



February 4, 2015

SENATE BILL No. 249

DIGEST OF SB 249 (Updated February 2, 2015 12:36 pm - DI 92)

Citations Affected: IC 36-1.

Synopsis: Regulation of animal agricultural. Requires the Purdue Extension and the Purdue University College of Agriculture to study the impact of local land use ordinances on the construction of buildings or other structures used in the breeding, feeding, and housing of livestock.

Effective: July 1, 2015.

Leising

January 6, 2015, read first time and referred to Committee on Agriculture.
February 3, 2015, amended, reported favorably — Do Pass.

SB 249—LS 6618/DI 77



February 4, 2015

First Regular Session 119th General Assembly (2015)

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 2014 Regular Session and 2014 Second Regular Technical Session of the General Assembly.

SENATE BILL No. 249

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

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

1 SECTION 1. IC 36-1-3-10 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2015]: **Sec. 10. (a) As used in this section, "livestock" has the**
4 **meaning set forth in IC 15-11-5-1.**

5 **(b) Purdue Extension and the Purdue University College of**
6 **Agriculture shall study the impact of local land use ordinances on**
7 **the construction of buildings or other structures used in the**
8 **breeding, feeding, and housing of livestock. The study must include**
9 **the following:**

10 **(1) A listing of the counties, cities, and towns that have**
11 **considered imposing land use limitations on the construction**
12 **of buildings or other structures used in the breeding, feeding,**
13 **and housing of livestock.**

14 **(2) A summary of any land use ordinances adopted by**
15 **counties, cities, and towns since 2010 that have restricted the**
16 **construction of buildings or other structures used in the**

SB 249—LS 6618/DI 77



- 1 breeding, feeding, and housing of livestock in the adopting
2 counties, cities, and towns.
- 3 **(3) A discussion of the particular restrictive aspects of the**
4 **ordinances summarized under subdivision (2), including set**
5 **back requirements, moratoriums, and limitations on the size**
6 **of a building or lot subject to the ordinance.**
- 7 **(4) A discussion of any other land use restrictions that have**
8 **affected the development of buildings or other structures used**
9 **in the breeding, feeding, and housing of livestock in Indiana.**
- 10 **(5) If applicable, a discussion of any projects that have been**
11 **developed in other states because of a land use restriction that**
12 **prevented developing the project in a preferred Indiana**
13 **location.**
- 14 **(6) Summarize the importance of livestock agriculture to each**
15 **county and the estimated economic impact of livestock**
16 **agriculture on the Indiana economy.**
- 17 **(c) Before November 1, 2015, Purdue Extension and the Purdue**
18 **University College of Agriculture shall report the results of the**
19 **study required by subsection (b) to the budget committee and to**
20 **the legislative council in an electronic format under IC 5-14-6.**
- 21 **(d) This section expires July 1, 2016.**



COMMITTEE REPORT

Madam President: The Senate Committee on Agriculture, to which was referred Senate Bill No. 249, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Delete amendment AM024902, as adopted by the Committee on Agriculture on January 12, 2015.

Page 1, line 3, delete "means the" and insert "**has the meaning set forth in IC 15-11-5-1.**".

Page 1, delete lines 4 through 16, begin a new paragraph and insert:

"(b) Purdue Extension and the Purdue University College of Agriculture shall study the impact of local land use ordinances on the construction of buildings or other structures used in the breeding, feeding, and housing of livestock. The study must include the following:

(1) A listing of the counties, cities, and towns that have considered imposing land use limitations on the construction of buildings or other structures used in the breeding, feeding, and housing of livestock.

(2) A summary of any land use ordinances adopted by counties, cities, and towns since 2010 that have restricted the construction of buildings or other structures used in the breeding, feeding, and housing of livestock in the adopting counties, cities, and towns.

(3) A discussion of the particular restrictive aspects of the ordinances summarized under subdivision (2), including set back requirements, moratoriums, and limitations on the size of a building or lot subject to the ordinance.

(4) A discussion of any other land use restrictions that have affected the development of buildings or other structures used in the breeding, feeding, and housing of livestock in Indiana.

(5) If applicable, a discussion of any projects that have been developed in other states because of a land use restriction that prevented developing the project in a preferred Indiana location.

(6) Summarize the importance of livestock agriculture to each county and the estimated economic impact of livestock agriculture on the Indiana economy.

(c) Before November 1, 2015, Purdue Extension and the Purdue University College of Agriculture shall report the results of the study required by subsection (b) to the budget committee and to the legislative council in an electronic format under IC 5-14-6.

SB 249—LS 6618/DI 77



(d) This section expires July 1, 2016."

Delete page 2.

and when so amended that said bill do pass.

(Reference is to SB 249 as introduced.)

LEISING, Chairperson

Committee Vote: Yeas 7, Nays 0.

