

First Regular Session of the 120th General Assembly (2017)

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 2016 Regular Session of the General Assembly.

HOUSE ENROLLED ACT No. 1471

AN ACT to amend the Indiana Code concerning utilities and to make an appropriation.

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

SECTION 1. IC 5-20-1-4, AS AMENDED BY P.L.6-2012, SECTION 36, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 4. (a) The authority has all of the powers necessary or convenient to carry out and effectuate the purposes and provisions of this chapter, including the power:

- (1) to make or participate in the making of construction loans for multiple family residential housing under terms that are approved by the authority;
- (2) to make or participate in the making of mortgage loans for multiple family residential housing under terms that are approved by the authority;
- (3) to purchase or participate in the purchase from mortgage lenders of mortgage loans made to persons of low and moderate income for residential housing;
- (4) to make loans to mortgage lenders for the purpose of furnishing funds to such mortgage lenders to be used for making mortgage loans for persons and families of low and moderate income. However, the obligation to repay loans to mortgage lenders shall be general obligations of the respective mortgage lenders and shall bear such date or dates, shall mature at such time or times, shall be evidenced by such note, bond, or other

HEA 1471 — Concur



certificate of indebtedness, shall be subject to prepayment, and shall contain such other provisions consistent with the purposes of this chapter as the authority shall by rule or resolution determine;

(5) to collect and pay reasonable fees and charges in connection with making, purchasing, and servicing of its loans, notes, bonds, commitments, and other evidences of indebtedness;

(6) to acquire real property, or any interest in real property, by conveyance, including purchase in lieu of foreclosure, or foreclosure, to own, manage, operate, hold, clear, improve, and rehabilitate such real property and sell, assign, exchange, transfer, convey, lease, mortgage, or otherwise dispose of or encumber such real property where such use of real property is necessary or appropriate to the purposes of the authority;

(7) to sell, at public or private sale, all or any part of any mortgage or other instrument or document securing a construction loan, a land development loan, a mortgage loan, or a loan of any type permitted by this chapter;

(8) to procure insurance against any loss in connection with its operations in such amounts and from such insurers as it may deem necessary or desirable;

(9) to consent, subject to the provisions of any contract with noteholders or bondholders which may then exist, whenever it deems it necessary or desirable in the fulfillment of its purposes to the modification of the rate of interest, time of payment of any installment of principal or interest, or any other terms of any mortgage loan, mortgage loan commitment, construction loan, loan to lender, or contract or agreement of any kind to which the authority is a party;

(10) to enter into agreements or other transactions with any federal, state, or local governmental agency for the purpose of providing adequate living quarters for such persons and families in cities and counties where a need has been found for such housing;

(11) to include in any borrowing such amounts as may be deemed necessary by the authority to pay financing charges, interest on the obligations (for a period not exceeding the period of construction and a reasonable time thereafter or if the housing is completed, two (2) years from the date of issue of the obligations), consultant, advisory, and legal fees and such other expenses as are necessary or incident to such borrowing;

(12) to make and publish rules respecting its lending programs



and such other rules as are necessary to effectuate the purposes of this chapter;

- (13) to provide technical and advisory services to sponsors, builders, and developers of residential housing and to residents and potential residents, including housing selection and purchase procedures, family budgeting, property use and maintenance, household management, and utilization of community resources;
- (14) to promote research and development in scientific methods of constructing low cost residential housing of high durability;
- (15) to encourage community organizations to participate in residential housing development;
- (16) to make, execute, and effectuate any and all agreements or other documents with any governmental agency or any person, corporation, association, partnership, limited liability company, or other organization or entity necessary or convenient to accomplish the purposes of this chapter;
- (17) to accept gifts, devises, bequests, grants, loans, appropriations, revenue sharing, other financing and assistance and any other aid from any source whatsoever and to agree to, and to comply with, conditions attached thereto;
- (18) to sue and be sued in its own name, plead and be impleaded;
- (19) to maintain an office in the city of Indianapolis and at such other place or places as it may determine;
- (20) to adopt an official seal and alter the same at pleasure;
- (21) to adopt and from time to time amend and repeal bylaws for the regulation of its affairs and the conduct of its business and to prescribe rules and policies in connection with the performance of its functions and duties;
- (22) to employ fiscal consultants, engineers, attorneys, real estate counselors, appraisers, and such other consultants and employees as may be required in the judgment of the authority and to fix and pay their compensation from funds available to the authority therefor;
- (23) notwithstanding IC 5-13, but subject to the requirements of any trust agreement entered into by the authority, to invest:
 - (A) the authority's money, funds, and accounts;
 - (B) any money, funds, and accounts in the authority's custody; and
 - (C) proceeds of bonds or notes;
 in the manner provided by an investment policy established by resolution of the authority;
- (24) to make or participate in the making of construction loans,



mortgage loans, or both, to individuals, partnerships, limited liability companies, corporations, and organizations for the construction of residential facilities for individuals with a developmental disability or for individuals with a mental illness or for the acquisition or renovation, or both, of a facility to make it suitable for use as a new residential facility for individuals with a developmental disability or for individuals with a mental illness;

(25) to make or participate in the making of construction and mortgage loans to individuals, partnerships, corporations, limited liability companies, and organizations for the construction, rehabilitation, or acquisition of residential facilities for children;

(26) to purchase or participate in the purchase of mortgage loans from:

- (A) public utilities (as defined in IC 8-1-2-1); or
- (B) municipally owned gas utility systems organized under IC 8-1.5;

if those mortgage loans were made for the purpose of insulating and otherwise weatherizing single family residences in order to conserve energy used to heat and cool those residences;

(27) to provide financial assistance to mutual housing associations (IC 5-20-3) in the form of grants, loans, or a combination of grants and loans for the development of housing for low and moderate income families;

(28) to service mortgage loans made or acquired by the authority and to impose and collect reasonable fees and charges in connection with such servicing;

(29) subject to the authority's investment policy, to enter into swap agreements (as defined in IC 8-9.5-9-4) in accordance with IC 8-9.5-9-5 and IC 8-9.5-9-7;

(30) to promote and foster community revitalization through community services and real estate development;

(31) to coordinate and establish linkages between governmental and other social services programs to ensure the effective delivery of services to low income individuals and families, including individuals or families facing or experiencing homelessness;

(32) to cooperate with local housing officials and plan commissions in the development of projects that the officials or commissions have under consideration;

(33) to prescribe, in accordance with IC 32-30-10.5-10(i), a list of documents that must be included under IC 32-30-10.5 as part of a debtor's loss mitigation package in a foreclosure action filed after June 30, 2011;



(34) to take actions necessary to implement its powers that the authority determines to be appropriate and necessary to ensure the availability of state or federal financial assistance; and

(35) to administer any program or money designated by the state or available from the federal government or other sources that is consistent with the authority's powers and duties.

The omission of a power from the list in this subsection does not imply that the authority lacks that power. The authority may exercise any power that is not listed in this subsection but is consistent with the powers listed in this subsection to the extent that the power is not expressly denied by the Constitution of the State of Indiana or by another statute.

(b) The authority shall ensure that a mortgage loan acquired by the authority under subsection (a)(3) or made by a mortgage lender with funds provided by the authority under subsection (a)(4) is not knowingly made to a person whose adjusted family income, as determined by the authority, exceeds one hundred twenty-five percent (125%) of the median income for the geographic area involved. However, if the authority determines that additional encouragement is needed for the development of the geographic area involved, a mortgage loan acquired or made under subsection (a)(3) or (a)(4) may be made to a person whose adjusted family income, as determined by the authority, does not exceed one hundred forty percent (140%) of the median income for the geographic area involved. The authority shall establish procedures that the authority determines are appropriate to structure and administer any program conducted under subsection (a)(3) or (a)(4) for the purpose of acquiring or making mortgage loans to persons of low or moderate income. In determining what constitutes low income, moderate income, or median income for purposes of any program conducted under subsection (a)(3) or (a)(4), the authority shall consider:

(1) the appropriate geographic area in which to measure income levels; and

(2) the appropriate method of calculating low income, moderate income, or median income levels including:

(A) sources of;

(B) exclusions from; and

(C) adjustments to;

income.

(c) The authority, when directed by the governor, shall administer programs and funds under 42 U.S.C. 1437 et seq.

(d) The authority shall identify, promote, assist, and fund:

HEA 1471 — Concur



- (1) home ownership education programs; and
- (2) mortgage foreclosure counseling and education programs under IC 5-20-6;

conducted throughout Indiana by nonprofit counseling agencies that the authority has certified, or by any other public, private, or nonprofit entity in partnership with a nonprofit agency that the authority has certified, using funds appropriated under section 27 of this chapter. The attorney general and the entities listed in IC 4-6-12-4(a)(1) through IC 4-6-12-4(a)(10) shall cooperate with the authority in implementing this subsection.

(e) The authority shall:

- (1) oversee and encourage a regional homeless delivery system that:
 - (A) considers the need for housing and support services;
 - (B) implements strategies to respond to gaps in the delivery system; and
 - (C) ensures individuals and families are matched with optimal housing solutions;
- (2) facilitate the dissemination of information to assist individuals and families accessing local resources, programs, and services related to homelessness, housing, and community development; and
- (3) each year, estimate and reasonably determine the number of the following:
 - (A) Individuals in Indiana who are homeless.
 - (B) Individuals in Indiana who are homeless and less than eighteen (18) years of age.
 - (C) Individuals in Indiana who are homeless and not residents of Indiana.

(f) The authority has all of the powers necessary or convenient to carry out and effectuate the purposes and provisions of IC 8-1-19.5 (concerning the administration of the 211 dialing code used to provide access to human services information and referrals), including the power to make and publish rules, in the manner set forth in IC 8-1-19.5-13(b), necessary to effectuate the purposes of IC 8-1-19.5.

SECTION 2. IC 8-1-2.6-13, AS AMENDED BY P.L.149-2016, SECTION 34, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 13. (a) As used in this section, "communications service" has the meaning set forth in IC 8-1-32.5-3.

(b) As used in this section, "communications service provider" means a person or an entity that offers communications service to



customers in Indiana, without regard to the technology or medium used by the person or entity to provide the communications service. The term includes a provider of commercial mobile service (as defined in 47 U.S.C. 332).

(c) Notwithstanding sections 1.2, 1.4, and 1.5 of this chapter, the commission may do the following, except as otherwise provided in this subsection:

(1) Enforce the terms of a settlement agreement approved by the commission before July 29, 2004. The commission's authority under this subdivision continues for the duration of the settlement agreement.

(2) Fulfill the commission's duties under IC 8-1-2.8 concerning the provision of dual party relay services to deaf, hard of hearing, and speech impaired persons in Indiana.

(3) **Before July 1, 2017**, fulfill the commission's duties under IC 8-1-19.5 concerning the administration of the 211 dialing code for communications service used to provide access to human services information and referrals.

(4) Fulfill the commission's responsibilities under IC 8-1-29 to adopt and enforce rules to ensure that a customer of a telecommunications provider is not:

(A) switched to another telecommunications provider unless the customer authorizes the switch; or

(B) billed for services by a telecommunications provider that without the customer's authorization added the services to the customer's service order.

(5) Fulfill the commission's obligations under:

(A) the federal Telecommunications Act of 1996 (47 U.S.C. 151 et seq.); and

(B) IC 20-20-16;

concerning universal service and access to telecommunications service and equipment, including the designation of eligible telecommunications carriers under 47 U.S.C. 214.

(6) Perform any of the functions described in section 1.5(b) of this chapter.

(7) Perform the commission's responsibilities under IC 8-1-32.5 to:

(A) issue; and

(B) maintain records of;

certificates of territorial authority for communications service providers offering communications service to customers in Indiana.



(8) Perform the commission's responsibilities under IC 8-1-34 concerning the issuance of certificates of franchise authority to multichannel video programming distributors offering video service to Indiana customers.

(9) Require a communications service provider, other than a provider of commercial mobile service (as defined in 47 U.S.C. 332), to report to the commission on an annual basis, or more frequently at the option of the provider, and subject to section 4(e) of this chapter, any information needed by the commission to prepare the commission's report to the interim study committee on energy, utilities, and telecommunications under section 4 of this chapter.

(10) Perform the commission's duties under IC 8-1-32.4 with respect to telecommunications providers of last resort, to the extent of the authority delegated to the commission under federal law to perform those duties.

(11) Collect and maintain from a communications service provider the following information:

(A) The address of the provider's Internet web site.

(B) All toll free telephone numbers and other customer service telephone numbers maintained by the provider for receiving customer inquiries and complaints.

(C) An address and other contact information for the provider, including any telephone number not described in clause (B).

The commission shall make any information submitted by a provider under this subdivision available on the commission's Internet web site. The commission may also make available on the commission's Internet web site contact information for the Federal Communications Commission and the Cellular Telephone Industry Association.

(12) Fulfill the commission's duties under any state or federal law concerning the administration of any universally applicable dialing code for any communications service.

(d) The commission does not have jurisdiction over any of the following with respect to a communications service provider:

(1) Rates and charges for communications service provided by the communications service provider, including the filing of schedules or tariffs setting forth the provider's rates and charges.

(2) Depreciation schedules for any of the classes of property owned by the communications service provider.

(3) Quality of service provided by the communications service provider.



- (4) Long term financing arrangements or other obligations of the communications service provider.
- (5) Except as provided in subsection (c), any other aspect regulated by the commission under this title before July 1, 2009.
- (e) The commission has jurisdiction over a communications service provider only to the extent that jurisdiction is:
 - (1) expressly granted by state or federal law, including:
 - (A) a state or federal statute;
 - (B) a lawful order or regulation of the Federal Communications Commission; or
 - (C) an order or a ruling of a state or federal court having jurisdiction; or
 - (2) necessary to administer a federal law for which regulatory responsibility has been delegated to the commission by federal law.

SECTION 3. IC 8-1-17.5-25, AS AMENDED BY P.L.213-2014, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 25. Notwithstanding any other law, the commission may exercise jurisdiction over a surviving corporation or successor corporation formed under this chapter only to do the following:

- (1) Ensure compliance with IC 8-1-2.8 concerning the provision of dual party relay services to deaf, hard of hearing, and speech impaired persons in Indiana.
- (2) **Before July 1, 2017**, perform the commission's duties under IC 8-1-19.5 concerning the administration of the 211 dialing code for communications service used to provide access to human services information and referrals.
- (3) Enforce rules adopted under IC 8-1-29 to ensure that a customer of a telecommunications provider is not:
 - (A) switched to another telecommunications provider unless the customer authorizes the switch; or
 - (B) billed for services by a telecommunications provider that without the customer's authorization added the services to the customer's service order.
- (4) Conduct proceedings under:
 - (A) the federal Telecommunications Act of 1996 (47 U.S.C. 151 et seq.); and
 - (B) IC 20-20-16;
 concerning universal service and access to telecommunications service and equipment, including the designation of eligible telecommunications carriers under 47 U.S.C. 214.



- (5) Perform the commission's duties under IC 8-1-2.6-1.5 or IC 8-1-2-5.
- (6) Issue or maintain certificates of territorial authority for communications service providers under IC 8-1-32.5.
- (7) Perform the commission's duties under IC 8-1-34 to issue and maintain certificates of franchise authority to multichannel video programming distributors offering video service to Indiana customers.
- (8) Perform the commission's duties under IC 8-1-2.6-13(c)(9) concerning the reporting of information by communications service providers.
- (9) Fulfill the commission's duties under any state or federal law concerning the administration of any universally applicable dialing code for any communications service.
- (10) Perform the commission's duties under IC 8-1-2.3 with respect to assigned service areas for electricity suppliers.
- (11) Issue:
 - (A) certificates of public convenience and necessity, certificates of territorial authority, and indeterminate permits under IC 8-1-2;
 - (B) certificates of public convenience and necessity under IC 8-1-8.5; or
 - (C) certificates of public convenience and necessity under IC 8-1-8.7.
- (12) Determine territorial disputes between water utilities under IC 8-1.5-6.

SECTION 4. IC 8-1-19.5-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 2. As used in this chapter, "211 service area" means a geographic area in Indiana that is designated by the ~~commission~~ **authority** as an area within which a recognized 211 service provider is authorized to provide 211 services.

SECTION 5. IC 8-1-19.5-4.2 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: **Sec. 4.2. As used in this chapter, "authority" refers to the Indiana housing and community development authority created by IC 5-20-1-3.**

SECTION 6. IC 8-1-19.5-5 IS REPEALED [EFFECTIVE JULY 1, 2017]. ~~Sec. 5. As used in this chapter, "commission" refers to the Indiana utility regulatory commission created by IC 8-1-1-2.~~

SECTION 7. IC 8-1-19.5-6, AS AMENDED BY P.L.213-2015, SECTION 97, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 6. As used in this chapter, "human services"



means services provided by government or nonprofit organizations to ensure the health and well-being of Indiana citizens. The term includes services designed to do any of the following:

- (1) Provide relief or assistance after a natural or nonnatural disaster.
- (2) Assist parents with stress issues.
- (3) Assist persons in efforts to **address and** reduce instances of **emotional and physical abuse, including** domestic violence **and sexual assault.**
- (4) Assist persons in efforts to reduce the rate of infant mortality.
- (5) Direct persons to services providing assistance to veterans, senior citizens, and vulnerable children.
- (6) Assist persons with respect to public health issues, **including:**
 - (A) **health epidemics;**
 - (B) **mental, physical, and behavioral health services, including services for drug addiction and abuse;**
 - (C) **prescription assistance services; and**
 - (D) **medical transportation options.**
- (7) **Provide information on food programs and available nutrition education.**
- (8) **Provide information on programs that assist with safe and affordable housing, including assistance with utility services.**
- (9) **Assist persons in identifying occupational and vocational training and programs.**
- (10) **Provide information on reentry programs for persons leaving correctional facilities, alcohol and drug treatment facilities, or mental health facilities.**

SECTION 8. IC 8-1-19.5-8 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 8. As used in this chapter, "recognized 211 service provider" means an organization recognized by the ~~commission~~ **authority** as an appropriate administrator and authorized user of the 211 dialing code in a 211 service area.

SECTION 9. IC 8-1-19.5-9 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 9. (a) It is the policy of the state ~~to encourage the~~ **that 211 services should, in an** orderly and efficient ~~use of 211 to~~ **manner:**

- (1) provide access to human services; and
 - (2) collect needed information about human services and the delivery of human services in Indiana.
- (b) A state agency or department that provides human services may not establish a public telephone line or hotline to provide information



or referrals unless the agency or department first:

- (1) consults with the recognized 211 service provider in the area to be served by the telephone line or hotline about using 211 to provide access to the information or referrals; and
- (2) notifies the ~~commission~~ **authority** of the consultation described in subdivision (1).

(c) A person may not disseminate information to the public about the availability of 211 or 211 services in an area of Indiana except in accordance with ~~(1)~~ a rule adopted by the ~~commission~~ **authority** under IC 4-22-2. ~~or (2) an order issued by the commission in a specific proceeding.~~

SECTION 10. IC 8-1-19.5-9.5, AS AMENDED BY P.L.213-2015, SECTION 98, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 9.5. A recognized 211 service provider shall provide:

- ~~(1) assistance with parental stress issues;~~
- ~~(2) information concerning assistance related to domestic violence;~~
- ~~(3) information concerning assistance for veterans, senior citizens, and vulnerable children; and~~
- ~~(4) (1) information concerning; infant mortality and other public health issues; and~~
- (2) referrals for;**

~~if requested by a person calling 211: human services to the best of the recognized 211 service provider's ability.~~

SECTION 11. IC 8-1-19.5-11, AS AMENDED BY P.L.213-2015, SECTION 99, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 11. (a) The 211 services account is established in the state general fund to make 211 services available throughout Indiana. The account shall be administered by the ~~commission:~~ **authority.**

(b) The account consists of the following:

- (1) All money appropriated to the account by the general assembly.
- (2) Funds received from the federal government for the support of 211 services in Indiana.
- (3) Investment earnings, including interest, on money in the account.
- (4) Money from any other source, including gifts and grants.

(c) Money in the account is continuously appropriated for the purposes of this section. **The authority may budget, allocate, and disburse from the 211 services account an aggregate amount not to**

HEA 1471 — Concur



exceed fifty thousand dollars (\$50,000) each state fiscal year to carry out the purposes of the authority under this chapter.

(d) ~~The commission, after consulting with The authority, after consulting with~~ the board of directors of Indiana 211 Partnership, Inc., or any successor organization, shall annually prepare a plan for the expenditure of the money in the account. The plan must ~~(1)~~ include a strategy or plan to address: ~~(A) assistance for parental stress issues; (B) domestic violence; (C) infant mortality; (D) assistance for veterans; (E) services for senior citizens; (F) services for vulnerable children; and (G) public health issues; and (2)~~ be reviewed by the state budget committee before the commission may make expenditures from the fund. **provide information concerning, and referrals for, human services in accordance with sections 9(a) and 9.5 of this chapter.**

(e) Money in the account may be spent for the following purposes:

(1) The creation of a structure for a statewide 211 resources data base. ~~that:~~

~~(A) meets the Alliance for Information Referral Systems standards for information and referral systems data bases; and~~

~~(B) is integrated with a local resources data base maintained by a recognized 211 service provider.~~

~~Permissible expenditures under this subdivision include expenditures for planning, training, accreditation, and system evaluation.~~

(2) The development and implementation of a statewide 211 resources data base described in subdivision (1). Permissible expenditures under this subdivision include expenditures for planning, training, accreditation, and system evaluation.

(3) Collecting, organizing, and maintaining information from state agencies, departments, and programs that provide human services, for access by a recognized 211 service provider.

(4) Providing grants to a recognized 211 service provider for any of the following purposes:

(A) The design, development, and implementation of 211 services in a recognized 211 service provider's 211 service area. Funds provided under this subdivision may be used for planning, public awareness, training, accreditation, and evaluation.

(B) The provision of 211 services on an ongoing basis after the design, development, and implementation of 211 services in a recognized 211 service provider's 211 service area.

(C) The provision of 211 services on a twenty-four (24) hour per day, seven (7) day per week basis.



(f) The expenses of administering the account shall be paid from money in the account.

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

(h) Money that is in the account ~~under subsection (b)(2) through (b)(4)~~ at the end of a state fiscal year does not revert to the state general fund.

SECTION 12. IC 8-1-19.5-12, AS AMENDED BY P.L.213-2015, SECTION 100, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 12. (a) The ~~commission~~ **authority** shall, after June 30 and before November 1 of each year, report to the general assembly on the following:

(1) The total amount of money deposited in the account during the most recent state fiscal year.

(2) The amount of funds, if any, received from the federal government during the most recent state fiscal year for the support of 211 services in Indiana. The information provided under this subdivision must include the amount of any matching funds, broken down by source, contributed by any source to secure the federal funds.

(3) The amount of money, if any, disbursed from the account for the following:

(A) The creation of a structure for a statewide 211 resources data base described in section 11(e)(1) of this chapter.

(B) The development and implementation of a statewide 211 resources data base described in section 11(e)(2) of this chapter.

(C) Collecting, organizing, and maintaining information from state agencies, departments, and programs that provide human services, for access by a recognized 211 service provider.

The information provided under this subdivision must identify any recognized 211 service provider or other organization that received funds for the purposes set forth in this subdivision.

(4) The amount of money, if any, disbursed from the account as grants to a recognized 211 service provider for any of the purposes described in section 11(e)(4) of this chapter. The information provided under this subdivision must identify the recognized 211 service provider that received the grant and the amount and purpose of the grant received.

~~(5) The expenses incurred by the commission in complying with this chapter during the most recent state fiscal year.~~



(6) The projected budget required by the commission to comply with this chapter during the current state fiscal year.

(7) **(5)** Any available statistics, data, or results concerning the expenditure of money in the account to address, or the effectiveness of 211 services in addressing **(A) assistance for parental stress issues; (B) domestic violence; (C) infant mortality; (D) assistance for veterans; (E) services for senior citizens; (F) services for vulnerable children; and (G) public health issues; or providing information concerning or referrals for, human services** during the most recent state fiscal year.

(b) The report shall describe each toll-free telephone number operated by a state agency or an instrumentality of the state for purposes of providing an information resource for human services and social services.

(c) The commission shall study the feasibility of having 211 service providers take over the operation of toll-free telephone numbers described in subsection (b). The study must identify the costs incurred by state agencies and to instrumentalities of the state in operating these toll-free telephone numbers, and the study must include an estimate of the costs that would be incurred by state agencies and instrumentalities of the state and by 211 service providers if 211 service providers took over the operation of these toll-free telephone numbers. The commission shall, before December 1, 2015, report its findings and recommendations regarding the study to the budget committee.

(d) **(c)** The **report reports** required under this section must be in an electronic format under IC 5-14-6.

SECTION 13. IC 8-1-19.5-13, AS AMENDED BY P.L.213-2015, SECTION 101, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 13. **(a) As used in this section, "commission" refers to the Indiana utility regulatory commission created by IC 8-1-1-2.**

(b) The commission shall authority may adopt rules under IC 4-22-2 to implement this chapter.

(c) Any rules adopted by the commission before July 1, 2017, to implement this chapter are considered, after June 30, 2017, rules of the authority.

(d) On July 1, 2017, all powers, duties, agreements, and liabilities of the commission under this chapter are transferred to the authority, as the successor agency to administer this chapter.

(e) On July 1, 2017, all records and property owned by or under the control of the commission under this chapter, including appropriations and other funds under the control or supervision of



the commission under section 11 of this chapter, are transferred to the authority, as the successor agency to administer this chapter.

(f) After June 30, 2017, any amounts owed to the commission under this chapter before July 1, 2017, are considered to be owed to the authority, as the successor agency to administer this chapter.

(g) After June 30, 2017, a reference in a statute, rule, or other document to the commission, in connection with the commission's duties under this chapter before July 1, 2017, is considered a reference to the authority, as the successor agency to administer this chapter.

SECTION 14. IC 16-34-2-1.5, AS AMENDED BY P.L.136-2013, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 1.5. (a) The state department shall develop an informed consent brochure and post the informed consent brochure on the state department's Internet web site.

(b) The state department shall develop an informed consent brochure that includes the following:

(1) Objective scientific information concerning the probable anatomical and physiological characteristics of a fetus every two

(2) weeks of gestational age, including the following:

(A) Realistic pictures in color for each age of the fetus, including the dimensions of the fetus.

(B) Whether there is any possibility of the fetus surviving outside the womb.

(2) Objective scientific information concerning the medical risks associated with each abortion procedure or the use of an abortion inducing drug, including the following:

(A) The risks of infection and hemorrhaging.

(B) The potential danger:

(i) to a subsequent pregnancy; or

(ii) of infertility.

(3) Information concerning the medical risks associated with carrying the child to term.

(4) Information that medical assistance benefits may be available for prenatal care, childbirth, and neonatal care.

(5) Information that the biological father is liable for assistance in support of the child, regardless of whether the biological father has offered to pay for an abortion.

(6) Information regarding telephone 211 dialing code services for accessing human services as described in IC 8-1-19.5, and the types of services that are available through this service.

(c) In complying with subsection (b)(6), the state department shall



consult with the recognized 211 service providers and the Indiana utility regulatory commission **housing and community development authority** as required by IC 8-1-19.5-9.

(d) In the development of the informed consent brochure described in this section, the state department shall use information and pictures that are available at no cost or nominal cost to the state department.

(e) The informed consent brochure must include the requirements specified in this chapter.



Speaker of the House of Representatives

President of the Senate

President Pro Tempore

Governor of the State of Indiana

Date: _____ Time: _____

HEA 1471 — Concur

