

# HOUSE BILL No. 1265

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** Noncode.

**Synopsis:** Study of low head dams and riparian rights. Urges the legislative council to assign to an appropriate interim study committee the task of studying: (1) low head dams; and (2) riparian rights; during the 2019 interim.

**Effective:** Upon passage.

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January 10, 2019, read first time and referred to Committee on Natural Resources.

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First Regular Session of the 121st General Assembly (2019)

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 2018 Regular and Special Session of the General Assembly.

# HOUSE BILL No. 1265

A BILL FOR AN ACT concerning natural resources.

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

- 1 SECTION 1. [EFFECTIVE UPON PASSAGE] (a) As used in this
- 2 SECTION, "low head dam" means a manmade obstruction that:
- 3 (1) typically spans a river from bank to bank;
- 4 (2) is usually below the surface of the river, with river water
- 5 flowing across the entire length of the top of the dam; and
- 6 (3) can, under certain flow conditions, create strong
- 7 turbulence and recirculating currents that make escape
- 8 nearly impossible for anyone thrown into the water on the
- 9 downstream side of the dam.
- 10 (b) As used in this SECTION, "riparian rights" means legal
- 11 rights that:
- 12 (1) arise from the ownership of property that abuts a river,
- 13 stream, or lake; and
- 14 (2) relate to the use and enjoyment of the river, stream, or
- 15 lake.
- 16 (c) The legislative council is urged to assign to an appropriate
- 17 interim study committee the task of studying:
- 18 (1) low head dams; and



1           **(2) riparian rights;**  
2           **during the 2019 interim.**  
3           **(d) This SECTION expires January 1, 2020.**  
4           **SECTION 2. An emergency is declared for this act.**

