



February 28, 2003

SENATE BILL No. 292

DIGEST OF SB 292 (Updated February 26, 2003 1:51 PM - DI 52)

Citations Affected: IC 32-26.

Synopsis: Fences. Provides that the duty to build, repair, rebuild, and maintain partition fences does not apply to a fence separating two adjoining parcels of property unless at least one of the adjoining parcels is agricultural land.

Effective: July 1, 2003.

Adams K, Craycraft

January 15, 2003, read first time and referred to Committee on Agriculture and Small Business.
February 27, 2003, reported favorably — Do Pass.

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SB 292—LS 7012/DI 110+



February 28, 2003

First Regular Session 113th General Assembly (2003)

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 2002 Regular or Special Session of the General Assembly.

SENATE BILL No. 292

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

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

1 SECTION 1. IC 32-26-9-0.5 IS ADDED TO THE INDIANA CODE
2 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2003]: **Sec. 0.5. (a) As used in this section, "agricultural land"**
4 **means land that is:**

5 (1) **zoned or otherwise designated as agricultural land;**
6 (2) **used for growing crops or raising livestock; or**
7 (3) **reserved for conservation.**
8 (b) **This chapter does not apply to a fence that separates two (2)**
9 **adjoining parcels of property unless at least one (1) of the**
10 **adjoining parcels is agricultural land.**

11 SECTION 2. IC 32-26-9-6, AS ADDED BY P.L.2-2002, SECTION
12 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
13 2003]: **Sec. 6.** This chapter shall be liberally construed in favor of the
14 objects and purposes for which it is enacted and shall apply to all
15 **agricultural** land, whether enclosed or unenclosed, cultivated or
16 uncultivated, wild or wood lot.

SB 292—LS 7012/DI 110+



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SENATE MOTION

Mr. President: I move that Senator Craycraft be added as second author of Senate Bill 292.

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COMMITTEE REPORT

Mr. President: The Senate Committee on Agriculture and Small Business, to which was referred Senate Bill No. 292, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 292 as introduced.)

NUGENT, Chairperson

Committee Vote: Yeas 8, Nays 0.

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