

STATE *of* INDIANA



INDIANA UTILITY REGULATORY COMMISSION
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Memorandum

To: Indiana Legislative Council
Katelyn Colclazier, Small Business Ombudsman

From: James F. Huston, Chairman 
Indiana Utility Regulatory Commission

Date: October 24, 2018

Re: IURC Small Business Annual Report

Attached is the small business annual report from the Indiana Utility Regulatory Commission pursuant to Ind. Code § 4-22-2-28.1(k) due not later than November 1, 2018.

Indiana Utility Regulatory Commission (IURC)

Small Business Annual Report – November 1, 2018

This report is prepared pursuant to Ind. Code § 4-22-2-28.1.

Pursuant to Ind. Code § 4-22-2-28.1, each proposed rule is assigned a “small business coordinator.” In this section, the “director” refers to the agency head, which in the case of the IURC is the Chairman.

Ind. Code § 4-22-2-28.1(j) and (k) state:

- (j) The coordinator assigned to a rule under subsection (e) shall keep a record of all comments, questions, and complaints received from small businesses with respect to the rule. The coordinator shall deliver the record, along with any accompanying documents submitted by small businesses, to the director:
 - (1) not later than ten (10) days after the date on which the rule is submitted to the publisher under section 35 of this chapter; and
 - (2) before July 15 of each year during which the rule remains in effect. The coordinator and the director shall keep confidential any information concerning a small business to the extent that the information is exempt from public disclosure under Ind. Code § 5-14-3-4.

- (k) Not later than November 1 of each year, the director shall:
 - (1) compile the records received from all of the agency's coordinators under subsection (j);
 - (2) prepare a report that sets forth:
 - (A) the number of comments, complaints, and questions received by the agency from small businesses during the most recent state fiscal year, categorized by the subject matter of the rules involved;
 - (B) the number of complaints or questions reported under clause (A) that were resolved to the satisfaction of the agency and the small businesses involved;
 - (C) the total number of staff serving as coordinators under this section during the most recent state fiscal year;
 - (D) the agency's costs in complying with this section during the most recent state fiscal year; and
 - (E) the projected budget required by the agency to comply with this section during the current state fiscal year; and
 - (3) deliver the report to the legislative council in an electronic format under Ind. Code § 5-14-6 and to the small business ombudsman designated under Ind. Code § 5-28-17-6.

For Fiscal Year 2017/2018, the IURC answers Ind. Code § 4-22-2-28.1(k)(2)(A) through (E) as follows:

- (A) No comments, complaints or questions were received by the agency from small businesses regarding these rules during the most recent state fiscal year.
- (B) With regard to the number of complaints or questions reported that were resolved to the satisfaction of the agency and the small businesses involved, this is not applicable, as no complaints or questions were received.
- (C) There were four (4) staff members serving as coordinators under this section during the most recent fiscal year.
- (D) The agency's costs in complying with this section during the most recent fiscal year (Fiscal Year 2017/2018) were approximately \$68.14 (0.25 hours at an hourly rate of \$76.50 (salary and benefit cost) and 1 hour at an hourly rate of \$49.01 (salary and benefit cost)).
- (E) The projected budget required by the agency to comply with this section during the current state fiscal year (Fiscal Year 2018/2019) is approximately \$117.15. We will have one rulemaking that affects small businesses, so there may be approximately one additional hour of staff time needed.

Pursuant to Ind. Code § 4-22-2-28.1(k)(3) and Ind. Code chapter 5-14-6, the report of the above information, prepared by the IURC Chairman, shall be delivered to the legislative council in an electronic format under Ind. Code chapter 5-14-6 and to the small business ombudsman designated by Ind. Code § 5-28-17-6.