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# SENATE BILL No. 363

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 8-14-2-4.

**Synopsis:** Pickup trucks in road funding formula. Provides that the money in the local road and street account shall be distributed among counties according to the ratio of each county's passenger car and pickup truck registrations to the total passenger car and pickup truck registrations statewide. (Under current law, pickup truck registrations are disregarded in the distribution formula.) Phases in the change over four years, beginning July 1, 2009.

**Effective:** July 1, 2009.

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**Stutzman**

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January 8, 2009, read first time and referred to Committee on Homeland Security, Transportation & Veterans Affairs.

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First Regular Session 116th General Assembly (2009)

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 2008 Regular Session of the General Assembly.

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# SENATE BILL No. 363



A BILL FOR AN ACT to amend the Indiana Code concerning utilities and transportation.

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

1 SECTION 1. IC 8-14-2-4, AS AMENDED BY P.L.182-2007,  
2 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2009]: Sec. 4. (a) The auditor of state shall establish a special  
4 account to be called the "local road and street account" and **shall** credit  
5 this account monthly with forty-five percent (45%) of the money  
6 deposited in the highway, road and street fund.

7 (b) The auditor **of state** shall distribute to units of local government  
8 money from this account each month. Before making any other  
9 distributions under this chapter, the auditor shall distribute E85  
10 incentive payments to all political subdivisions entitled to a payment  
11 under section 8 of this chapter.

12 (c) After distributing E85 incentive payments required under section  
13 8 of this chapter, the auditor of state shall allocate to each county the  
14 remaining money in this account **based** on ~~the basis of~~ the ratio of each  
15 county's passenger car **and pickup truck** registrations to the total  
16 passenger car **and pickup truck** registrations of the state. **For**  
17 **purposes of this allocation, a pickup truck is a truck that is**



1 **registered under IC 9-18-2-8 as a truck with a declared gross**  
2 **weight of not more than eleven thousand (11,000) pounds.** The  
3 auditor of state shall further determine the suballocation between the  
4 county and the cities within the county as follows:

5 (1) In counties having a population of more than fifty thousand  
6 (50,000), sixty percent (60%) of the money shall be distributed on  
7 the basis of the population of the city or town as a percentage of  
8 the total population of the county and forty percent (40%)  
9 distributed on the basis of the ratio of city and town street mileage  
10 to county road mileage.

11 (2) In counties having a population of fifty thousand (50,000) or  
12 less, twenty percent (20%) of the money shall be distributed on  
13 the basis of the population of the city or town as a percentage of  
14 the total population of the county and eighty percent (80%)  
15 distributed on the basis of the ratio of city and town street mileage  
16 to county road mileage.

17 (3) ~~For the purposes of allocating funds as provided in this~~  
18 ~~section, towns which become incorporated as a town~~ **A town that**  
19 **incorporates** between the effective dates of decennial censuses  
20 ~~shall be becomes~~ eligible for allocations **under this section** upon  
21 the effectiveness of a corrected population count for the town  
22 under IC 1-1-3.5.

23 (4) Money allocated under the provisions of this section to  
24 counties containing a consolidated city shall be credited or  
25 allocated to the department of transportation of the consolidated  
26 city.

27 (d) Each month the auditor of state shall inform the department of  
28 the amounts allocated to each unit of local government from the local  
29 road and street account.

30 **SECTION 2. [EFFECTIVE JULY 1, 2009] (a) The auditor of**  
31 **state, in allocating money in the local road and street account to**  
32 **counties under IC 8-14-2-4, as amended by this act, shall recognize**  
33 **only the number of pickup truck registrations corresponding to the**  
34 **following percentages:**

35 (1) **For the period beginning July 1, 2009, and ending June 30,**  
36 **2010, twenty-five percent (25%) of the total pickup truck**  
37 **registrations in Indiana and in each county.**

38 (2) **For the period beginning July 1, 2010, and ending June 30,**  
39 **2011, fifty percent (50%) of the total pickup truck**  
40 **registrations in Indiana and in each county.**

41 (3) **For the period beginning July 1, 2011, and ending June 30,**  
42 **2012, seventy-five percent (75%) of the total pickup truck**

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1           registrations in Indiana and in each county.  
2           (4) After June 30, 2012, one hundred percent (100%) of the  
3           total pickup truck registrations in Indiana and in each county.  
4           (b) For purposes of this SECTION, the bureau of motor vehicles  
5           shall determine the number of pickup truck registrations in  
6           Indiana and in each county.  
7           (c) This SECTION expires June 30, 2013.

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