

SENATE BILL No. 539

DIGEST OF INTRODUCED BILL

Citations Affected: IC 14-18-6.5.

Synopsis: Boundaries of Lake Michigan property. Provides that the Lake Michigan boundary of a parcel of real property located on the shore of Lake Michigan in the town of Long Beach is at the ordinary high water mark. Provides a cause of action to a person who believes the person owns real property beyond the ordinary high water mark to establish the person's title to that property.

Effective: July 1, 2013.

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January 14, 2013, read first time and referred to Committee on Agriculture and Natural Resources.

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First Regular Session 118th General Assembly (2013)

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 2012 Regular Session of the General Assembly.

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SENATE BILL No. 539



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 14-18-6.5 IS ADDED TO THE INDIANA CODE
 2 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
 3 JULY 1, 2013]:
 4 **Chapter 6.5. Real Property Ownership in Certain Lands**
 5 **Bordering Lake Michigan**
 6 **Sec. 1. As used in this chapter, "lake lot" refers to a parcel of**
 7 **real property bordering on Lake Michigan located in the town.**
 8 **Sec. 2. As used in this chapter, "lake ward property" refers to**
 9 **real property in Lake Michigan beyond the ordinary high water**
 10 **mark that abuts a lake lot.**
 11 **Sec. 3. As used in this chapter, "ordinary high water mark"**
 12 **means the elevation of 581.5 feet, International Great Lakes Datum**
 13 **(1985).**
 14 **Sec. 4. As used in this chapter, "town" refers to the Town of**
 15 **Long Beach in LaPorte County.**
 16 **Sec. 5. (a) This section does not apply to a lake lot owned by the**
 17 **state of Indiana.**



1 **(b) Except as provided in section 6 of this chapter, the Lake**
2 **Michigan boundary of a lake lot is considered to be located at the**
3 **ordinary high water mark.**
4 **Sec. 6. (a) A person who believes the person owns an interest in**
5 **lake ward property may bring an action under IC 32-30 to**
6 **establish the person's interest in the lake ward property.**
7 **(b) An action brought under this section may not be brought**
8 **after June 30, 2016.**
9 **(c) A judgment in favor of the person bringing an action under**
10 **this section shall be made subject to the payment by the person of**
11 **property taxes on the lake ward property that would have been**
12 **paid on the real property from January 1, 2003.**

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