

ORIGINAL

**GENERAL ADMINISTRATIVE ORDER  
OF THE INDIANA UTILITY REGULATORY COMMISSION  
2015-2**



WHEREAS, on April 30, 2013, Senate Enrolled Act 560 was signed into law by Governor Michael R. Pence; and

WHEREAS, Senate Enrolled Act 560 added Indiana Code 8-1-39, which provides for the submission of transmission, distribution, and storage system improvement charges (“TDSIC”) and deferrals to the Indiana Utility Regulatory Commission (“Commission” or “IURC”); and

WHEREAS, Indiana Code §§ 8-1-39-9 and 8-1-39-10 allows public utilities providing natural gas service to submit petitions to the Commission for approval of targeted economic development projects (“TED Projects”); and

WHEREAS, Indiana Code § 8-1-39-11 allows public utilities providing natural gas service to apply to the Indiana Economic Development Corporation (“IEDC”) for approval to treat costs associated with TED Projects as TDSIC costs; and

WHEREAS, Indiana Code § 8-1-39-17 provides that the Commission may adopt by order procedures that the Commission finds reasonable or necessary to administer a TDSIC; and

WHEREAS, the IEDC has reviewed the TED Project Procedures attached as Appendix A and the IEDC has stated in writing (attached as Appendix B) that these procedures are acceptable; and

WHEREAS, the Commission has further determined that it is in the public interest to provide procedures for the approvals required by the Commission and by the IEDC regarding TED Projects;

NOW, THEREFORE, BE IT RESOLVED AND ORDERED that the TED Project Procedures, which are attached to this General Administrative Order as Appendix A, be adopted by this Commission.

  
\_\_\_\_\_  
Carol A. Stephan, Commission Chair

  
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James F. Huston, Commissioner

Carolene Mays-Medley  
Carolene Mays-Medley, Vice Chair

Angela Rapp Weber  
Angela Rapp Weber, Commissioner

Absent  
David E. Ziegner, Commissioner

**I hereby certify that the above is a true and correct copy of the resolution as approved.**

Brenda A. Howe  
Brenda A. Howe  
Secretary to the Commission

Date: NOV 04 2015

## **General Administrative Order 2015-2 – Appendix A**

### **Procedures for Targeted Economic Development Project Approval**

- 1) A public utility providing gas service may petition the Indiana Utility Regulatory Commission (“IURC” or “Commission”) for approval of a targeted economic development project (“TED Project”) as part of the public utility’s petition for a seven-year plan or as part of the public utility’s petition for a transmission, distribution, and storage system improvement charge (“TDSIC”) in which the public utility’s seven-year plan is updated. (See Ind. Code §§ 8-1-39-9(a) and 8-1-39-10(c).) The petition shall include a request for the creation of a subdocket to address approval of the TED Project.
- 2) Within seven (7) days of filing its petition that includes a TED Project proposal with the IURC, the public utility shall apply to the Indiana Economic Development Corporation (“IEDC”) for approval to treat costs associated with the proposed TED Project as TDSIC costs. (See Ind. Code § 8-1-39-11(b).) The public utility’s application shall include a copy of the petition filed with the IURC and shall reference the IURC Cause Number assigned to that petition.
- 3) Within sixty (60) days, the Commission shall review the created subdocket concerning the proposed TED Project and approve the inclusion of the project if the Commission determines that inclusion of the project is consistent with the requirements of Ind. Code 8-1-39. (See Ind. Code § 8-1-39-10(c).) If the Commission approves the inclusion of the proposal, the project officially becomes a TED Project. (See Ind. Code § 8-1-39-5.) This order approving the inclusion of the proposal is hereafter referred to as the “TED Project Order” and is separate from the final order in the proceeding. Upon issuance of the TED Project Order, the Commission shall send a copy of the Commission’s TED Project Order via electronic mail to the IEDC.
- 4) To assist the Commission in its review of the proposed TED Project in the statutorily mandated timeframes, any objections to the public utility’s TED Project proposal shall be filed in the TED Project subdocket proceeding within twenty (20) days of the filing of the public utility’s petition with the IURC. If no objections are filed, the IURC will proceed to issue the TED Project Order. If objections are filed, the public utility shall file any response within ten (10) days of the filing of objections, and the IURC will set an evidentiary hearing approximately ten (10) days thereafter and then issue the TED Project Order.
- 5) Within fourteen (14) days of the Commission’s TED Project Order referenced above, the IEDC shall send a letter to the public utility concerning its application. The IEDC letter shall indicate whether the IEDC approves for purposes of serving economic development in Indiana the TED Project costs as shall be determined in the Commission’s Final Order in the proceeding. If the IEDC approves the TED Project costs and the public utility wishes to proceed with the TED Project, the public utility shall file a copy of the IEDC approval letter with the IURC in the TED Project subdocket.

APPENDIX B



VIA EMAIL

October 29, 2015

Chair Carol A. Stephan  
Indiana Utility Regulatory Commission  
101 W. Washington Street, Suite 1500 A  
Indianapolis, IN 46204

*Re:* IURC Proposed General Administrative Order 2015-2

Chair Stephan,

Please consider this letter the Indiana Economic Development Corporation's ("IEDC") acceptance of the Indiana Utility Regulatory Commission ("IURC") proposed General Administrative Order 2015-2 ("GAO"), including its Appendix A concerning the Procedures for Targeted Economic Development Project ("TED Project") Approval.

The IEDC has reviewed the proposed GAO and finds the TED Project procedures, including the petition approval schedule satisfactory. In the event the IURC elects to modify these procedures, the IEDC respectfully requests notice prior to adoption.

We look forward to the implementation of the TED Project procedures under the IURC's GAO for continued economic development in Indiana. If we can be of any further assistance or if you have any questions or concerns relating to this letter, please let us know.

Sincerely,

/s

Chris W. Cotterill  
Executive Vice President & General Counsel