February 20, 2013

SENATE BILL No. 367

DIGEST OF SB 367 (Updated February 18, 2013 11:55 am - DI 109)

Citations Affected: IC 32-23.

Synopsis: Conservation easements. Amends the definition of "holder", for purposes of the conservation easement law, to include an Indiana nonprofit corporation that is granted a conservation easement.

Effective: July 1, 2013.

Glick

January 8, 2013, read first time and referred to Committee on Agriculture and Natural Resources.
February 19, 2013, amended, reported favorably — Do Pass.

Copy

February 20, 2013

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.

C o p y

SENATE BILL No. 367

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

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

SECTION 1. IC 32-23-5-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 3. As used in this chapter, "holder" means **any of the following:**

(1) A governmental body that is empowered to hold an interest in real property under the laws of Indiana or the United States. ~~or~~

(2) A charitable corporation, charitable association, **nonprofit corporation,** or charitable trust, the purposes or powers of which include:

(A) retaining or protecting the natural, scenic, or open space values of real property;

(B) assuring the availability of real property for agricultural, forest, recreational, or open space use;

(C) protecting natural resources;

(D) protecting property bordering lakes;

~~(D)~~ **(E)** maintaining or enhancing air or water quality; or

~~(E)~~ **(F)** preserving the historical, architectural, archeological, or cultural aspects of real property.

COMMITTEE REPORT

Madam President: The Senate Committee on Agriculture and Natural Resources, to which was referred Senate Bill No. 367, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 1, line 6, after "association," insert "**nonprofit corporation,**".

Page 1, between lines 12 and 13, begin a new line double block indented and insert:

"**(D) protecting property bordering lakes;**".

Page 1, line 13, strike "(D)" and insert "**(E)**".

Page 1, line 14, strike "(E)" and insert "**(F)**".

Page 1, delete lines 16 through 17.

Delete page 2.

and when so amended that said bill do pass.

(Reference is to SB 367 as introduced.)

YODER, Chairperson

Committee Vote: Yeas 10, Nays 0.

C o p y