

Indiana Code Prohibition Against Banning Energy Generation Projects for more than a Year

IC 36-7-4-1109.5 Projects for generation of electricity; exempted entities; prohibition by political subdivision or local authority after June 30, 2025; one-year limit; extension or renewal of prohibition not allowed

Sec. 1109.5. (a) As used in this section, "project" means a project that involves the siting, construction, or deployment of facilities, equipment, or infrastructure used in the generation of electricity by an entity other than any of the following:

- (1) A public utility (as defined in [IC 8-1-2-1\(a\)](#)) that provides retail electric service to customers in Indiana.
- (2) An affiliate of a public utility described in subdivision (1).
- (3) A corporation organized under [IC 8-1-13](#), including a general district corporation within the meaning of [IC 8-1-13-23](#).
- (4) A corporation organized under [IC 23-17](#) that is an electric cooperative and that has at least one (1) member that is a corporation organized under [IC 8-1-13](#).
- (5) A joint agency created under [IC 8-1-2.2](#).

(b) After June 30, 2025, a political subdivision or a local authority may prohibit, by regulation or otherwise, the siting, construction, installation, permitting, or deployment of one (1) or more projects within the territorial jurisdiction of the political subdivision or local authority, for a period of not more than one (1) year. A prohibition under this subsection may not be extended or renewed for any length of time, regardless of when the prohibition first takes effect.

As added by P.L.202-2025, SEC.21.