

Second Regular Session of the 123rd General Assembly (2024)

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 2023 Regular Session of the General Assembly.

HOUSE ENROLLED ACT No. 1337

AN ACT to amend the Indiana Code concerning property.

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

SECTION 1. IC 32-25.5-3.7 IS ADDED TO THE INDIANA CODE AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]:

Chapter 3.7. Homeowners Association Regulation of Beekeeping

Sec. 1. As used in this chapter, "governing documents" has the meaning set forth in IC 32-25.5-2-3.

Sec 1.5. As used in this chapter, "licensed physician" has the meaning set forth in IC 16-18-2-202.

Sec. 2. This chapter applies only to a homeowners association's adoption or amendment of governing documents after June 30, 2024.

Sec. 3. Except as provided in section 4 of this chapter, and subject to sections 6 and 7 of this chapter, a homeowners association may adopt or amend governing documents to regulate the:

- (1) number; and**
- (2) location;**

of active beehives that a person may maintain on a property that a person owns, rents, or leases.

Sec. 4. This section applies only to a person who has active beehives located on a property before the date the homeowners association adopts or amends the governing documents. This

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chapter does not allow a homeowners association to prevent a person from maintaining the same:

- (1) number; and
- (2) location;

of active beehives that are on the property before the date the governing documents are adopted or amended.

Sec. 5. Any regulation by a homeowners association must be consistent with:

- (1) IC 14-24-8; and
- (2) any rules adopted under IC 14-24-3.

Sec. 6. A homeowners association may not prohibit a person from beekeeping on a property that the person owns, rents, or leases if both of the following apply:

- (1) The beehives are actively maintained for pollination or the production of honey.
- (2) The person who is beekeeping complies with:
 - (A) IC 14-24-8; and
 - (B) any rules adopted under IC 14-24-3.

Sec. 7. A homeowners association may prohibit beekeeping within one hundred (100) feet of a property only if the following conditions are satisfied:

- (1) A person provides documentation from a licensed physician to the homeowners association verifying that the person or a member of the person's household has a bee allergy.
- (2) The person described in subdivision (1) who has the bee allergy resided at the property before another person began beekeeping within one hundred (100) feet of the property.



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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