



PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1333 be amended to read as follows:

1 Page 4, line 19, delete "and political subdivisions within the local
2 unit" and insert "**described in subsection (a)(1)**".
3 Page 11, delete lines 16 through 33, begin a new paragraph and
4 insert:
5 "SECTION 12. IC 36-7-4-201.6 IS ADDED TO THE INDIANA
6 CODE AS A **NEW SECTION TO READ AS FOLLOWS**
7 [EFFECTIVE JULY 1, 2026]: **Sec. 201.6. (a) As used in this section,**
8 **"permitted use" means a use that is approved in a zoning district**
9 **without requiring a:**
10 **(1) public hearing;**
11 **(2) variance, special exception, contingent use, or conditional**
12 **use; or**
13 **(3) discretionary zoning action, other than a determination**
14 **that a site plan conforms with applicable zoning regulations.**
15 **(b) Notwithstanding any ordinance or regulation to the**
16 **contrary, but subject to subsection (c), a project or development is**
17 **a permitted use if the project or development meets the following**
18 **requirements:**
19 **(1) The project or development is approved by the legislative**
20 **body of the unit with planning authority under this article for**
21 **the land on which the project or development is sited.**
22 **(2) The project or development is sited on land zoned for**

agricultural use.

(3) A majority of the land that constitutes the project or development site consists of soil in capability classes V, VI, VII, or VIII as identified in the land capability classification system of the United States Department of Agriculture Natural Resources Conservation Service.

(c) Nothing in this section exempts a project or development from complying with the development standards (such as height, bulk, or area) of the zoning ordinance.

SECTION 13. IC 36-7-4-201.8 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: **Sec. 201.8. (a) As used in this section, "permitted use" has the meaning set forth in section 201.6 of this chapter.**

(b) Notwithstanding any ordinance or regulation to the contrary, a project or development is a permitted use if the following apply:

(1) The project or development will be located in an energy production zone (as defined in IC 8-1-8.2-2).

(2) If required by the local unit with planning authority under this article for the land on which the project or development will be located, the project or development will be equipped with, or make use of, water saving technologies that will significantly reduce the water consumption of the project or development.

(3) The:

**(A) owner or operator of the project or development; and
(B) local unit with planning authority under this article for
the land on which the project or development will be
located:**

have entered into an economic development agreement with respect to the project or development.”.

Renumber all **SECTIONS** consecutively.

(Reference is to HB 1333 as printed January 27, 2026.)

Representative Culp