

# SENATE BILL No. 408

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 9-13-2-200; IC 9-21-8-7.5; IC 33-19-6-14.

**Synopsis:** Merging for road construction zone. Amends definition of "worksite" to include certain lanes of a highway leading up to an area upon which construction or maintenance activity is being performed on the highway. Provides that after being directed by a sign to merge into another lane because of a worksite, a person who drives a vehicle: (1) must merge into the lane as soon as the movement can be made safely; and (2) may not pass another vehicle within 1,000 feet of the point at which all traffic must be merged. Provides that a violation is a Class C infraction and may be subject to an additional fee.

**Effective:** July 1, 1998.

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January 9, 1998, read first time and referred to Committee on Corrections, Criminal and Civil Procedures.

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Second Regular Session 110th General Assembly (1998)

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 1997 General Assembly.

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# SENATE BILL No. 408



A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

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

1 SECTION 1. IC 9-13-2-200 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 1998]: Sec. 200. "Worksite" means  
3 a location or area upon which:

- 4 (1) a public purpose construction or maintenance activity; or
- 5 (2) a private purpose construction or maintenance activity that is
- 6 authorized by a governmental agency;

7 is being performed on a highway. **The term includes the lanes of a**  
8 **highway leading up to the area upon which an activity described in**  
9 **subdivision (1) or (2) is being performed, beginning at the point**  
10 **where appropriate signs directing vehicles to merge from one (1)**  
11 **lane into another lane are posted.**

12 SECTION 2. IC 9-21-8-7.5 IS ADDED TO THE INDIANA CODE  
13 AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY  
14 1, 1998]: **Sec. 7.5. (a) This section applies to a worksite:**

- 15 (1) **upon a highway divided into two (2) or more marked lanes**
- 16 **for traffic moving in the same direction; and**
- 17 (2) **for which vehicles are instructed to merge from one (1)**



- 1           **lane into another lane by an appropriate sign.**
- 2           **(b) A person who drives a vehicle shall move the vehicle into the**
- 3           **lane into which traffic is directed to merge as soon as the**
- 4           **movement can be made with safety.**
- 5           **(c) A person who drives a vehicle may not pass another vehicle**
- 6           **that is in the lane into which traffic is directed to merge within one**
- 7           **thousand (1,000) feet of the point at which all traffic must be**
- 8           **merged.**

9           SECTION 3. IC 33-19-6-14 IS AMENDED TO READ AS  
 10 FOLLOWS [EFFECTIVE JULY 1, 1998]: Sec. 14. (a) This section  
 11 applies to criminal and infraction actions that are traffic offenses (as  
 12 defined in IC 9-30-3-5).

13           (b) The clerk shall collect a highway work zone fee of fifty cents  
 14 (\$0.50). However, if the criminal action or infraction is exceeding a  
 15 worksite speed limit (as provided in IC 9-21-5-11) **or failure to merge**  
 16 **(as provided in IC 9-21-8-7.5)** and the judge orders the clerk to collect  
 17 the fee for exceeding a worksite speed limit **or failure to merge**, the  
 18 clerk shall collect a highway work zone fee of twenty-five dollars and  
 19 fifty cents (\$25.50).

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