



January 29, 2019

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## SENATE BILL No. 506

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DIGEST OF SB 506 (Updated January 24, 2019 2:20 pm - DI 133)

**Citations Affected:** IC 14-8; IC 14-20.

**Synopsis:** James Whitcomb Riley Home. Authorizes the Indiana state museum and historic sites corporation (corporation) to enter into negotiations with the owner of the James Whitcomb Riley Museum Home (real property) for the conveyance of the real property to the corporation. Provides that, if the corporation and the owner of the real property come to an agreement that is acceptable to both parties, the corporation shall accept a conveyance of the real property in accordance with the terms of the agreement entered into by the corporation and the owner and administer the real property in perpetuity.

**Effective:** July 1, 2019.

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### Merritt, Koch, Sandlin

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January 14, 2019, read first time and referred to Committee on Commerce and Technology.  
January 28, 2019, reported favorably — Do Pass.

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SB 506—LS 7090/DI 129





January 29, 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.

## SENATE BILL No. 506

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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 14-8-2-57 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 57. **(a)** "Corporation",  
3 for purposes of IC 14-12-3, has the meaning set forth in IC 14-12-3-1.  
4 **(b) "Corporation", for purposes of IC 14-20-17, has the**  
5 **meaning set forth in IC 14-20-17-1.**  
6 SECTION 2. IC 14-8-2-195 IS AMENDED TO READ AS  
7 FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 195. "Owner" has the  
8 following meaning:  
9 (1) For purposes of IC 14-11-4, the meaning set forth in  
10 IC 14-11-4-2.  
11 (2) For purposes of IC 14-15, a person who has the legal title to  
12 a watercraft.  
13 (3) For purposes of IC 14-16-1, the meaning set forth in  
14 IC 14-16-1-6.  
15 (4) For purposes of IC 14-25-4, the meaning set forth in  
16 IC 14-25-4-4.  
17 (5) For purposes of IC 14-27-7, the meaning set forth in

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- 1 IC 14-27-7-1.
- 2 (6) For purposes of IC 14-27-7.5, the meaning set forth in
- 3 IC 14-27-7.5-4.
- 4 (7) For purposes of IC 14-36, the term includes the following:
- 5 (A) Owners in fee.
- 6 (B) Life tenants.
- 7 (C) Tenants for years.
- 8 (D) Holders of remainder of reversionary interests.
- 9 (E) Holders of leaseholds or easements.
- 10 (F) Holders of mineral rights.
- 11 (8) For purposes of IC 14-37, a person who has the right to drill
- 12 into and produce from a pool and to appropriate the oil and gas
- 13 produced from the pool for:
- 14 (A) the person or others; or
- 15 (B) the person and others.
- 16 (9) For the purposes of IC 14-22-10-2, the meaning set forth in
- 17 IC 14-22-10-2(c).
- 18 **(10) For purposes of IC 14-20-17-0.1, the meaning set forth in**
- 19 **IC 14-20-17-0.1(a).**
- 20 SECTION 3. IC 14-8-2-230 IS AMENDED TO READ AS
- 21 FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 230. "Real property"
- 22 has the following meaning:
- 23 (1) For purposes of IC 14-17, IC 14-17-2, and IC 14-18-6,
- 24 includes an interest in real property, such as the following:
- 25 (A) Any ownership interest in real property.
- 26 (B) A leasehold.
- 27 (C) A right-of-way.
- 28 (D) An easement, including a utility easement.
- 29 The term does not include personal property or an interest in
- 30 personal property.
- 31 (2) For purposes of IC 14-20-3, the meaning set forth in
- 32 IC 14-20-3-1.
- 33 (3) For purposes of IC 14-20-6, the meaning set forth in
- 34 IC 14-20-6-1.
- 35 (4) For purposes of IC 14-20-8, the meaning set forth in
- 36 IC 14-20-8-1.
- 37 (5) For purposes of IC 14-20-9, the meaning set forth in
- 38 IC 14-20-9-2.
- 39 (6) For purposes of IC 14-20-10, the meaning set forth in
- 40 IC 14-20-10-1.
- 41 **(7) For purposes IC 14-20-17, the meaning set forth in**
- 42 **IC 14-20-17-2.**



1           (7) **(8)** For purposes of IC 14-33:

2           (A) land;

3           (B) all buildings and fixtures on and appurtenant to land; and

4           (C) an estate created in:

5           (i) land; or

6           (ii) mines or minerals distinct from the surface of land;

7           by deed, contract reservation in a conveyance, or otherwise.

8           SECTION 4. IC 14-20-17 IS ADDED TO THE INDIANA CODE  
9 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE  
10 JULY 1, 2019]:

11           **Chapter 17. James Whitcomb Riley Home**

12           **Sec. 0.1. (a) As used in this section, "owner" means the owner**  
13 **of the real property described in section 2 of this chapter.**

14           **(b) The corporation shall enter into negotiations with the owner**  
15 **for the conveyance of the real property to the corporation.**

16           **(c) If the corporation and the owner come to an agreement that**  
17 **is acceptable to both the corporation and the owner, the**  
18 **corporation shall accept a conveyance of the real property in**  
19 **accordance with the terms of the agreement entered into under this**  
20 **section.**

21           **(d) As a condition to the agreement entered into under this**  
22 **section, the state land office established under IC 14-18-1.5 must**  
23 **agree to the legal description of the real property before the**  
24 **conveyance to the corporation may occur.**

25           **(e) This section expires January 1, 2029.**

26           **Sec. 1. As used in this chapter, "corporation" refers to the**  
27 **Indiana state museum and historic sites corporation established by**  
28 **IC 4-37-2-1.**

29           **Sec. 2. (a) As used in this chapter, "real property" means the**  
30 **James Whitcomb Riley Museum Home, located at:**

31           **(1) 524 Lockerbie Street, Indianapolis, Indiana 46202 (parcel**  
32 **number 1013679); and**

33           **(2) 528 Lockerbie Street, Indianapolis, Indiana 46202 (parcel**  
34 **number 1097231).**

35           **(b) The deed may describe the real property with a legal**  
36 **description that is satisfactory to the owner and the state land**  
37 **office established under IC 14-18-1.5.**

38           **Sec. 3. The corporation shall administer the real property and**  
39 **pledges to maintain in perpetuity the real property as:**

40           **(1) a public memorial to the distinguished literary career of**  
41 **James Whitcomb Riley; and**

42           **(2) a permanent tribute to this noted Hoosier and an example**



1           **of a notable home of the late nineteenth century.**



COMMITTEE REPORT

Madam President: The Senate Committee on Commerce and Technology, to which was referred Senate Bill No. 506, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is to SB 506 as introduced.)

PERFECT, Chairperson

Committee Vote: Yeas 10, Nays 0

