

# SENATE BILL No. 113

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 13-18-10-1.

**Synopsis:** Confined feeding operation approvals. Establishes a three year moratorium on: (1) the start of construction of confined feeding operations; and (2) the expansion of confined feeding operations that increase animal capacity or manure containment capacity, or both.

**Effective:** July 1, 2011.

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**Paul**

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January 5, 2011, read first time and referred to Committee on Energy and Environmental Affairs.

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First Regular Session 117th General Assembly (2011)

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.

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## SENATE BILL No. 113



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

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

1 SECTION 1. IC 13-18-10-1, AS AMENDED BY P.L.1-2010,  
2 SECTION 62, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2011]: Sec. 1. **(a) Subject to subsection (b)**, a person may not  
4 start:

- 5 (1) construction of a confined feeding operation; or
- 6 (2) expansion of a confined feeding operation that increases  
7 animal capacity or manure containment capacity, or both;
- 8 without obtaining the prior approval of the department.

9 **(b) Notwithstanding subsection (a) or any other law, the**  
10 **department may not approve after June 30, 2011, and before July**  
11 **1, 2014:**

- 12 **(1) the start of construction of a confined feeding operation;**
- 13 **or**
- 14 **(2) the expansion of a confined feeding operation that**  
15 **increases animal capacity or manure containment capacity, or**  
16 **both;**

17 **regardless of whether the application for approval was submitted**



1 to the department before July 1, 2011.

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