

Second Regular Session of the 122nd General Assembly (2022)

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 2021 Regular Session of the General Assembly.

HOUSE ENROLLED ACT No. 1183

AN ACT to amend the Indiana Code concerning natural and cultural resources.

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

SECTION 1. IC 14-22-6-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 4. **(a) For purposes of this section, a trap is designed to capture and kill a furbearing animal if the animal's death is the result of:**

- (1) submerging the animal in water; or**
- (2) crushing or asphyxiating the animal.**

(b) A person may not do the following:

- (1) Tend or visit a trap or remove a furbearing animal from a trap that is not the person's property without the permission of the owner.
- (2) For a trap that is designed to capture but not kill a furbearing animal, fail to tend or visit or have tended or visited a trap and remove a furbearing animal from a trap that is the person's property within a period not exceeding twenty-four (24) hours.**
- (3) For a trap that is designed to capture and kill a furbearing animal, fail to tend or visit or have tended or visited a trap and remove a furbearing animal from a trap that is the person's property within a period not exceeding forty-eight (48) hours.**

(c) The department shall publish a recommendation that the

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best practice to comply with this section is to tend or visit, or have tended or visited a furbearing trap that is the person's property within a period not to exceed twenty-four (24) hours.

SECTION 2. IC 14-22-19-2, AS AMENDED BY P.L.195-2017, SECTION 24, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 2. (a) The department may issue the following licenses to engage in the business of buying furbearing mammals or the untanned hides, skins, and furs of furbearing mammals in Indiana upon payment of the following minimum license fees:

- (1) A resident buyer's license, authorizing purchases direct from trappers or from other licensed buyers, seventy-five dollars (\$75).
- (2) A nonresident buyer's license, authorizing purchases direct from trappers or from other licensed buyers, one hundred twenty-five dollars (\$125).
- (3) A buyer's license for a period of one (1) day, authorizing purchases direct from trappers or from other licensed buyers for one (1) day, twenty-five dollars (\$25).**

(b) The license fees in subsection (a) are subject to IC 14-22-2-10.

SECTION 3. IC 14-22-19-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 3. Upon receipt of an application containing the proper information and the prescribed fee, the department shall issue a license to the applicant. The license:

- (1) **except for a buyer's license under section 2(a)(3) of this chapter**, expires June 30 after the date of issue; ~~and~~
- (2) under section 2(a)(3) of this chapter, expires one (1) day after the date authorized on the license; and**
- ~~(2)~~ **(3)** entitles the holder to purchase:
 - (A) furbearing mammals; or
 - (B) the untanned hides, skins, or furs of furbearing mammals.

SECTION 4. IC 14-28-1-22.3 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 22.3. (a) This section applies to local flood plain administrators in a county having a population of more than sixty-five thousand (65,000) and less than sixty-six thousand six hundred (66,600).**

(b) A local flood plain administrator may issue a variance allowing a structure located in a floodway to remain in its location without a permit issued by the director of the department under section 22 of this chapter if:

- (1) the structure is an abode or residence;
- (2) a permit for the construction of the abode or residence was issued by the appropriate official of the county in which the



abode or residence was constructed;

(3) the permit was issued before December 19, 2018;

(4) the location of the abode or residence was not shown as being within a special flood hazard area or a Zone A in the Federal Emergency Management Agency Flood Insurance Rate Map that was available to the county official when the county official issued the permit; and

(5) the abode or residence was built in compliance with the permit.

(c) This section expires July 1, 2023.

SECTION 5. An emergency is declared for this act.



Speaker of the House of Representatives

President of the Senate

President Pro Tempore

Governor of the State of Indiana

Date: _____ Time: _____

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