
SENATE BILL No. 374

DIGEST OF INTRODUCED BILL

Citations Affected: IC 25-21.5-9.

Synopsis: Land surveyors. Allows a licensed land surveyor to enter any land, water, or property within Indiana, except for land owned or controlled by the department of homeland security or a public utility, to conduct a survey. Provides procedures for notifying a landowner and makes a surveyor liable for damage caused by the entry.

Effective: July 1, 2011.

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January 11, 2011, read first time and referred to Committee on Public Policy.

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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. 374



A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

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

1 SECTION 1. IC 25-21.5-9-7 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2011]: **Sec. 7. (a) Subject to section 8 of this chapter and except**
4 **as provided in subsection (b), a land surveyor may enter upon,**
5 **over, or under any land, water, or property within Indiana for the**
6 **limited purpose of the practice of land surveying. The land**
7 **surveyor may not interfere with any construction, operation, or**
8 **maintenance activity being conducted upon the land, water, or**
9 **property by the owner or occupant.**

10 (b) Notwithstanding subsection (a), a land surveyor may not
11 enter property owned or controlled by:

- 12 (1) the Indiana department of homeland security; or
- 13 (2) a public utility.

14 SECTION 2. IC 25-21.5-9-8 IS ADDED TO THE INDIANA CODE
15 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
16 1, 2011]: **Sec. 8. (a) Before a land surveyor may enter upon, over,**
17 **or under any land, water, or property under section 7 of this**



1 **chapter, the land surveyor must notify the occupant of the land,**
2 **water, or property of the entry by any means as long as the land**
3 **surveyor can provide proof that notice was given.**
4 **(b) A land surveyor shall present written identification to the**
5 **occupant of the land, water, or property to be entered under**
6 **section 7 of this chapter before entering the land, water, or**
7 **property.**
8 **(c) A land surveyor is liable for any damage that may occur to**
9 **the land, water, or property as a result of entry upon, over, or**
10 **under the land, water, or property under section 7 of this chapter.**

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