

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 2011 Regular Session of the General Assembly.

HOUSE ENROLLED ACT No. 1212

AN ACT to amend the Indiana Code concerning motor vehicles.

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

SECTION 1. IC 9-13-2-69.3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 69.3. "Funeral escort vehicle" has the meaning set forth ~~means a vehicle driven by a person who provides escort services for funeral processions. The term does not include an authorized emergency vehicle or a vehicle owned and operated by a funeral home (as defined in IC 9-21-13-0.3~~ **IC 25-15-2-15).**

SECTION 2. IC 9-19-14-5.5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 5.5. (a) Except for a:

- (1) vehicle utilized in a funeral procession; **or**
- (2) **funeral escort vehicle bearing markings as described in IC 9-21-13-0.7;**

a vehicle that is not described by sections 2 or 5 of this chapter may not display a red and white lamp or a red and blue lamp.

(b) A person who:

- (1) ~~purchases or otherwise acquires~~ **possesses** a vehicle with equipment described by sections 2 or 5 of this chapter; and
- (2) is not authorized to display a red and white or red and blue lamp upon the vehicle;

shall immediately remove the red and white or red and blue lamp from the vehicle.

(c) **A funeral escort vehicle, other than an authorized emergency**

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vehicle used in a funeral procession or as a funeral escort vehicle, may display only red and white, red, or amber lights.

SECTION 3. IC 9-19-14-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 6. (a) This section does not apply to a person who owns or operates a vehicle or combination of vehicles that:

- (1) contains parts and accessories; and
- (2) is equipped;

as required under regulations of the United States Department of Transportation.

(b) **Except as provided in subsection (c)**, a person who violates this chapter commits a Class C infraction.

(c) A person commits a Class C misdemeanor if the person knowingly or intentionally violates section 5.5 of this chapter.

SECTION 4. IC 9-21-7-11 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 11. (a) Except as provided in subsection (b), a vehicle may not display flashing lights.

(b) Flashing lights may be displayed on a vehicle as follows:

- (1) On an authorized emergency vehicle.
- (2) On a school bus.
- (3) On snow-removal equipment.
- (4) As a means of indicating a right or left turn.
- (5) As a means of indicating the presence of a vehicular traffic hazard requiring unusual care in approaching, overtaking, or passing.

(6) On a vehicle used in a funeral procession.

SECTION 5. IC 9-21-13-0.3 IS REPEALED [EFFECTIVE JULY 1, 2012]. ~~Sec. 0.3: As used in this chapter, "funeral escort" means a person that provides escort services for funeral processions.~~

SECTION 6. IC 9-21-13-0.7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 0.7. (a) **Except as provided in subsection (b), a funeral escort vehicle must be clearly marked with the words "funeral escort" on both the right and left sides of the vehicle in letters that are at least five (5) inches in height.**

(b) **A motorcycle that is a funeral escort vehicle must be clearly marked with the words "funeral escort" on both the right and left sides of the vehicle in letters that are at least two (2) inches in height.**

(c) **A funeral escort vehicle may not bear:**

- (1) **markings similar to the markings used by a law enforcement agency of the state or the federal government;**

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(2) words, emblems, seals, or other insignia that could cause a reasonable person to confuse the funeral escort vehicle with a police vehicle; or

(3) the words "sheriff", "police", "deputy", "marshal", "agent", "patrolman", "officer", or another word that could cause a reasonable person to confuse the operator of the funeral escort vehicle with a law enforcement officer.

SECTION 7. IC 9-21-13-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 1. (a) A vehicle with lighted headlights in a funeral procession has the right-of-way at an intersection and may proceed through the intersection if the procession is headed by a lead or funeral escort vehicle displaying alternately flashing red and ~~blue~~ **white, flashing red, or flashing amber** lights **or an authorized emergency vehicle**, except if either of the following conditions exist:

(1) When the right-of-way is required by an authorized emergency vehicle giving an audible signal.

(2) When the vehicles in procession are directed otherwise by a police officer.

(b) Before assuming the right-of-way, a person who drives a vehicle in the funeral procession must exercise due caution with regard to crossing traffic.

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Speaker of the House of Representatives

President of the Senate

President Pro Tempore

Governor of the State of Indiana

Date: _____ Time: _____

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