



March 31, 2023

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# ENGROSSED HOUSE BILL No. 1132

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DIGEST OF HB 1132 (Updated March 30, 2023 10:41 am - DI 140)

**Citations Affected:** IC 2-5.

**Synopsis:** Land use task force. Creates the land use task force to study and make recommendations concerning: (1) areas where food insecurity exists; (2) development growth trends in rural, suburban, and urban communities across Indiana; and (3) other community growth issues.

**Effective:** Upon passage.

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## Culp, Pierce K, Miller D, Pack

(SENATE SPONSORS — BUCK, BUCHANAN, DEERY, HUNLEY)

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January 10, 2023, read first time and referred to Committee on Commerce, Small Business and Economic Development.

February 9, 2023, amended, reported — Do Pass.

February 13, 2023, read second time, amended, ordered engrossed.

February 14, 2023, engrossed. Read third time, passed. Yeas 96, nays 0.

SENATE ACTION

February 27, 2023, read first time and referred to Committee on Commerce and Technology.

March 30, 2023, reported favorably — Do Pass.

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March 31, 2023

First Regular Session of the 123rd General Assembly (2023)

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 2022 Regular Session of the General Assembly.

## ENGROSSED HOUSE BILL No. 1132

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

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

1 SECTION 1. IC 2-5-52 IS ADDED TO THE INDIANA CODE AS  
2 A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON  
3 PASSAGE]:

4 **Chapter 52. Land Use Task Force**

5 **Sec. 1. As used in this chapter, "task force" refers to the land**  
6 **use task force established by section 2 of this chapter.**

7 **Sec. 2. The land use task force is established.**

8 **Sec. 3. (a) The task force consists of the following thirteen (13)**  
9 **members:**

10 **(1) Three (3) members of the senate, appointed as follows:**

11 **(A) Two (2) members appointed by the president pro**  
12 **tempore, one (1) of whom shall serve as co-chair of the task**  
13 **force.**

14 **(B) One (1) member appointed by the minority leader of**  
15 **the senate.**

16 **(2) Three (3) members of the house of representatives,**  
17 **appointed as follows:**

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- 1           **(A) Two (2) members appointed by the speaker, one (1) of**  
 2           **whom shall serve as co-chair of the task force.**  
 3           **(B) One (1) member appointed by the minority leader of**  
 4           **the house.**  
 5           **(3) One (1) member who:**  
 6           **(A) is a resident of Indiana; and**  
 7           **(B) has broad experience in the residential construction**  
 8           **industry;**  
 9           **appointed by the governor.**  
 10          **(4) One (1) member who:**  
 11          **(A) is a resident of Indiana; and**  
 12          **(B) has broad experience in agriculture;**  
 13          **appointed by the governor.**  
 14          **(5) One (1) member who:**  
 15          **(A) is a resident of Indiana; and**  
 16          **(B) has broad experience in business and industry;**  
 17          **appointed by the governor.**  
 18          **(6) One (1) member who:**  
 19          **(A) is a resident of Indiana; and**  
 20          **(B) has broad experience in the food and beverage**  
 21          **industries;**  
 22          **appointed by the governor.**  
 23          **(7) One (1) member who:**  
 24          **(A) is a resident of Indiana; and**  
 25          **(B) has expertise in local economic development;**  
 26          **appointed by the governor.**  
 27          **(8) One (1) member who:**  
 28          **(A) is a resident of Indiana; and**  
 29          **(B) has expertise in local planning and zoning;**  
 30          **appointed by the governor.**  
 31          **(9) One (1) member who:**  
 32          **(A) is a resident of Indiana; and**  
 33          **(B) has broad experience in land development or real**  
 34          **estate;**  
 35          **appointed by the governor.**  
 36          **(b) A member appointed under subsection (a)(3) through (a)(9)**  
 37          **may not be a member of the general assembly.**  
 38          **(c) If a vacancy occurs on the task force, the appointing**  
 39          **authority that appointed the member whose position is vacant shall**  
 40          **appoint an individual to fill the vacancy.**  
 41          **(d) An individual appointed to fill a vacancy must have the**  
 42          **qualifications that a member appointed by the appointing**



1 authority must have.

2 (e) An individual appointed to fill a vacancy serves for the  
3 remainder of the term of the member the individual is appointed  
4 to succeed.

5 Sec. 4. (a) Seven (7) members of the task force constitute a  
6 quorum.

7 (b) The affirmative vote of at least a majority of the members at  
8 a meeting at which a quorum is present is necessary for the task  
9 force to take official action other than to meet and take testimony.

10 (c) The task force shall meet at the call of the co-chairs.

11 Sec. 5. All meetings of the task force are open to the public in  
12 accordance with and subject to IC 5-14-1.5. All records of the task  
13 force are subject to the requirements of IC 5-14-3.

14 Sec. 6. The task force shall study the following issues:

15 (1) Growth trends in rural, suburban, and urban communities  
16 across Indiana.

17 (2) Economic and demographic factors that developers  
18 consider in siting projects.

19 (3) How rural, suburban, and urban communities can position  
20 themselves to attract economic development.

21 (4) Barriers to community growth.

22 (5) Areas in Indiana in which food insecurity exists.

23 Sec. 7. The task force shall:

24 (1) develop recommendations for the legislative council  
25 concerning the issues set forth in section 6 of this chapter;

26 (2) issue a report setting forth the recommendations  
27 developed under subdivision (1); and

28 (3) not later than June 30, 2024, submit the report to the  
29 legislative council in an electronic format under IC 5-14-6.

30 Sec. 8. The legislative services agency shall provide staff support  
31 to the task force.

32 Sec. 9. (a) Each legislative member and each lay member of the  
33 task force is entitled to receive the same per diem, mileage, and  
34 travel allowances paid to individuals serving as legislative and lay  
35 members, respectively, on an interim study committee established  
36 by the legislative council.

37 (b) A member of the task force who is a state employee is not  
38 entitled to a per diem. However, the member is entitled to receive  
39 the same travel allowances paid to members of the task force  
40 described in subsection (a).

41 Sec. 10. The task force's expenses, including the payment of per  
42 diem and reimbursements under section 9 of this chapter, are



1 payable from amounts appropriated to the legislative council.

2 Sec. 11. This chapter expires July 1, 2024.

3 SECTION 2. An emergency is declared for this act.



## COMMITTEE REPORT

Mr. Speaker: Your Committee on Commerce, Small Business and Economic Development, to which was referred House Bill 1132, 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, line 7, delete "building trades" and insert "**residential construction industry**".

and when so amended that said bill do pass.

(Reference is to HB 1132 as introduced.)

MORRIS

Committee Vote: yeas 12, nays 1.

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 HOUSE MOTION

Mr. Speaker: I move that House Bill 1132 be amended to read as follows:

Page 1, line 8, after "3." insert "**(a)**".

Page 2, between lines 35 and 36, begin a new paragraph and insert:  
**"(b) A member appointed under subsection (a)(3) through (a)(9) may not be a member of the general assembly.**

**(c) If a vacancy occurs on the task force, the appointing authority that appointed the member whose position is vacant shall appoint an individual to fill the vacancy.**

**(d) An individual appointed to fill a vacancy must have the qualifications that a member appointed by the appointing authority must have.**

**(e) An individual appointed to fill a vacancy serves for the remainder of the term of the member the individual is appointed to succeed."**

Page 3, line 4, after "in" insert "**rural, suburban, and urban**".

Page 3, line 7, after "How" insert "**rural, suburban, and urban**".

Page 3, line 16, delete "November 1, 2023," and insert "**June 30, 2024,**".

Page 3, between lines 19 and 20, begin a new paragraph and insert:

**"Sec. 9. (a) Each legislative member and each lay member of the task force is entitled to receive the same per diem, mileage, and**

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travel allowances paid to individuals serving as legislative and lay members, respectively, on an interim study committee established by the legislative council.

(b) A member of the task force who is a state employee is not entitled to a per diem. However, the member is entitled to receive the same travel allowances paid to members of the task force described in subsection (a).

**Sec. 10. The task force's expenses, including the payment of per diem and reimbursements under section 9 of this chapter, are payable from amounts appropriated to the legislative council."**

Page 3, line 20, delete "9." and insert "11."

(Reference is to HB 1132 as printed February 9, 2023.)

CULP

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#### COMMITTEE REPORT

Madam President: The Senate Committee on Commerce and Technology, to which was referred House Bill No. 1132, 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 HB 1132 as reprinted February 14, 2023.)

PERFECT, Chairperson

Committee Vote: Yeas 11, Nays 0

