) The green industries fund under IC 5-28-34, in
15 consultation with the Indiana economic development corporation.

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1 (7) The office of alternative energy incentives established by
 2 IC 8-1-13.1-9 and the alternative energy incentive fund
 3 established by IC 8-1-13.1-10:

4 (8) The center for coal technology research established by
 5 IC 21-47-4-1 and the coal technology research fund established
 6 by IC 21-47-4-5:

7 SECTION 2. IC 4-3-23-9 IS ADDED TO THE INDIANA CODE
 8 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 9 1, 2024]: **Sec. 9. The office may establish and administer a
 10 revolving loan program for the purpose of making low interest
 11 loans to projects designed to promote the development and efficient
 12 use of energy resources or to promote recycling market
 13 development. The interest rates for the loans shall be fixed by the
 14 office.**

15 SECTION 3. IC 4-3-23.1-12, AS ADDED BY P.L.50-2023,
 16 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 17 JULY 1, 2024]: Sec. 12. (a) The commercial solar and wind energy
 18 ready communities development center may be established within the
 19 office. If established, the center ~~shall have~~ **has** the following duties:

20 (1) Providing comprehensive information concerning permits
 21 required for projects and related business activities in Indiana,
 22 and making the information available and easily accessible to:

23 (A) project owners;

24 (B) state and local government offices, departments, and
 25 administrative entities; and

26 (C) the public.

27 (2) Working with permit authorities to encourage the timely and
 28 efficient issuance of permits and the resolution of related issues.

29 (b) The center, if established, may create and administer:

30 (1) a program for the certification of units as commercial solar
 31 energy ready communities under section 13 of this chapter; and

32 (2) a program for the certification of units as wind energy ready
 33 communities under section 14 of this chapter.

34 (c) **Notwithstanding:**

35 (1) **section 13(a) or 13(b) of this chapter, the center, if
 36 established, may make a reasonable determination to certify
 37 a unit as a commercial solar energy ready community if the
 38 unit's commercial solar regulation under section 13(a) of this
 39 chapter or clear standards under section 13(b) of this chapter,
 40 as applicable, differ in one (1) or more respects from the
 41 standards set forth in section 13(a) or 13(b) of this chapter, as
 42 applicable; or**



1 **(2) section 14(a) or 14(b) of this chapter, the center, if**
 2 **established, may make a reasonable determination to certify**
 3 **a unit as a wind energy ready community if the unit's wind**
 4 **power regulation under section 14(a) of this chapter or clear**
 5 **standards under section 14(b) of this chapter, as applicable,**
 6 **differ in one (1) or more respects from the standards set forth**
 7 **in section 14(a) or 14(b) of this chapter, as applicable;**
 8 **if the unit's commercial solar regulation, wind power regulation,**
 9 **or clear standards, as applicable, do not materially differ from**
 10 **applicable industry or regulatory standards, or otherwise**
 11 **materially affect the ability of a project owner to develop a project**
 12 **in the unit.**

13 SECTION 4. IC 4-3-23.1-13, AS AMENDED BY THE
 14 TECHNICAL CORRECTIONS BILL OF THE 2024 GENERAL
 15 ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 16 JULY 1, 2024]: Sec. 13. (a) A unit may apply to the office for
 17 certification as a commercial solar energy ready community. The
 18 application must be in a form and manner prescribed by the office.
 19 **Subject to section 12(c) of this chapter,** the office may approve an
 20 application and certify a unit as a commercial solar energy ready
 21 community if the office determines the following:

22 (1) That the unit has adopted a commercial solar regulation that
 23 includes clear standards for the construction, installation, siting,
 24 modification, operation, or decommissioning of one (1) or more
 25 commercial solar energy systems (as defined in IC 8-1-42-2) in
 26 the unit.

27 (2) That the unit's commercial solar regulation:

28 (A) includes standards that are not more restrictive, directly or
 29 indirectly, than the default standards for commercial solar
 30 energy systems set forth in IC 8-1-42;

31 (B) provides a clear and transparent process for project owners
 32 to identify potential commercial solar project sites;

33 (C) does not unreasonably eliminate portions of the unit as
 34 sites for commercial solar projects;

35 (D) provides for a fair review and approval process for
 36 proposed commercial solar projects, including final approval
 37 that cannot be revoked; and

38 (E) includes a specific plan for using any funds from an
 39 incentive granted by the office under subsection ~~(b)~~: **(d)**:

40 (i) for economic development purposes within or near the
 41 commercial solar project's footprint; or

42 (ii) to otherwise benefit residents and businesses within or



1 near the commercial solar project's footprint.

2 (3) That the unit has demonstrated a commitment to maintain:

3 (A) the standards and procedural framework set forth in the
4 unit's commercial solar regulation; and

5 (B) all applicable zoning, land use, and planning regulations;
6 with respect to any particular commercial solar project that is
7 approved under the unit's commercial solar regulation, for a
8 period of at least ten (10) years, beginning with the start date of
9 the commercial solar project's full commercial ~~operation~~
10 **operation or the date of the office's certification of the unit**
11 **under this section, whichever is later.**

12 **(b) If a unit has not adopted a commercial solar regulation, the**
13 **unit may apply to the office for certification as a commercial solar**
14 **energy ready community. The application must be in a form and**
15 **manner prescribed by the office. Subject to section 12(c) of this**
16 **chapter, the office may approve an application and certify a unit**
17 **as a commercial solar energy ready community if the office**
18 **determines the following:**

19 (1) That the unit has clear standards for the construction,
20 installation, siting, modification, operation, or
21 decommissioning of one (1) or more commercial solar energy
22 systems (as defined in IC 8-1-42-2) in the unit.

23 (2) That the unit's clear standards:

24 (A) are not more restrictive, directly or indirectly, than the
25 default standards for commercial solar energy systems set
26 forth in IC 8-1-42;

27 (B) provide a clear and transparent process for project
28 owners to identify potential commercial solar project sites;

29 (C) do not unreasonably eliminate portions of the unit as
30 sites for commercial solar projects;

31 (D) provide for a fair review and approval process for
32 proposed commercial solar projects, including final
33 approval that cannot be revoked; and

34 (E) include a specific plan for using any funds from an
35 incentive granted by the office under subsection (d):

36 (i) for economic development purposes within or near
37 the commercial solar project's footprint; or

38 (ii) to otherwise benefit residents and businesses within
39 or near the commercial solar project's footprint.

40 (3) That the unit has demonstrated a commitment to maintain
41 its clear standards for a period of at least ten (10) years,
42 beginning with the start date of the commercial solar project's



- 1 **full commercial operation or the office's certification of the**
 2 **unit under this section, whichever is later.**
- 3 **(c) For purposes of subsection (b), the office may consider one**
 4 **(1) or more of the following as evidence of a unit's clear standards**
 5 **with respect to the construction, installation, siting, modification,**
 6 **operation, or decommissioning of one (1) or more commercial solar**
 7 **energy systems (as defined in IC 8-1-42-2) in the unit:**
- 8 **(1) A contract or an otherwise binding agreement between the**
 9 **unit and a project owner.**
- 10 **(2) An economic development agreement.**
- 11 **(3) Any other documentation that the office determines**
 12 **provides sufficient evidence of the unit's clear standards.**
- 13 ~~(b)~~ **(d) If:**
- 14 (1) a unit receives certification as a commercial solar energy
 15 ready community by the office under this section;
- 16 (2) after the unit's certification, a ~~project owner constructs a~~
 17 commercial solar project **is constructed or has been constructed**
 18 in the unit; and
- 19 (3) the fund is established and there is a sufficient balance in the
 20 fund;
- 21 the office may authorize the unit to receive from the fund, for a period
 22 of ten (10) years beginning with the start date of the commercial solar
 23 project's full commercial ~~operation~~, **operation or the date of the**
 24 **office's certification of the unit under this section, whichever is**
 25 **later**, one dollar (\$1) per megawatt hour of electricity generated by the
 26 commercial solar project, if the office determines that the procedures
 27 and standards set forth in the unit's commercial solar regulation **under**
 28 **subsection (a) or the unit's clear standards under subsection (b), as**
 29 **applicable**, were adhered to in the development of the project.
 30 However, if the office determines at any time after the start of the
 31 commercial solar project's full commercial operation that the unit has
 32 failed to continue to meet the requirement for certification set forth in
 33 subsection ~~(a)(3)~~, **(a)(3) or (b)(3), as applicable**, the office shall
 34 discontinue the incentive granted under this subsection and shall
 35 require the unit to return to the fund any amounts collected by the unit
 36 under this subsection after the unit's breach of the requirement for
 37 certification set forth in subsection ~~(a)(3)~~. **(a)(3) or (b)(3), as**
 38 **applicable.**
- 39 ~~(c)~~ **(e) After:**
- 40 (1) a unit receives certification as a commercial solar energy
 41 ready community under this section; and
- 42 (2) a project owner constructs a commercial solar ~~energy facility~~



1 **project** that qualifies the unit to receive the incentive payments
 2 under subsection ~~(b)~~; **(d)**;
 3 the project owner shall annually report to the office the total megawatt
 4 hours generated by the commercial solar ~~energy facility~~ **project** in the
 5 previous year.

6 SECTION 5. IC 4-3-23.1-14, AS AMENDED BY THE
 7 TECHNICAL CORRECTIONS BILL OF THE 2024 GENERAL
 8 ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 9 JULY 1, 2024]: Sec. 14. (a) A unit may apply to the office for
 10 certification as a wind energy ready community. The application must
 11 be in a form and manner prescribed by the office. **Subject to section**
 12 **12(c) of this chapter**, the office may approve an application and certify
 13 a unit as a wind energy ready community if the office determines the
 14 following:

15 (1) That the unit has adopted a wind power regulation that
 16 includes clear standards for the construction, installation, siting,
 17 modification, operation, or decommissioning of one (1) or more
 18 wind power devices (as defined in IC 8-1-41-7) in the unit.

19 (2) That the unit's wind power regulation:

20 (A) includes standards that are not more restrictive, directly or
 21 indirectly, than the default standards for wind power devices
 22 set forth in IC 8-1-41;

23 (B) provides a clear and transparent process for project owners
 24 to identify potential wind power project sites;

25 (C) does not unreasonably eliminate portions of the unit as
 26 sites for wind power projects;

27 (D) provides for a fair review and approval process for
 28 proposed wind power projects, including final approval that
 29 cannot be revoked; and

30 (E) includes a specific plan for using any funds from an
 31 incentive granted by the office under subsection ~~(b)~~; **(d)**:

32 (i) for economic development purposes within or near the
 33 wind power project's footprint; or

34 (ii) to otherwise benefit residents and businesses within or
 35 near the wind power project's footprint.

36 (3) That the unit has demonstrated a commitment to maintain:

37 (A) the standards and procedural framework set forth in the
 38 unit's wind power regulation; and

39 (B) all applicable zoning, land use, and planning regulations;
 40 with respect to any particular wind power project that is approved
 41 under the unit's ~~commercial solar~~ **wind power** regulation, for a
 42 period of at least ten (10) years, beginning with the start date of



1 the wind power project's full commercial ~~operation~~. **operation or**
 2 **the date of the office's certification of the unit under this**
 3 **section, whichever is later.**

4 **(b) If a unit has not adopted a wind power regulation, the unit**
 5 **may apply to the office for certification as a wind energy ready**
 6 **community. The application must be in a form and manner**
 7 **prescribed by the office. Subject to section 12(c) of this chapter, the**
 8 **office may approve an application and certify a unit as a wind**
 9 **energy ready community if the office determines the following:**

10 **(1) That the unit has clear standards for the construction,**
 11 **installation, siting, modification, operation, or**
 12 **decommissioning of one (1) or more wind power devices (as**
 13 **defined in IC 8-1-41-7) in the unit.**

14 **(2) That the unit's clear standards:**

15 **(A) are not more restrictive, directly or indirectly, than the**
 16 **default standards for wind power devices set forth in**
 17 **IC 8-1-41;**

18 **(B) provide a clear and transparent process for project**
 19 **owners to identify potential wind power project sites;**

20 **(C) do not unreasonably eliminate portions of the unit as**
 21 **sites for wind power projects;**

22 **(D) provide for a fair review and approval process for**
 23 **proposed wind power projects, including final approval**
 24 **that cannot be revoked; and**

25 **(E) include a specific plan for using any funds from an**
 26 **incentive granted by the office under subsection (d):**

27 **(i) for economic development purposes within or near**
 28 **the wind power project's footprint; or**

29 **(ii) to otherwise benefit residents and businesses within**
 30 **or near the wind power project's footprint.**

31 **(3) That the unit has demonstrated a commitment to maintain**
 32 **its clear standards for a period of at least ten (10) years,**
 33 **beginning with the start date of the wind power project's full**
 34 **commercial operation or date of the office's certification of**
 35 **the unit under this section, whichever is later.**

36 **(c) For purposes of subsection (b), the office may consider one**
 37 **(1) or more of the following as evidence of a unit's clear standards**
 38 **with respect to the construction, installation, siting, modification,**
 39 **operation, or decommissioning of one (1) or more wind power**
 40 **devices (as defined in IC 8-1-41-7) in the unit:**

41 **(1) A contract or an otherwise binding agreement between the**
 42 **unit and a project owner.**



1 **(2) An economic development agreement.**

2 **(3) Any other documentation that the office determines**
 3 **provides sufficient evidence of the unit's clear standards.**

4 ~~(b)~~ **(d)** If:

5 (1) a unit receives certification as a wind energy ready community
 6 by the office under this section;

7 (2) after the unit's certification, a ~~project owner constructs~~ a wind
 8 power project **is constructed or has been constructed** in the
 9 unit; and

10 (3) the fund is established and there is a sufficient balance in the
 11 fund;

12 the office may authorize the unit to receive from the fund, for a period
 13 of ten (10) years beginning with the start date of the wind power
 14 project's full commercial ~~operation~~, **operation or the date of the**
 15 **office's certification of the unit under this section, whichever is**
 16 **later**, one dollar (\$1) per megawatt hour of electricity generated by the
 17 wind power project, if the office determines that the procedures and
 18 standards set forth in the unit's wind power regulation **under**
 19 **subsection (a) or the unit's clear standards under subsection (b), as**
 20 **applicable**, were adhered to in the development of the project.
 21 However, if the office determines at any time after the start of the wind
 22 power project's full commercial operation that the unit has failed to
 23 continue to meet the requirement for certification set forth in
 24 subsection ~~(a)(3)~~; **(a)(3) or (b)(3), as applicable**, the office shall
 25 discontinue the incentive granted under this subsection and shall
 26 require the unit to return to the fund any amounts collected by the unit
 27 under this subsection after the unit's breach of the requirement for
 28 certification set forth in subsection ~~(a)(3)~~; **(a)(3) or (b)(3), as**
 29 **applicable.**

30 ~~(c)~~ **(e)** After:

31 (1) a unit receives certification as a wind energy ready community
 32 under this section; and

33 (2) a project owner constructs a wind ~~energy facility~~ **power**
 34 **project** that qualifies the unit to receive the incentive under
 35 subsection ~~(b)~~; **(d)**;

36 the project owner shall annually report to the office the total megawatt
 37 hours generated by the wind ~~energy facility~~ **power project** in the
 38 previous year.

39 SECTION 6. IC 4-3-23.1-16, AS ADDED BY P.L.50-2023,
 40 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 41 JULY 1, 2024]: Sec. 16. (a) The commercial solar and wind energy
 42 ready communities incentive fund may be established by the office for



1 the purpose of:

- 2 (1) providing payments to commercial solar energy ready
3 communities under section ~~13(b)~~ **13(d)** of this chapter; and
4 (2) providing payments to wind energy ready communities under
5 section ~~14(b)~~ **14(d)** of this chapter.

6 (b) The fund, if established, shall be administered by the office.

7 (c) The fund, if established, shall consist of:

- 8 (1) grants, gifts, and donations intended for deposit in the fund;
9 (2) federal funds;
10 (3) interest that accrues from money in the fund; and
11 (4) any amounts returned to the fund by units under section ~~13(b)~~
12 **13(d)** or ~~14(b)~~ **14(d)** of this chapter.

13 (d) The treasurer of state shall invest the money in the fund not
14 currently needed to meet the obligations of the fund in the same
15 manner as other public money may be invested.

16 SECTION 7. IC 4-4-32.2 IS REPEALED [EFFECTIVE JULY 1,
17 2024]. (Alternative Fuel Fueling Station Grant Program).

18 SECTION 8. IC 4-4-32.3 IS REPEALED [EFFECTIVE JULY 1,
19 2024]. (Alternative Fuel Vehicle Grant Program for Local Units).

20 SECTION 9. IC 4-12-12-6, AS AMENDED BY P.L.152-2018,
21 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
22 JULY 1, 2024]: Sec. 6. Money in the account that is not otherwise
23 designated under section 3 of this chapter is annually dedicated to the
24 following:

- 25 (1) The Indiana economic development partnership fund under
26 IC 4-12-10.
27 (2) The scientific instrument project within the department of
28 education.
29 (3) The coal technology research fund under IC 21-47-4-5 (**before
30 its repeal on July 1, 2024**).

31 SECTION 10. IC 4-13-16.5-2, AS AMENDED BY P.L.15-2020,
32 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
33 JULY 1, 2024]: Sec. 2. (a) There is established a governor's
34 commission on supplier diversity. The commission shall consist of the
35 following members:

- 36 (1) A governor's designee, who shall serve as chairman of the
37 commission.
38 (2) The commissioner of the Indiana department of transportation,
39 or the economic opportunity director of the Indiana department of
40 transportation if the commissioner of the Indiana department of
41 transportation so designates.
42 (3) The chairperson of the board of the Indiana economic



1 development corporation or the chairperson's designee.

2 (4) The commissioner.

3 (5) Nine (9) individuals with demonstrated capabilities in
4 business and industry, especially minority business enterprises,
5 women's business enterprises, and veteran owned small
6 businesses, appointed by the governor from the following
7 geographical areas of the state:

8 (A) Three (3) from the northern one-third (1/3) of the state.

9 (B) Three (3) from the central one-third (1/3) of the state.

10 (C) Three (3) from the southern one-third (1/3) of the state.

11 (6) Two (2) members of the house of representatives, no more
12 than one (1) from the same political party, appointed by the
13 speaker of the house of representatives to serve in a nonvoting
14 advisory capacity.

15 (7) Two (2) members of the senate, no more than one (1) from the
16 same political party, appointed by the president pro tempore of
17 the senate to serve in a nonvoting advisory capacity.

18 (8) The deputy commissioner, who shall serve as a nonvoting
19 member.

20 Not more than six (6) of the ten (10) members appointed or designated
21 by the governor may be of the same political party. Appointed members
22 of the commission shall serve four (4) year terms. A vacancy occurs if
23 a legislative member leaves office for any reason. Any vacancy on the
24 commission shall be filled in the same manner as the original
25 appointment.

26 (b) Each member of the commission who is not a state employee is
27 entitled to the following:

28 (1) The minimum salary per diem provided by IC 4-10-11-2.1(b).

29 (2) Reimbursement for traveling expenses and other expenses
30 actually incurred in connection with the member's duties as
31 provided under IC 4-13-1-4 and in the state travel policies and
32 procedures established by the Indiana department of
33 administration and approved by the budget agency.

34 (c) Each legislative member of the commission is entitled to receive
35 the same per diem, mileage, and travel allowances established by the
36 legislative council and paid to members of the general assembly
37 serving on interim study committees. The allowances specified in this
38 subsection shall be paid by the legislative services agency from the
39 amounts appropriated for that purpose.

40 (d) A member of the commission who is a state employee but who
41 is not a member of the general assembly is not entitled to any of the
42 following:



- 1 (1) The minimum salary per diem provided by IC 4-10-11-2.1(b).
- 2 (2) Reimbursement for traveling expenses as provided under
- 3 IC 4-13-1-4.
- 4 (3) Other expenses actually incurred in connection with the
- 5 member's duties.
- 6 (e) The commission shall meet at least four (4) times each year and
- 7 at other times as the chairman considers necessary.
- 8 (f) The duties of the commission shall include but not be limited to
- 9 the following:
- 10 (1) Identify minority business enterprises, women's business
- 11 enterprises, and veteran owned small businesses in the state.
- 12 (2) Assess the needs of minority business enterprises, women's
- 13 business enterprises, and veteran owned small businesses.
- 14 (3) Initiate aggressive programs to assist minority business
- 15 enterprises, women's business enterprises, and veteran owned
- 16 small businesses in obtaining state contracts.
- 17 (4) Give special publicity to procurement, bidding, and qualifying
- 18 procedures.
- 19 (5) Include minority business enterprises, women's business
- 20 enterprises, and veteran owned small businesses on solicitation
- 21 mailing lists.
- 22 (6) Evaluate the competitive differences between qualified
- 23 minority or women's nonprofit corporations and other than
- 24 qualified minority or women's nonprofit corporations and veteran
- 25 owned small businesses that offer similar services and make
- 26 recommendation to the department on policy changes necessary
- 27 to ensure fair competition among minority business enterprises,
- 28 women's business enterprises, and veteran owned small
- 29 businesses.
- 30 (7) Define the duties, goals, and objectives of the deputy
- 31 commissioner of the department as created under this chapter to
- 32 assure compliance by all state agencies, separate bodies corporate
- 33 and politic, and state educational institutions with state and
- 34 federal legislation and policy concerning the awarding of
- 35 contracts (including, notwithstanding section 1(d) of this chapter
- 36 or any other law, contracts of state educational institutions) to
- 37 minority business enterprises, women's business enterprises, and
- 38 veteran owned small businesses.
- 39 (8) Establish annual goals:
- 40 (A) for the use of minority and women's business enterprises;
- 41 and
- 42 (B) derived from a statistical analysis of utilization study of



- 1 state contracts (including, notwithstanding section 1(d) of this
 2 chapter or any other law, contracts of state educational
 3 institutions) that are required to be updated every five (5)
 4 years.
- 5 (9) Prepare a review of the commission and the various affected
 6 departments of government to be submitted to the governor and
 7 the legislative council on March 1 and October 1 of each year,
 8 evaluating progress made in the areas defined in this subsection.
- 9 (10) Ensure that the statistical analysis required under this
 10 section:
- 11 (A) is based on goals for participation of minority business
 12 enterprises established in *Richmond v. Croson*, 488 U.S. 469
 13 (1989);
- 14 (B) includes information on both contracts and subcontracts
 15 (including, notwithstanding section 1(d) of this chapter or any
 16 other law, contracts and subcontracts of state educational
 17 institutions); and
- 18 (C) uses data on the combined capacity of minority business
 19 enterprises, women's business enterprises, and veteran owned
 20 small businesses in Indiana and not just regional data.
- 21 (11) Establish annual goals for the use of minority business
 22 enterprises, women's business enterprises, and veteran owned
 23 small businesses for any contract that:
- 24 (A) will be paid for in whole or in part with state grant funds;
 25 and
- 26 (B) involves the use of real property of a unit. ~~(as defined in~~
 27 ~~IC 4-4-32.2-9).~~
- 28 (12) Ensure compliance with the establishment and evaluation of
 29 the annual goal for veteran owned small businesses established in
 30 section 3.5 of this chapter.
- 31 (g) The department shall direct contractors to demonstrate a good
 32 faith effort to meet the annual participation goals established under
 33 subsection (f)(11). The good faith effort shall be demonstrated by
 34 contractors using the repository of certified firms created under section
 35 3 of this chapter or a similar repository maintained by a unit. ~~(as~~
 36 ~~defined in IC 4-4-32.2-9).~~
- 37 (h) The department shall adopt rules of ethics under IC 4-22-2 for
 38 commission members other than commission members appointed
 39 under subsection (a)(6) or (a)(7).
- 40 (i) The department shall furnish administrative support and staff as
 41 is necessary for the effective operation of the commission.
- 42 (j) The commission shall advise the department on developing a



1 statement, to be included in all applications for and agreements
 2 governing grants made with state funds, stating the importance of the
 3 use of minority business enterprises, women's business enterprises, and
 4 veteran owned small businesses in fulfilling the purposes of the grant.

5 **(k) For purposes of subsections (f)(11) and (g), "unit" means a**
 6 **county, city, town, township, or school corporation.**

7 SECTION 11. IC 4-23-5.5-11 IS REPEALED [EFFECTIVE JULY
 8 1, 2024]. Sec. 11: The office may establish and administer a revolving
 9 loan program for the purpose of making low interest loans to projects
 10 designed to promote the development and efficient use of energy
 11 resources or to promote recycling market development. The interest
 12 rates for the loans shall be fixed by the office. The office may consult
 13 with the board in implementing this section.

14 SECTION 12. IC 4-23-5.5-16 IS REPEALED [EFFECTIVE JULY
 15 1, 2024]. Sec. 16: (a) As used in this section, "center" refers to the
 16 center for coal technology research established by IC 21-47-4-1.

17 (b) The Indiana coal research grant fund is established for the
 18 purpose of providing grants for research and other projects designed to
 19 develop and expand markets for Indiana coal. The fund shall be
 20 administered by the office.

21 (c) Sources of money for the fund consist of the following:

22 (1) Appropriations from the general assembly.

23 (2) Donations, gifts, and money received from any other source,
 24 including transfers from other funds or accounts.

25 (d) Money remaining in the fund at the end of a state fiscal year
 26 does not revert to the state general fund.

27 (e) The treasurer of state shall invest the money in the fund not
 28 currently needed to meet the obligations of the fund in the same
 29 manner as other public funds may be invested. Interest that accrues
 30 from these investments shall be deposited in the fund.

31 (f) The center shall establish:

32 (1) amounts for grants under this section; and

33 (2) criteria for awarding grants under this section.

34 (g) A person, business, or manufacturer that wants a grant from the
 35 fund must file an application in the manner prescribed by the center.

36 (h) The center shall appoint a panel of at least eight (8) members to
 37 review and make recommendations to the center about each application
 38 filed under this section. To be a member of the panel, an individual
 39 must be a scientist, a professional engineer registered under
 40 IC 25-31-1, or another professional who is familiar with coal
 41 combustion, coal properties, coal byproducts, and other coal uses.

42 (i) The director of the office shall pursue available private and



1 public sources of money for the fund.

2 SECTION 13. IC 5-28-41-4, AS ADDED BY P.L.165-2021,
3 SECTION 64, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
4 JULY 1, 2024]: Sec. 4. (a) As used in this chapter, "qualified nonprofit
5 organization" means a private, nonprofit entity formed as a partnership
6 between local units, (as defined in IC 4-4-32.2-9); private sector
7 businesses, or community or philanthropic organizations to develop
8 and implement a regional economic acceleration and development
9 strategy that has an organizational structure that conforms with the
10 requirements of a policy developed by the corporation under section 16
11 of this chapter.

12 (b) For purposes of subsection (a), a "local unit" means a
13 county, city, town, township, or school corporation.

14 SECTION 14. IC 5-28-43-4, AS ADDED BY P.L.201-2023,
15 SECTION 88, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
16 JULY 1, 2024]: Sec. 4. (a) As used in this chapter, "qualified nonprofit
17 organization" means a private, nonprofit entity formed as a partnership
18 between local units, (as defined in IC 4-4-32.2-9); private sector
19 businesses, or community or philanthropic organizations to develop
20 and implement a regional economic acceleration and development
21 strategy that has an organizational structure that conforms with the
22 requirements of a policy developed by the corporation under section 16
23 of this chapter.

24 (b) For purposes of subsection (a), a "local unit" means a
25 county, city, town, township, or school corporation.

26 SECTION 15. IC 8-1-2-61, AS AMENDED BY P.L.94-2022,
27 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
28 JULY 1, 2024]: Sec. 61. (a) Any public utility may make complaint as
29 to any matter affecting its own rates or service. The petition or
30 complaint must include a statement as to whether the utility, if a
31 not-for-profit water utility or municipal utility, has any outstanding
32 indebtedness to the federal government. The public utility shall publish
33 a notice of the filing of such petition or complaint in a newspaper of
34 general circulation published in any county in which the public utility
35 renders service. An order affecting rates or service may be entered by
36 the commission without a formal public hearing, if:

37 (1) the utility is a not-for-profit water utility or a municipal utility;
38 and

39 (2) the utility has obtained written consent to obtain an order
40 affecting its rates from the commission without a formal hearing
41 from any agency of the federal government with which the utility
42 has outstanding evidence of indebtedness to the federal



1 government.
 2 The commission may, however, on its own motion require a formal
 3 public hearing, and shall, upon a motion filed by the utility consumer
 4 counselor, by any public or municipal corporation, or by ten (10)
 5 individuals, firms, corporations, limited liability companies, or
 6 associations, or ten (10) complainants of all or any of these classes,
 7 hold a formal public hearing with respect to any such petition or
 8 complaint.

9 (b) In any general rate proceeding under subsection (a) which
 10 requires a public hearing and in which an increase in revenues is
 11 sought which exceeds the sum of two million five hundred thousand
 12 dollars (\$2,500,000), the commission shall conduct at least one (1)
 13 public hearing in **one (1) of the following, as determined by the**
 14 **commission:**

15 (1) The largest municipality located within ~~such~~ the utility's
 16 service area.

17 (2) **The municipality containing the largest number of**
 18 **customers served by the utility.**

19 (3) **The county containing the largest number of customers**
 20 **served by the utility.**

21 (c) In a proceeding brought by an energy utility (as defined in
 22 IC 8-1-2.5-2) under this section, the commission may approve:

23 (1) time-varying price structures and tariffs; or

24 (2) other alternative pricing structures and tariffs;

25 for retail energy service (as defined in IC 8-1-2.5-3), such as
 26 time-of-use or off-peak pricing, critical peak pricing, variable peak
 27 pricing, and real-time pricing.

28 SECTION 16. IC 8-1-8.8-13 IS REPEALED [EFFECTIVE JULY
 29 1, 2024]. ~~Sec. 13. An eligible business shall file a monthly report with~~
 30 ~~the lieutenant governor stating the following information:~~

31 (1) ~~The amount of Illinois Basin coal, if any, purchased during the~~
 32 ~~previous month for use in a new energy production or generating~~
 33 ~~facility:~~

34 (2) ~~The amount of any fuel or energy produced by:~~

35 (A) ~~a coal gasification facility; or~~

36 (B) ~~a nuclear energy production or generating facility;~~

37 ~~that is purchased by the eligible business during the previous~~
 38 ~~month.~~

39 (3) ~~Any other information the lieutenant governor may reasonably~~
 40 ~~require.~~

41 SECTION 17. IC 8-1-13-38 IS AMENDED TO READ AS
 42 FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 38. (a) Any corporation



1 may make complaint as to any matter affecting its own rates or service.
 2 The corporation shall publish a notice of the filing of the petition or
 3 complaint in a newspaper of general circulation published in any
 4 county in which the corporation renders service. An order affecting
 5 rates or service may be entered by the commission without a formal
 6 public hearing, if the corporation has obtained written consent to obtain
 7 an order affecting its rates from the commission without a formal
 8 hearing from any agency of the federal government with which the
 9 corporation has outstanding evidence of indebtedness to the federal
 10 government. The commission may, however, on its own motion require
 11 a formal public hearing, and shall, upon a motion filed by the utility
 12 consumer counselor, by any public or municipal corporation, by ten
 13 (10) individuals, firms, corporations, limited liability companies, or
 14 associations, or by ten (10) complainants of any or all of these classes,
 15 hold a formal public hearing with respect to any petition or complaint.

16 (b) In any general rate proceeding under subsection (a) which
 17 requires a public hearing and in which an increase in revenues is
 18 sought which exceeds the sum of two million five hundred thousand
 19 dollars (\$2,500,000), the commission shall conduct at least one (1)
 20 public hearing in **one (1) of the following, as determined by the**
 21 **commission:**

22 (1) The largest municipality located within the corporation's
 23 service area.

24 (2) **The municipality containing the largest number of**
 25 **customers served by the corporation.**

26 (3) **The county containing the largest number of customers**
 27 **served by the corporation.**

28 SECTION 18. IC 8-1-13.1-5 IS REPEALED [EFFECTIVE JULY
 29 1, 2024]. Sec. 5: As used in this chapter, "director" refers to the director
 30 of the office of alternative energy incentives serving under section 9(b)
 31 of this chapter.

32 SECTION 19. IC 8-1-13.1-6 IS REPEALED [EFFECTIVE JULY
 33 1, 2024]. Sec. 6: As used in this chapter, "fund" refers to the alternative
 34 energy incentive fund established by section 10 of this chapter.

35 SECTION 20. IC 8-1-13.1-7 IS REPEALED [EFFECTIVE JULY
 36 1, 2024]. Sec. 7: As used in this chapter, "office" refers to the office of
 37 alternative energy incentives established by section 9 of this chapter.

38 SECTION 21. IC 8-1-13.1-9 IS REPEALED [EFFECTIVE JULY
 39 1, 2024]. Sec. 9: (a) The office of alternative energy incentives is
 40 established within the Indiana office of energy development established
 41 by IC 4-3-23-3.

42 (b) The:



- 1 (1) director of the Indiana office of energy development; or
- 2 (2) designee of the Indiana office of energy development, who
- 3 must be qualified by knowledge of or experience in the electric
- 4 utility industry;
- 5 shall serve as the director of the office.
- 6 (c) The director:
 - 7 (1) serves at the pleasure of and is responsible to the director of
 - 8 the Indiana office of energy development, if the director is a
 - 9 designee of the director of the Indiana office of energy
 - 10 development;
 - 11 (2) may receive compensation in an amount determined by the
 - 12 director of the Indiana office of energy development, subject to
 - 13 the approval of the budget agency, if the director is a designee of
 - 14 the director of the Indiana office of energy development;
 - 15 (3) serves as the chief executive and administrative officer of the
 - 16 office; and
 - 17 (4) may, to the extent appropriate, delegate the director's authority
 - 18 under this chapter, subject to the approval of:
 - 19 (A) the director of the Indiana office of energy development;
 - 20 if the director is a designee of the director of the Indiana office
 - 21 of energy development; and
 - 22 (B) the budget agency.
- 23 (d) The director of the Indiana office of energy development may:
 - 24 (1) establish; and
 - 25 (2) appoint members to;
- 26 an advisory board to advise the office in the administration of this
- 27 chapter.
- 28 SECTION 22. IC 8-1-13.1-10 IS REPEALED [EFFECTIVE JULY
- 29 1, 2024]. Sec. 10: (a) The alternative energy incentive fund is
- 30 established for the purpose of providing funds to corporations for use
- 31 in the development of alternative energy projects. The fund shall be
- 32 administered by the office.
- 33 (b) The fund consists of:
 - 34 (1) money appropriated to the fund by the general assembly;
 - 35 (2) money received from state or federal grants or programs for
 - 36 alternative energy projects; and
 - 37 (3) donations, gifts, and money received from any other source;
 - 38 including transfers from other funds or accounts.
- 39 (c) Money in the fund is continuously appropriated for the purposes
- 40 of this section.
- 41 (d) Money in the fund may be spent only in accordance with this
- 42 chapter and to carry out the purposes of this chapter.



1 (e) The expenses of administering the fund shall be paid from
2 money in the fund:

3 (f) Notwithstanding IC 5-13, the treasurer of state shall invest the
4 money in the fund not currently needed to meet the obligations of the
5 fund in the same manner as money is invested by the Indiana public
6 retirement system under IC 5-10.3-5. The treasurer of state may
7 contract with investment management professionals, investment
8 advisers, and legal counsel to assist in the investment of the fund and
9 may pay the expenses incurred under those contracts from the fund.
10 Interest that accrues from these investments shall be deposited in the
11 fund:

12 (g) Money in the fund at the end of a state fiscal year does not revert
13 to the state general fund:

14 SECTION 23. IC 21-47-1-2 IS REPEALED [EFFECTIVE JULY 1,
15 2024]. Sec. 2: "Center", for purposes of IC 21-47-4, refers to the center
16 for coal technology research established by IC 21-47-4-1.

17 SECTION 24. IC 21-47-1-3 IS REPEALED [EFFECTIVE JULY 1,
18 2024]. Sec. 3: "Fund", for purposes of IC 21-47-4, refers to the coal
19 technology research fund established by IC 21-47-4-5.

20 SECTION 25. IC 21-47-4 IS REPEALED [EFFECTIVE JULY 1,
21 2024]. (Center for Coal Technology Research).



COMMITTEE REPORT

Mr. Speaker: Your Committee on Utilities, Energy and Telecommunications, to which was referred House Bill 1278, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1278 as introduced.)

SOLIDAY

Committee Vote: Yeas 11, Nays 0

COMMITTEE REPORT

Madam President: The Senate Committee on Utilities, to which was referred House Bill No. 1278, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 2, line 35, after "13(a)" insert "**or 13(b)**".

Page 2, line 38, delete "differs" and insert "**under section 13(a) of this chapter or clear standards under section 13(b) of this chapter, as applicable, differ**".

Page 2, line 39, after "13(a)" insert "**or 13(b)**".

Page 2, line 40, delete "chapter;" and insert "**chapter, as applicable;**".

Page 2, line 41, after "14(a)" insert "**or 14(b)**".

Page 3, line 2, delete "differs" and insert "**under section 14(a) of this chapter or clear standards under section 14(b) of this chapter, as applicable, differ**".

Page 3, line 3, delete "of this chapter;" and insert "**or 14(b) of this chapter, as applicable;**".

Page 3, line 4, delete "regulation or wind power regulation," and insert "**regulation, wind power regulation, or clear standards,**".

Page 3, line 5, delete "does" and insert "**do**".

Page 3, line 34, strike "(b):" and insert "**(d):**".

Page 4, line 4, strike "operation." and insert "**operation or the date of the office's certification of the unit under this section, whichever is later.**".

Page 4, between lines 4 and 5, begin a new paragraph and insert:

"(b) If a unit has not adopted a commercial solar regulation, the unit may apply to the office for certification as a commercial solar energy ready community. The application must be in a form and



manner prescribed by the office. Subject to section 12(c) of this chapter, the office may approve an application and certify a unit as a commercial solar energy ready community if the office determines the following:

(1) That the unit has clear standards for the construction, installation, siting, modification, operation, or decommissioning of one (1) or more commercial solar energy systems (as defined in IC 8-1-42-2) in the unit.

(2) That the unit's clear standards:

(A) are not more restrictive, directly or indirectly, than the default standards for commercial solar energy systems set forth in IC 8-1-42;

(B) provide a clear and transparent process for project owners to identify potential commercial solar project sites;

(C) do not unreasonably eliminate portions of the unit as sites for commercial solar projects;

(D) provide for a fair review and approval process for proposed commercial solar projects, including final approval that cannot be revoked; and

(E) include a specific plan for using any funds from an incentive granted by the office under subsection (d):

(i) for economic development purposes within or near the commercial solar project's footprint; or

(ii) to otherwise benefit residents and businesses within or near the commercial solar project's footprint.

(3) That the unit has demonstrated a commitment to maintain its clear standards for a period of at least ten (10) years, beginning with the start date of the commercial solar project's full commercial operation or the office's certification of the unit under this section, whichever is later.

(c) For purposes of subsection (b), the office may consider one (1) or more of the following as evidence of a unit's clear standards with respect to the construction, installation, siting, modification, operation, or decommissioning of one (1) or more commercial solar energy systems (as defined in IC 8-1-42-2) in the unit:

(1) A contract or an otherwise binding agreement between the unit and a project owner.

(2) An economic development agreement.

(3) Any other documentation that the office determines provides sufficient evidence of the unit's clear standards."

Page 4, line 5, strike "(b)" and insert "(d)".

Page 4, line 8, strike "a project owner constructs".



Page 4, line 9, after "project" insert **"is constructed or has been constructed"**.

Page 4, line 14, strike "operation," and insert **"operation or the date of the office's certification of the unit under this section, whichever is later,"**.

Page 4, line 17, after "regulation" insert **"under subsection (a) or the unit's clear standards under subsection (b), as applicable,"**.

Page 4, line 21, strike "(a)(3)," and insert **"(a)(3) or (b)(3), as applicable,"**.

Page 4, line 24, strike "(a)(3)." and insert **"(a)(3) or (b)(3), as applicable."**

Page 4, line 25, strike "(c)" and insert **"(e)"**.

Page 4, line 30, strike "(b);" and insert **"(d);"**.

Page 5, line 17, strike "(b):" and insert **"(d):"**.

Page 5, line 29, strike "operation." and insert **"operation or the date of the office's certification of the unit under this section, whichever is later."**

Page 5, between lines 29 and 30, begin a new paragraph and insert:

"(b) If a unit has not adopted a wind power regulation, the unit may apply to the office for certification as a wind energy ready community. The application must be in a form and manner prescribed by the office. Subject to section 12(c) of this chapter, the office may approve an application and certify a unit as a wind energy ready community if the office determines the following:

(1) That the unit has clear standards for the construction, installation, siting, modification, operation, or decommissioning of one (1) or more wind power devices (as defined in IC 8-1-41-7) in the unit.

(2) That the unit's clear standards:

(A) are not more restrictive, directly or indirectly, than the default standards for wind power devices set forth in IC 8-1-41;

(B) provide a clear and transparent process for project owners to identify potential wind power project sites;

(C) do not unreasonably eliminate portions of the unit as sites for wind power projects;

(D) provide for a fair review and approval process for proposed wind power projects, including final approval that cannot be revoked; and

(E) include a specific plan for using any funds from an incentive granted by the office under subsection (d):

(i) for economic development purposes within or near



the wind power project's footprint; or
(ii) to otherwise benefit residents and businesses within or near the wind power project's footprint.

(3) That the unit has demonstrated a commitment to maintain its clear standards for a period of at least ten (10) years, beginning with the start date of the wind power project's full commercial operation or date of the office's certification of the unit under this section, whichever is later.

(c) For purposes of subsection (b), the office may consider one (1) or more of the following as evidence of a unit's clear standards with respect to the construction, installation, siting, modification, operation, or decommissioning of one (1) or more wind power devices (as defined in IC 8-1-41-7) in the unit:

(1) A contract or an otherwise binding agreement between the unit and a project owner.

(2) An economic development agreement.

(3) Any other documentation that the office determines provides sufficient evidence of the unit's clear standards."

Page 5, line 30, strike "(b)" and insert "(d)".

Page 5, line 33, strike "a project owner constructs".

Page 5, line 34, after "project" insert "is constructed or has been constructed".

Page 5, line 39, strike "operation," and insert "operation or the date of the office's certification of the unit under this section, whichever is later,".

Page 5, line 42, after "regulation" insert "under subsection (a) or the unit's clear standards under subsection (b), as applicable,".

Page 6, line 4, strike "(a)(3)," and insert "(a)(3) or (b)(3), as applicable,".

Page 6, line 7, strike "(a)(3)." and insert "(a)(3) or (b)(3), as applicable,".

Page 6, line 8, strike "(c)" and insert "(e)".

Page 6, line 13, strike "(b);" and insert "(d);".

Page 6, between lines 16 and 17, begin a new paragraph and insert:

"SECTION 6. IC 4-3-23.1-16, AS ADDED BY P.L.50-2023, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 16. (a) The commercial solar and wind energy ready communities incentive fund may be established by the office for the purpose of:

(1) providing payments to commercial solar energy ready communities under section ~~13(b)~~ 13(d) of this chapter; and

(2) providing payments to wind energy ready communities under



section ~~14(b)~~ **14(d)** of this chapter.

(b) The fund, if established, shall be administered by the office.

(c) The fund, if established, shall consist of:

(1) grants, gifts, and donations intended for deposit in the fund;

(2) federal funds;

(3) interest that accrues from money in the fund; and

(4) any amounts returned to the fund by units under section ~~13(b)~~

13(d) or ~~14(b)~~ **14(d)** of this chapter.

(d) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public money may be invested."

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1278 as printed January 18, 2024.)

KOCH, Chairperson

Committee Vote: Yeas 8, Nays 1.

