

SENATE BILL No. 139

DIGEST OF INTRODUCED BILL

Citations Affected: IC 14-8-2; IC 14-22-10.

Synopsis: Regulation of falconry and trapping. Provides for the regulation of trapping and raptors. (The introduced version of this bill was prepared by the natural resources study committee.)

Effective: July 1, 2000.

Lewis, Wheeler

January 10, 2000, read first time and referred to Committee on Natural Resources.

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Second Regular Session 111th General Assembly (2000)

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 1999 General Assembly.

SENATE BILL No. 139

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

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

1 SECTION 1. IC 14-8-2-122.5 IS ADDED TO THE INDIANA
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2000]: **Sec. 122.5. "Highway", for purposes**
4 **of IC 14-22-10-11, has the meaning set forth in IC 8-23-1-23.**

5 SECTION 2. IC 14-8-2-222.5 IS ADDED TO THE INDIANA
6 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
7 [EFFECTIVE JULY 1, 2000]: **Sec. 222.5. "Public highway", for**
8 **purposes of IC 14-22-10-11, has the meaning set forth in**
9 **IC 8-2.1-17-14.**

10 SECTION 3. IC 14-8-2-228.5 IS ADDED TO THE INDIANA
11 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
12 [EFFECTIVE JULY 1, 2000]: **Sec. 228.5. "Raptor", for purposes of**
13 **IC 14-22-10-11, has the meaning set forth in IC 14-22-10-11(a).**

14 SECTION 4. IC 14-8-2-289 IS AMENDED TO READ AS
15 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 289. "Unit of local
16 government", for purposes of IC 14-12-1 ~~has the meaning set forth in~~
17 ~~IC 14-12-1-3.~~ **and IC 14-22-10, means a:**



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1 (1) county;
 2 (2) city;
 3 (3) town; or
 4 (4) township;
 5 **located in Indiana.**

6 SECTION 5. IC 14-22-10-10 IS ADDED TO THE INDIANA
 7 CODE AS A NEW SECTION TO READ AS FOLLOWS
 8 [EFFECTIVE JULY 1, 2000]: **Sec. 10. (a) Except as provided in**
 9 **subsection (b), the state is the sole regulator of the trapping of wild**
 10 **animals in Indiana. Trapping is regulated only by statutes and**
 11 **rules adopted under IC 4-22-2 by authority of statute.**

12 **(b) A unit of local government may not regulate in any way the**
 13 **trapping of wild animals other than the trapping of wild animals**
 14 **on land, buildings, or other real property owned by the unit of local**
 15 **government.**

16 SECTION 6. IC 14-22-10-11 IS ADDED TO THE INDIANA
 17 CODE AS A NEW SECTION TO READ AS FOLLOWS
 18 [EFFECTIVE JULY 1, 2000]: **Sec. 11. (a) As used in this section,**
 19 **"raptor" means a live migratory bird of the Order Falconiformes**
 20 **or the Order Stirgiformes, other than a bald eagle (*Haliaeetus***
 21 **leucocephalus) or a golden eagle (*Aquila chrysaetos*).**

22 **(b) Except on land, buildings, or other real property owned by**
 23 **a unit of local government other than a highway or public highway,**
 24 **a unit of local government may not regulate in any way the**
 25 **ownership, possession, sale, transfer, or transportation of a raptor**
 26 **to the extent that the state of Indiana remains on the list of states**
 27 **meeting Federal Falconry Standards maintained under 50 CFR**
 28 **21.29(k).**

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