



February 1, 2019

HOUSE BILL No. 1279

DIGEST OF HB 1279 (Updated January 30, 2019 7:08 pm - DI 55)

Citations Affected: IC 14-33; noncode.

Synopsis: Conservancy district petition. Changes to the minimum number of freeholders owning land in a proposed conservancy district who must sign a petition to establish the conservancy district. Provides that 30% of the freeholders must sign the petition if the proposed conservancy district contains not more than 5,000 freeholds; that 15% (but not less than 1,000) of the freeholders must sign the petition if the proposed conservancy district contains more than 5,000 but not more than 25,000 freeholds; and that 10% (but not less than 3,000) of the freeholders must sign the petition if the proposed conservancy district contains more than 25,000 freeholds. Provides that the change does not apply to a petition filed with a clerk of circuit court before July 1, 2019.

Effective: July 1, 2019.

Wolkins, Klinker, Miller D

January 10, 2019, read first time and referred to Committee on Environmental Affairs.
January 31, 2019, amended, reported — Do Pass.

HB 1279—LS 7231/DI 109



February 1, 2019

First Regular Session of the 121st General Assembly (2019)

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 2018 Regular and Special Session of the General Assembly.

HOUSE BILL No. 1279

A BILL FOR AN ACT to amend the Indiana Code concerning natural and cultural resources.

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

- 1 SECTION 1. IC 14-33-2-2 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 2. A petition filed
3 under section 1 of this chapter must be signed by freeholders owning
4 land in the proposed district in the minimum number or proportion of
5 all the freeholders in the proposed district as follows:
6 (1) Districts of not more than ~~one thousand (1,000)~~ **five thousand**
7 **(5,000)** freeholds, thirty percent (30%) of the freeholders.
8 (2) ~~Districts of at least one thousand one (1,001) and not more~~
9 ~~than five thousand (5,000) freeholds; fifteen percent (15%) of the~~
10 ~~freeholders but not less than three hundred (300) signatures.~~
11 (3) ~~(2)~~ Districts of at least five thousand one (5,001) and not more
12 than twenty-five thousand (25,000) freeholds, ~~ten percent (10%)~~
13 **fifteen percent (15%)** of the freeholders but not less than ~~seven~~
14 ~~hundred fifty (750)~~ **one thousand (1,000)** signatures.
15 (4) ~~(3)~~ Districts of at least twenty-five thousand one (25,001)
16 freeholds, ~~five percent (5%)~~ **ten percent (10%)** of the freeholders
17 but not less than ~~two thousand five hundred (2,500)~~ **three**

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1 **thousand (3,000) signatures.**
2 **SECTION 2. [EFFECTIVE JULY 1, 2019] (a) IC 14-33-2-2, as**
3 **amended by this act, does not apply to the establishment of a**
4 **conservancy district under IC 14-33-2 pursuant to a petition filed**
5 **with a circuit court under IC 14-33-2-2 before July 1, 2019.**
6 **(b) This SECTION expires July 1, 2020.**



COMMITTEE REPORT

Mr. Speaker: Your Committee on Environmental Affairs, to which was referred House Bill 1279, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, after line 1, begin a new paragraph and insert:

"SECTION 2. [EFFECTIVE JULY 1, 2019] (a) IC 14-33-2-2, as amended by this act, does not apply to the establishment of a conservancy district under IC 14-33-2 pursuant to a petition filed with a circuit court under IC 14-33-2-2 before July 1, 2019.

(b) This SECTION expires July 1, 2020."

and when so amended that said bill do pass.

(Reference is to HB 1279 as introduced.)

WOLKINS

Committee Vote: yeas 11, nays 1.

