

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 2010 Regular Session of the General Assembly.

HOUSE ENROLLED ACT No. 1128

AN ACT to amend the Indiana Code concerning natural resources.

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

SECTION 1. IC 8-1-8.8-10, AS AMENDED BY SEA 66-2011, SECTION 1, AND AS AMENDED BY SEA 251-2011, SECTION 10, IS CORRECTED AND AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 10. (a) As used in this chapter "renewable energy resources" means **the following: *alternative sources of renewable energy, including the following:***

- (1) *Energy from wind.*
- (2) *Solar energy.*
- (3) *Photovoltaic cells and panels.*
- (4) *Dedicated crops grown for energy production.*
- (5) *Organic waste biomass, including any of the following organic matter that is available on a renewable basis:*
 - (A) *Agricultural crops.*
 - (B) *Agricultural wastes and residues.*
 - (C) *Wood and wood wastes, including the following:*
 - (i) *Wood residues.*
 - (ii) *Forest thinnings.*
 - (iii) *Mill residue wood.*
 - (D) *Animal wastes.*
 - (E) *Animal byproducts.*
 - (F) *Aquatic plants.*



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~~(G) Algae.~~

~~(6) Hydropower from existing dams.~~

~~(7) Fuel cells.~~

~~(8) Energy from waste to energy facilities.~~

~~(9) (1) Energy storage systems. A clean energy resource listed in IC 8-1-37-4(a)(1) through IC 8-1-37-4(a)(16).~~

~~(10) (2) Low temperature, oxygen starved gasification of municipal solid waste.~~

~~(11) (3) Methane recovered from landfills for the production of electricity.~~

~~(12) Coal bed methane derived from a naturally occurring biogenic process.~~

(b) Except for energy *described in described in subsections (a)(8), and (a)(10) subsection (a)(2) and IC 8-1-37-4(a)(9), from waste to energy facilities,* the term does not include energy from the incinerations, burning, or heating of any of the following:

- (1) Tires.
- (2) General household, institutional, commercial, industrial lunchroom, office, or landscape waste.
- (c) The term excludes treated or painted lumber.

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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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