
SENATE BILL No. 372

DIGEST OF INTRODUCED BILL

Citations Affected: IC 9-13-2; IC 9-17-1-1; IC 9-18-1-2; IC 9-21-8-46.

Synopsis: Use of mini-trucks on Indiana roads. Authorizes the use of mini-trucks on Indiana roads. Prohibits the operation of a mini-truck on an interstate or state highway. Requires a mini-truck that is operated on a highway to be titled and registered. Requires a dealer of mini-trucks to register as a dealer. Makes conforming amendments.

Effective: Upon passage; July 1, 2011.

Mrvan

January 11, 2011, read first time and referred to Committee on Homeland Security, Transportation & Veterans Affairs.

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First Regular Session 117th General Assembly (2011)

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 2010 Regular Session of the General Assembly.

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SENATE BILL No. 372



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 9-13-2-42, AS AMENDED BY P.L.93-2010,
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2011]: Sec. 42. "Dealer" means, except as otherwise provided
4 in this section, a person who sells to the general public, including a
5 person who sells directly by the Internet or other computer network, at
6 least twelve (12) vehicles each year for delivery in Indiana. The term
7 includes a person who sells off-road vehicles **or mini-trucks**. A dealer
8 must have an established place of business that meets the minimum
9 standards prescribed by the secretary of state under rules adopted under
10 IC 4-22-2.

- 11 (b) The term does not include the following:
12 (1) A receiver, trustee, or other person appointed by or acting
13 under the judgment or order of a court.
14 (2) A public officer while performing official duties.
15 (3) A person who is a dealer solely because of activities as a
16 transfer dealer.
17 (4) An automotive mobility dealer.



1 (c) "Dealer", for purposes of IC 9-31, means a person that sells to
2 the general public for delivery in Indiana at least six (6):

3 (1) boats; or

4 (2) trailers:

5 (A) designed and used exclusively for the transportation of
6 watercraft; and

7 (B) sold in general association with the sale of watercraft;
8 per year.

9 SECTION 2. IC 9-13-2-103.1 IS ADDED TO THE INDIANA
10 CODE AS A NEW SECTION TO READ AS FOLLOWS
11 [EFFECTIVE JULY 1, 2011]: **Sec. 103.1. "Mini-truck" means a**
12 **vehicle that:**

13 **(1) is powered by an internal combustion engine with a piston**
14 **or rotor displacement of at least six hundred sixty (660) cubic**
15 **centimeters;**

16 **(2) is not more than sixty (60) inches in width;**

17 **(3) has an unladen dry weight of not more than one thousand**
18 **six hundred (1,600) pounds;**

19 **(4) has a top speed of not more than sixty (60) miles per hour;**
20 **and**

21 **(5) is manufactured with a locking, enclosed cab and a heated**
22 **interior.**

23 SECTION 3. IC 9-17-1-1, AS AMENDED BY P.L.182-2009(ss),
24 SECTION 284, IS AMENDED TO READ AS FOLLOWS
25 [EFFECTIVE JULY 1, 2011]: **Sec. 1. (a)** This article does not apply to
26 farm wagons, a golf cart when operated in accordance with an
27 ordinance adopted under IC 9-21-1-3(a)(14) or IC 9-21-1-3.3(a), or a
28 motor vehicle that was designed to have a maximum design speed of
29 not more than twenty-five (25) miles per hour and that was built,
30 constructed, modified, or assembled by a person other than the
31 manufacturer.

32 **(b) IC 9-17-2, IC 9-17-3, IC 9-17-4, IC 9-17-5, and IC 9-17-8**
33 **apply to a mini-truck that is operated on a public highway (as**
34 **defined in IC 9-25-2-4).**

35 SECTION 4. IC 9-18-1-2 IS ADDED TO THE INDIANA CODE
36 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
37 1, 2011]: **Sec. 2. With the exception of:**

38 **(1) IC 9-18-7;**

39 **(2) IC 9-18-9 through IC 9-18-11;**

40 **(3) IC 9-18-13; and**

41 **(4) IC 9-18-27;**

42 **this article applies to a mini-truck that is operated on a public**

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1 **highway (as defined in IC 9-25-2-4).**
 2 SECTION 5. IC 9-21-8-46, AS AMENDED BY P.L.210-2005,
 3 SECTION 34, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 4 JULY 1, 2011]: Sec. 46. **(a)** A person may not drive or operate:
 5 (1) an implement of agriculture designed to be operated primarily
 6 in a farm field or on farm premises; **or**
 7 (2) a piece of special machinery; **or**
 8 **(3) a mini-truck;**
 9 upon any part of an interstate highway.
 10 **(b) In addition to the prohibition set forth in subsection (a), a**
 11 **mini-truck may not be operated on a highway designated as a part**
 12 **of the state highway system under IC 8-23-4-2.**
 13 SECTION 6. [EFFECTIVE UPON PASSAGE] **(a) As used in this**
 14 **SECTION, "bureau" refers to the bureau of motor vehicles**
 15 **created by IC 9-14-1-1.**
 16 **(b) As used in this SECTION, "mini-truck" has the meaning set**
 17 **forth in IC 9-13-2-103.1, as added by this act.**
 18 **(c) Before July 1, 2011, in accordance with IC 6-6-5-3(b), the**
 19 **bureau shall determine the true tax value for each make and model**
 20 **of mini-truck, subject to review and adjustment by the department**
 21 **of local government finance.**
 22 **(d) This SECTION expires December 31, 2012.**
 23 SECTION 7. An emergency is declared for this act.

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