



February 12, 2003

SENATE BILL No. 446

DIGEST OF SB 446 (Updated February 11, 2003 12:57 PM - DI 71)

Citations Affected: IC 9-13; IC 9-20; IC 9-21; IC 9-29.

Synopsis: Manufactured and mobile home rig transport. Makes certain changes in the dimensions contained within the definition of special tractor-mobile home rigs and tractor-mobile home rigs. Allows quarterly and annual permits for moving tractor-mobile home rigs and special tractor-mobile home rigs.

Effective: July 1, 2003.

Meeks R, Zakas

January 21, 2003, read first time and referred to Committee on Transportation and Homeland Security.
February 11, 2003, amended, reported favorably — Do Pass.

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SB 446—LS 7821/DI 96+



February 12, 2003

First Regular Session 113th General Assembly (2003)

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 2002 Regular or Special Session of the General Assembly.

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SENATE BILL No. 446

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 9-13-2-171 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 171. "Special
3 tractor-mobile home rig" means any combination of a mobile home or
4 sectionalized building and a towing vehicle having a width greater than
5 one hundred forty-eight (148) inches and not greater than one hundred
6 seventy-two (172) inches at the base and:

- 7 (1) of which the mobile home, including the hitch, is not more
8 than ~~eighty (80)~~ **eighty-five (85)** feet and the tractor part is not
9 less than twelve (12) feet in length;
10 (2) a height not in excess of fourteen (14) feet, six (6) inches; or
11 (3) both of the dimensions in subdivisions (1) and (2).

12 SECTION 2. IC 9-13-2-181 IS AMENDED TO READ AS
13 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 181. "Tractor-mobile
14 home rig" means a combination of a mobile home or sectionalized
15 building and a towing vehicle having either a combined overall length
16 of more than sixty (60) feet and not more than ~~eighty-five (85)~~ **one**
17 **hundred ten (110)** feet of which:

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- 1 (1) the mobile home, including the hitch, is not more than ~~seventy~~
2 ~~(70)~~ **eighty-five (85)** feet; and
- 3 (2) the tractor part:
- 4 (A) is not less than twelve (12) feet in length;
- 5 (B) has a width of more than ninety-six (96) inches and not
6 more than one hundred forty-eight (148) inches at the base;
- 7 (C) has a height of not more than ~~thirteen (13)~~ **fourteen (14)**
8 feet, six (6) inches; or
- 9 (D) has at least two (2) of the dimensions in clauses (A)
10 through (C).
- 11 SECTION 3. IC 9-20-14-2 IS AMENDED TO READ AS
12 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 2. (a) The Indiana
13 department of transportation or any agency or political subdivision of
14 the state designated by the Indiana Department of Transportation shall
15 grant a permit to operate a tractor-mobile home rig on an Indiana
16 highway to a person upon the following conditions and upon the rules
17 that the Indiana Department of Transportation prescribes:
- 18 (1) The tractor-mobile home rig must be operated in a manner
19 that will not impede traffic or increase the hazard to traffic.
- 20 (2) The tractor-mobile home rig may be operated only on days
21 other than ~~Sunday and the~~ legal holidays that the Indiana
22 department of transportation prescribes. The tractor-mobile home
23 rig may be operated between:
- 24 (A) one-half (1/2) hour before sunrise and one-half (1/2) hour
25 after sunset on any weekday **and Saturday**; and ~~between~~
- 26 (B) one-half (1/2) hour before sunrise and noon on ~~Saturday~~
27 **Sunday**.
- 28 (3) The tractor-mobile home rig may be operated only over the
29 roads or highways in the state highway system, including, except
30 to the extent provided in section 5 of this chapter, the routes
31 designated as federal highways and the state maintained routes
32 through cities and towns. The tractor-mobile home rig may not
33 extend past the center line of those roads and highways.
- 34 (4) The person to whom the permit is granted shall present
35 satisfactory evidence of the person's financial responsibility, as
36 provided in IC 9-25, to the granting authority.
- 37 (5) If in use as a towing vehicle component of a tractor-mobile
38 home rig, the towing vehicle for which the permit is granted must
39 have a wheelbase of not less than one hundred twenty (120)
40 inches.
- 41 (6) A permit granted for the towing vehicle component of a
42 tractor-mobile home rig may be suspended or revoked by the

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1 Indiana department of transportation for violation of any of the
2 conditions of the permit set forth in this section.

3 (7) The towing vehicle may be operated only over the roads or
4 highways approved by the authority granting the permits.

5 (b) Except as provided in section 5 of this chapter, this section does
6 not prevent a local authority with respect to highways and roads under
7 the authority's jurisdiction from granting permission to operate a
8 tractor-mobile home rig on roads and highways under the authority's
9 jurisdiction that are not highways in the state highway system or state
10 maintained routes through cities and towns.

11 SECTION 4. IC 9-20-14-6 IS ADDED TO THE INDIANA CODE
12 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
13 1, 2003]: **Sec. 6. (a) This section applies to a person who purchases
14 a quarterly or an annual permit under IC 9-29-6-7 to move a
15 tractor-mobile home rig.**

16 (b) **A person described in subsection (a) shall use only the
17 permissible routes for moving a tractor-mobile home rig. The
18 person must check the daily detour and restriction bulletin before
19 choosing a route to travel. If the person moves a tractor-mobile
20 home rig on a route that is restricted or prohibited, the person's
21 quarterly or annual permit may be revoked.**

22 (c) **If a person's quarterly or annual permit is revoked under
23 subsection (b), the person may not obtain a new quarterly or
24 annual permit for a period of ninety (90) days. The person may
25 move a tractor-mobile home rig under a single trip permit until the
26 person is eligible to obtain a new quarterly or annual permit.**

27 SECTION 5. IC 9-20-15-2 IS AMENDED TO READ AS
28 FOLLOWS [EFFECTIVE JULY 1, 2003]: **Sec. 2. (a) The Indiana
29 department of transportation may grant a permit to operate a special
30 tractor-mobile home rig on an Indiana highway to a person upon the
31 following conditions and in accordance with the rules that the
32 department prescribes:**

33 (1) The special tractor-mobile home rig must be operated in a
34 manner that will not unduly impede traffic or increase the hazard
35 to traffic.

36 (2) The special tractor-mobile home rig may be operated only
37 over the highways in the state highway system, including, except
38 as provided in section 5 of this chapter, the routes designated as
39 federal highways and the state maintained routes through cities
40 and towns. However, the special tractor-mobile home rig may not
41 extend over the lines delineating highway lanes into another lane
42 except when passing.

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- 1 (3) The special tractor-mobile home rig may be operated on the
 2 roads and highways only after sunrise and before sunset.
 3 However, the Indiana Department of Transportation may restrict
 4 hours of operation in first and second class cities if the
 5 department determines that rush hour traffic would cause an
 6 undue hazard to the motoring public.
- 7 (4) The special tractor-mobile home rig may be operated only on
 8 days other than ~~Sunday and the~~ legal holidays that the Indiana
 9 Department of Transportation designates. The special
 10 tractor-mobile home rig may be operated between:
 11 (A) one-half (1/2) hour before sunrise and one-half (1/2) hour
 12 after sunset on any weekday **and Saturday**; and ~~between~~
 13 (B) one-half (1/2) hour before sunrise and noon on ~~Saturday~~
 14 **Sunday**.
- 15 (5) The special tractor-mobile home rig may be accompanied by
 16 a **one (1)** distinctively marked escort vehicle.
- 17 (6) The operator of the special tractor-mobile home rig must be at
 18 least eighteen (18) years of age.
- 19 (7) The low beam headlights of the towing vehicle for which the
 20 permit is granted must be on while the vehicle is in use as a
 21 towing vehicle component of a special tractor-mobile home rig.
- 22 (8) The special tractor-mobile home rig may not be operated
 23 closer than one thousand (1,000) feet to any other special
 24 tractor-mobile home rig traveling in the same direction.
- 25 (9) Whenever there may be a clear roadway ahead of the special
 26 tractor-mobile home rig and more than three (3) vehicles
 27 immediately behind the tractor-mobile home rig, the operator of
 28 a special tractor-mobile home rig shall pull over to the right of the
 29 traveled portion of the road or highway at the first opportunity to
 30 do so safely, so as to allow following vehicles to pass.
- 31 (10) The special tractor-mobile home rig may not be operated at
 32 a speed in excess of ~~forty-five (45)~~ **fifty-five (55)** miles per hour
 33 on roads and highways, other than divided highways of at least
 34 four (4) lanes, except as otherwise provided by law.
- 35 (11) The special tractor-mobile home rig may not be operated as
 36 follows:
 37 (A) During the existence of hazardous weather conditions
 38 causing visibility to be less than five hundred (500) feet.
 39 (B) During times when the steady wind velocity exceeds
 40 twenty-five (25) miles per hour.
 41 (C) At other times and under other conditions that the Indiana
 42 Department of Transportation by rule or emergency notice

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- 1 prescribes.
- 2 (12) The person to whom the permit is granted shall present
- 3 satisfactory evidence of the person's financial responsibility as
- 4 provided in IC 9-25 to the granting authority.
- 5 (13) When in use as a towing vehicle component of a special
- 6 tractor-mobile home rig, the towing vehicle for which the permit
- 7 is granted must have an overall length of not less than twelve (12)
- 8 feet.
- 9 (14) A permit granted for the towing vehicle component of a
- 10 special tractor-mobile home rig may be suspended or revoked by
- 11 the Indiana Department of Transportation for violation of any of
- 12 the conditions of the permit set forth in this section or for
- 13 violation of a rule or notice as provided for in this chapter.
- 14 (15) The special tractor-mobile home rig may be operated only
- 15 over roads or highways approved by the authority granting the
- 16 permits.
- 17 (16) The rules pertaining to special tractor-mobile home rigs do
- 18 not apply to other vehicles.
- 19 (b) This section may not be construed to prevent a local authority
- 20 with respect to highways and roads under the authority's jurisdiction
- 21 from granting permission to operate a special tractor-mobile home rig
- 22 on roads and highways under the authority's jurisdiction that are not
- 23 highways in the state highway system or state maintained routes
- 24 through cities and towns.
- 25 SECTION 6. IC 9-20-15-6 IS AMENDED TO READ AS
- 26 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 6. (a) As used in this
- 27 section, "extra wide manufactured home rig" means any combination
- 28 of a manufactured home or sectionalized building and a towing vehicle
- 29 having all of the following dimensions:
- 30 (1) Some part of the combination with a width greater than one
- 31 hundred seventy-two (172) inches but not greater than one
- 32 hundred ninety-two (192) inches.
- 33 (2) The:
- 34 (A) manufactured home part of the combination, including the
- 35 hitch; or
- 36 (B) sectionalized building part of the combination, including
- 37 the hitch;
- 38 with a length that does not exceed ~~eighty (80)~~ **eighty-five (85)**
- 39 feet.
- 40 (3) The tractor part of the combination with a length not less than
- 41 twelve (12) feet.
- 42 (4) None of the combination with a height greater than fourteen

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1 (14) feet six (6) inches.

2 (b) The Indiana department of transportation may adopt rules under
3 IC 4-22-2 to implement a permit system regulating the transportation
4 of extra wide manufactured home rigs.

5 (c) Rules adopted by the Indiana department of transportation under
6 this section must address the following:

7 (1) The competitive nature of Indiana's manufactured housing
8 industry.

9 (2) The safety of persons who use the highways.

10 SECTION 7. IC 9-20-15-7 IS ADDED TO THE INDIANA CODE
11 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
12 1, 2003]: **Sec. 7. (a) This section applies to a person who purchases
13 a quarterly or an annual permit under IC 9-29-6-9 to move a
14 special tractor-mobile home rig.**

15 **(b) A person described in subsection (a) shall use only the
16 permissible routes for moving a special tractor-mobile home rig.
17 The person must check the daily detour and restriction bulletin
18 before choosing a route to travel. If the person moves a special
19 tractor-mobile home rig on a route that is restricted or prohibited,
20 the person's quarterly or annual permit may be revoked.**

21 **(c) If a person's quarterly or annual permit is revoked under
22 subsection (b), the person may not obtain a new quarterly or
23 annual permit for a period of ninety (90) days. The person may
24 move a special tractor-mobile home rig under a single trip permit
25 until the person is eligible to obtain a new quarterly or annual
26 permit.**

27 SECTION 8. IC 9-21-5-5 IS AMENDED TO READ AS FOLLOWS
28 [EFFECTIVE JULY 1, 2003]: Sec. 5. In addition to the other
29 limitations in this chapter, and in any oversize vehicle permit issued
30 under IC 9-20, a vehicle that exceeds:

31 (1) a width of ten (10) feet, six (6) inches;

32 (2) a height of thirteen (13) feet, six (6) inches; or

33 (3) a length of eighty-five (85) feet;

34 may not be operated at a speed greater than ~~forty-five (45)~~ **fifty-five**
35 **(55)** miles per hour.

36 SECTION 9. IC 9-29-6-7 IS AMENDED TO READ AS FOLLOWS
37 [EFFECTIVE JULY 1, 2003]: Sec. 7. **(a) Except as provided in
38 subsections (b) and (c), the fee for a person who is not a mobile home
39 or sectionalized building retail dealer to move a tractor-mobile home
40 rig under IC 9-20-14-2 is ten dollars (\$10) per trip.**

41 **(b) Notwithstanding subsection (a), a person who is not a mobile
42 home or sectionalized building retail dealer may purchase a**

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1 quarterly permit for unlimited trips during the quarter to move a
2 tractor-mobile home rig under IC 9-20-14-2. The fee for a
3 quarterly permit is two hundred fifty dollars (\$250).

4 (c) Notwithstanding subsection (a), a person who is not a mobile
5 home or sectionalized building retail dealer may purchase an
6 annual permit for unlimited trips during the year to move a
7 tractor-mobile home rig under IC 9-20-14-2. The fee for an annual
8 permit is one thousand dollars (\$1,000).

9 SECTION 10. IC 9-29-6-9 IS AMENDED TO READ AS
10 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 9. (a) Except as
11 provided in subsections (b) and (c), the fee for a person to move a
12 special tractor-mobile home rig under IC 9-20-15-1 is eighteen dollars
13 (\$18) per trip.

14 (b) Notwithstanding subsection (a), a person may purchase a
15 quarterly permit for unlimited trips during the quarter to move a
16 special tractor-mobile home rig under IC 9-20-15-1. The fee for a
17 quarterly permit is five hundred dollars (\$500).

18 (c) Notwithstanding subsection (a), a person may purchase an
19 annual permit for unlimited trips during the year to move a special
20 tractor-mobile home rig under IC 9-20-15-1. The fee for an annual
21 permit is two thousand dollars (\$2,000).

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SENATE MOTION

Mr. President: I move that Senator Zakas be added as coauthor of Senate Bill 446.

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COMMITTEE REPORT

Mr. President: The Senate Committee on Transportation and Homeland Security, to which was referred Senate Bill No. 446, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 2, line 21, delete "and special event days".

Page 2, line 26, reset in roman "noon on".

Page 2, line 26, delete "2".

Page 2, line 27, delete "p.m. on".

Page 3, delete lines 5 through 6.

Page 4, line 10, delete "and special event".

Page 4, line 11, delete "days".

Page 4, line 15, reset in roman "noon on".

Page 4, line 15, delete "2".

Page 4, line 16, delete "p.m. on".

Page 4, line 17, reset in roman "may".

Page 4, line 17, delete "shall".

Page 4, line 34, strike "forty-five (45)" and insert "**fifty-five (55)**".

Page 6, delete lines 12 through 15.

Page 6, between lines 32 and 33, begin a new paragraph and insert:
"SECTION 8. IC 9-21-5-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 5. In addition to the other limitations in this chapter, and in any oversize vehicle permit issued under IC 9-20, a vehicle that exceeds:

- (1) a width of ten (10) feet, six (6) inches;
- (2) a height of thirteen (13) feet, six (6) inches; or
- (3) a length of eighty-five (85) feet;

may not be operated at a speed greater than ~~forty-five (45)~~ **fifty-five (55)** miles per hour."

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to SB 446 as introduced.)

WYSS, Chairperson

Committee Vote: Yeas 9, Nays 0.

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