

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

200 W. Washington St., Suite 301
Indianapolis, IN 46204
(317) 233-0696
iga.in.gov

FISCAL IMPACT STATEMENT

LS 6877

BILL NUMBER: SB 186

NOTE PREPARED: Jan 3, 2024

BILL AMENDED:

SUBJECT: Right to Food.

FIRST AUTHOR: Sen. Byrne

FIRST SPONSOR:

BILL STATUS: As Introduced

FUNDS AFFECTED: **GENERAL**
 DEDICATED
 FEDERAL

IMPACT: State & Local

Summary of Legislation: The bill provides that an individual has the right to: (1) save and exchange seeds to grow food; and (2) grow, raise, produce, harvest, and consume the food that the individual chooses; for the individual's own nourishment, sustenance, bodily health, and well-being. It specifies certain acts that are prohibited.

The bill provides that a zoning ordinance may regulate but may not prohibit the growing or raising of food. It specifies that the Indiana State Board of Animal Health may enforce a state or federal law, rule, or regulation concerning animals. It specifies that the right to grow and raise food may not impair the terms of a lease or contract.

Effective Date: July 1, 2024.

Explanation of State Expenditures: The bill could affect certain existing statutes and regulations regarding the production or sale of food, particularly those relating to food produced for an individual's own consumption. State agencies that regulate aspects of agriculture, aquaculture, seed production, and land use will likely need to evaluate existing rules and practices. The bill's requirements should be able to be implemented by these agencies with no additional appropriations, assuming near customary staffing and resource levels.

Explanation of State Revenues:

Explanation of Local Expenditures: The bill could affect existing local ordinances regarding the production of food, including ordinances that regulate animals. The provision is limited to food for personal

consumption, so it may not affect current ordinances governing food produced for wholesale or retail sale. Local units that regulate aspects of agriculture, animals, and land use will likely need to evaluate existing ordinances and practices. The bill's requirements should be able to be implemented within the local unit's current level of resources.

Explanation of Local Revenues:

State Agencies Affected: State Department of Agriculture; Office of the Chemist and Seed Commissioner; Board of Animal Health; Department of Environmental Management; Department of Natural Resources.

Local Agencies Affected: Counties, municipalities, and townships.

Information Sources:

Fiscal Analyst: Heather Puletz, 317-234-9484.