
SENATE BILL No. 183

DIGEST OF INTRODUCED BILL

Citations Affected: IC 14-12-2.

Synopsis: Funding conservation easements for farmland. Adds the lieutenant governor or the lieutenant governor's designee to the Indiana heritage trust project committee. Establishes a farmland conservation easement account within the Indiana heritage trust fund to be used to purchase conservation easements to assure the availability of land for agricultural uses. Provides that 10% of the balance in the fund is to be allocated to the new account. Reduces the portion of the fund to be allocated to the discretionary account from 50% to 40%. Makes conforming changes. (The introduced version of this bill was prepared for the agricultural matters evaluation committee.)

Effective: July 1, 2000.

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January 10, 2000, read first time and referred to Committee on Agriculture and Small Business.

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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. 183

A BILL FOR AN ACT to amend the Indiana Code concerning agriculture and animals.

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

- 1 SECTION 1. IC 14-12-2-14 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 14. (a) The Indiana
3 heritage trust project committee is established.
4 (b) The project committee consists of the following ~~sixteen (16)~~
5 **seventeen (17)** members:
6 (1) The director of the division of fish and wildlife.
7 (2) The director of the division of forestry.
8 (3) The director of the division of nature preserves.
9 (4) The director of the division of state parks.
10 (5) The director of the division of outdoor recreation.
11 (6) The director of the division of state museums and historic
12 sites.
13 (7) Ten (10) individuals appointed by the governor:
14 (A) who are residents of Indiana;
15 (B) who have a demonstrated interest or experience in:
16 (i) conservation of natural resources; or
17 (ii) management of public property;



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- 1 (C) each of whom resides in a different congressional district;
 2 and
 3 (D) who represent the following:
 4 (i) The environmentalist community.
 5 (ii) The academic community.
 6 (iii) Organized hunting and fishing groups.
 7 (iv) The forest products community.
 8 (v) The parks and recreation community.
- 9 **(8) The commissioner of agriculture or the commissioner's**
 10 **designee.**
- 11 SECTION 2. IC 14-12-2-26 IS AMENDED TO READ AS
 12 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 26. The following
 13 accounts are established within the fund:
- 14 (1) The state parks account. Money in this account may be used
 15 only to purchase property for state park purposes.
 16 (2) The state forests account. Money in this account may be used
 17 only to purchase property for state forest purposes.
 18 (3) The nature preserves account. Money in this account may be
 19 used only to purchase property for nature preserve purposes.
 20 (4) The fish and wildlife account. Money in this account may be
 21 used only to purchase property for fish or wildlife management
 22 purposes.
 23 (5) The outdoor recreation account. Money in this account may be
 24 used only to purchase property for outdoor recreation, historic
 25 site, or archeological site purposes.
 26 **(6) The farmland conservation easement account. Money in**
 27 **this account may be used only to purchase conservation**
 28 **easements (as defined in IC 32-5-2.6-1) to assure the**
 29 **availability of land for agricultural use.**
 30 (7) The stewardship account. Money in this account may be used
 31 only for the following purposes:
 32 (A) Maintenance of property acquired under this chapter.
 33 (B) Costs of removal of structures, debris, and other property
 34 that is unsuitable for the intended use of the property to be
 35 acquired.
 36 (C) Costs of site preparation related to any of the following:
 37 (i) The public use of the property, such as fences, rest
 38 rooms, public ways, trails, and signs.
 39 (ii) Protecting or preserving the property's natural
 40 environment.
 41 (iii) Returning the property to the property's natural state.
 42 (D) Not more than ten percent (10%) of the money in the

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1 account for the promotion of the purposes of the Indiana
2 heritage trust program.

3 ~~(7)~~ **(8)** The discretionary account. Subject to section 31 of this
4 chapter, money in this account may be used for any purpose for
5 which the accounts listed in subdivisions (1) through ~~(6)~~ **(7)** may
6 be used.

7 SECTION 3. IC 14-12-2-27 IS AMENDED TO READ AS
8 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 27. Five percent (5%)
9 of the money appropriated to the fund shall be allotted to the
10 stewardship account established by section ~~26(6)~~ **26(7)** of this chapter.

11 SECTION 4. IC 14-12-2-28 IS AMENDED TO READ AS
12 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 28. After the allotment
13 required under section 27 of this chapter has been made, the following
14 allotments shall be made:

15 (1) Ten percent (10%) of the balance shall be allotted to each
16 account listed in section 26(1) through ~~26(5)~~ **26(6)** of this chapter.

17 (2) ~~Fifty~~ **Forty** percent ~~(50%)~~ **(40%)** of the balance shall be
18 allotted to the account listed in section ~~26(7)~~ **26(8)** of this chapter.

19 SECTION 5. IC 14-12-2-30 IS AMENDED TO READ AS
20 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 30. (a) Money in the
21 accounts of the fund, other than the stewardship account, may be used
22 for the following:

23 (1) Acquisition costs, such as costs of surveying, title insurance,
24 and other activities associated with the transfer of title to property.

25 (2) Costs of services and expenses related to acquisition, such as
26 engineering, appraisal, environmental, accounting, project
27 development, and legal services and expenses.

28 (b) Money in the fund may not be used for the following:

29 (1) The costs of construction of structures other than those
30 authorized under section ~~26(6)~~ **26(7)** of this chapter.

31 (2) The costs of removal (as defined in IC 13-11-2-187) and
32 remedial action (as defined in IC 13-11-2-185) relating to
33 hazardous substances (as defined in IC 13-11-2-98).

34 (3) The costs of wastewater treatment.

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