

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 2006 Regular Session of the General Assembly.

## SENATE ENROLLED ACT No. 312

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AN ACT to amend the Indiana Code concerning utilities and transportation.

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

SECTION 1. IC 8-1-2.7-1.3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 1.3. (a) This chapter applies to the following:

- (1) A public utility established to provide water service that is:
  - (A) privately owned and serves less than three hundred (300) customers;
  - (B) a not-for-profit utility (as defined by IC 8-1-2-125(a)); ~~or~~
  - (C) a cooperative corporation exempt from state and federal income taxation; ~~or~~
  - (D) a conservancy district established under IC 14-33-2 that:**
    - (i) has as a purpose of the district the provision of a water supply, including the treatment and distribution of water, for domestic, industrial, and public use; and**
    - (ii) provides water service to less than two thousand (2,000) customers.**
- (2) A public utility established to provide sewage disposal service (as defined in IC 8-1-2-89(a)(1)) that holds a certificate of territorial authority as required by IC 8-1-2-89, and that is:
  - (A) privately owned and serves less than three hundred (300) customers;

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(B) a not-for-profit utility (as defined in IC 8-1-2-125(a)); or  
(C) a cooperative corporation exempt from state and federal  
income taxation.

(3) Except as provided in subsection (b), a legal entity providing  
only sewage treatment service to a not-for-profit sewage disposal  
company.

(b) Subsection (a)(3) does not include a sewage treatment provider  
that is otherwise subject to the commission's jurisdiction.

SECTION 2. IC 14-33-5-16 IS AMENDED TO READ AS  
FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 16. As compensation  
the directors are entitled to an amount that the court orders, but not to  
exceed:

- (1) one hundred dollars (\$100) for not more than two (2)  
regular or specially called board meetings per month; and**
- (2) fifty dollars (\$50) for ~~each~~ not more than five (5) days per  
month devoted to the work of the district in addition to any day  
for which payment is received under subdivision (1).**

In addition, the directors shall be reimbursed for actual expenses,  
including traveling expense at a rate equal to the rate paid to state  
officers and employees. Claims for expense reimbursement must be  
accompanied by an itemized written statement approved by a recorded  
motion of the board.

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President of the Senate

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President Pro Tempore

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Speaker of the House of Representatives

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Governor of the State of Indiana

Date: \_\_\_\_\_ Time: \_\_\_\_\_

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