



Reprinted
February 3, 1999

SENATE BILL No. 267

DIGEST OF SB 267 (Updated February 2, 1999 2:52 pm - DI 76)

Citations Affected: IC 9-21.

Synopsis: Traffic laws. Raises from 65 miles per hour to 70 miles per hour the speed limit for a motor vehicle weighing 26,000 pounds or less operated on an interstate highway located outside an urban area. Makes it a Class C infraction for a vehicle operated at less than the posted speed limit to be driven continuously in the left lane on a laned roadway if it impedes the flow of other traffic. Applies only to a vehicle operated on a highway outside of an urban area. Requires a person who drives a vehicle in the left lane that impedes the flow of traffic to move the vehicle to the right lane when the movement can be made with safety. Makes it a Class C infraction to operate a truck while a person less than 18 years of age is in the open bed of the truck. Makes exceptions for parades, certain farm operations, and certain trucks equipped with seat belts.

Effective: July 1, 1999.

Alexa, Lutz L, Hume

January 7, 1999, read first time and referred to Committee on Corrections, Criminal and Civil Procedures.

January 28, 1999, reported favorably — Do Pass.

February 2, 1999, read second time, amended, ordered engrossed.

SB 267—LS 6972/DI 76+



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First Regular Session 111th General Assembly (1999)

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 1998 General Assembly.

SENATE BILL No. 267

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 9-21-5-2 IS AMENDED TO READ AS FOLLOWS
2 [EFFECTIVE JULY 1, 1999]: Sec. 2. Except when a special hazard
3 exists that requires lower speed for compliance with section 1 of this
4 chapter, the slower speed limit specified in this section or established
5 as authorized by section 3 of this chapter is the maximum lawful speed.
6 A person may not drive a vehicle on a highway at a speed in excess of
7 the following maximum limits:
8 (1) Thirty (30) miles per hour in an urban district.
9 (2) Fifty-five (55) miles per hour, except as provided in
10 subdivisions (1), (3), and (4).
11 (3) ~~Sixty-five (65)~~ **Seventy (70)** miles per hour on a highway on
12 the national system of interstate and defense highways located
13 outside of an urbanized area (as defined in 23 U.S.C. 101) with a
14 population of at least fifty thousand (50,000), except as provided
15 in subdivision (4).
16 (4) Sixty (60) miles per hour for a vehicle (other than a bus)
17 having a declared gross weight greater than twenty-six thousand

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1 (26,000) pounds on a highway on the national system of interstate
 2 and defense highways located outside an urbanized area (as
 3 defined in 23 U.S.C. 101) with a population of at least fifty
 4 thousand (50,000).

5 (5) Fifteen (15) miles per hour in an alley.

6 SECTION 2. IC 9-21-8-11 IS AMENDED TO READ AS
 7 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 11. Whenever a
 8 roadway has been divided into three (3) or more clearly marked lanes
 9 for traffic, the following rules apply:

10 (1) A vehicle shall be driven as nearly as practicable entirely
 11 within a single lane and may not be moved from the lane until the
 12 person who drives the vehicle has first ascertained that the
 13 movement can be made with safety.

14 (2) Upon a roadway that is divided into three (3) lanes, a vehicle
 15 may not be driven in the center lane except under any of the
 16 following conditions:

17 (A) When overtaking and passing another vehicle where the
 18 roadway is clearly visible and the center lane is clear of traffic
 19 within a safe distance.

20 (B) In preparation for a left turn.

21 (C) Where the center lane is at the time allocated exclusively
 22 to traffic moving in the direction the vehicle is proceeding and
 23 is signposted to give notice of the allocation.

24 (3) Official signs may be erected directing slow-moving traffic to
 25 use a designated lane or allocating specified lanes to traffic
 26 moving in the same direction. A person who drives a vehicle shall
 27 obey the directions of each sign.

28 **(4) This subdivision applies only to a vehicle operated on a**
 29 **highway on the national system of interstate and defense**
 30 **highways located outside of an urbanized area (as defined in**
 31 **23 U.S.C. 101) with a population of at least fifty thousand**
 32 **(50,000). A vehicle operating at less than the posted speed**
 33 **limit may not be driven continuously in the left lane of a**
 34 **roadway that has more than one (1) lane designated or**
 35 **allocated to traffic moving in the same direction if the vehicle**
 36 **impedes the flow of other traffic. A person who drives a**
 37 **vehicle in the left lane of a roadway described in this**
 38 **subdivision that impedes the flow of traffic must move the**
 39 **vehicle to the right lane when the movement can be made with**
 40 **safety.**

41 SECTION 3. IC 9-21-8-54 IS ADDED TO THE INDIANA CODE
 42 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY



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1 1, 1999] : **Sec. 54. (a) An individual may not operate a truck on a**
2 **public highway while another individual who is less than eighteen**
3 **(18) years of age is in the open bed of the truck.**
4 **(b) Subsection (a) does not apply to an individual operating a**
5 **truck:**
6 **(1) in a parade;**
7 **(2) in connection with an agricultural activity; or**
8 **(3) in which all persons less than eighteen (18) years of age**
9 **who are in the open bed of the truck are:**
10 **(A) in attached seats; and**
11 **(B) secured by seat belts.**

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SENATE MOTION

Mr. President: I move that Senator Lutz be added as coauthor of Senate Bill 267.

ALEXA

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COMMITTEE REPORT

Mr. President: The Senate Committee on Corrections, Criminal and Civil Procedures, to which was referred Senate Bill No. 267, 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 made to Senate Bill 267 as introduced.)

MEEKS R, Chairperson

Committee Vote: Yeas 7, Nays 3.

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SENATE MOTION

Mr. President: I move that Senator Hume be added as coauthor of Senate Bill 267.

ALEXA

SENATE MOTION

Mr. President: I move that Senate Bill 267 be amended to read as follows:

Page 2, line 28, after "(4)" insert "**This subdivision applies only to a vehicle operated on a highway on the national system of interstate and defense highways located outside of an urbanized area (as defined in 23 U.S.C. 101) with a population of at least fifty thousand (50,000).**".

(Reference is to SB 267 as printed January 29, 1999.)

ALEXA

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