

Adopted	Rejected
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# COMMITTEE REPORT

<b>YES:</b>	<b>11</b>
<b>NO:</b>	<b>0</b>

## MR. SPEAKER:

*Your Committee on Roads and Transportation, to which was referred House Bill 1481, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1           Replace the effective dates in SECTIONS 1 through 5 with
- 2           "[EFFECTIVE UPON PASSAGE]".
- 3           Page 1, line 3, after "49.9." insert "(a)".
- 4           Page 1, between lines 4 and 5, begin a new paragraph and insert:
- 5           "**(b) This section expires on the date IC 9-29-6-0.5 expires.**".
- 6           Page 1, line 7, after "120.7." insert "(a)".
- 7           Page 2, line 4, delete "single axle weight of twenty-nine thousand
- 8           (29,000)" and insert "**maximum wheel weight, unladen or with load,**
- 9           **not to exceed eight hundred (800) pounds per inch of tire,**
- 10          **measured between the flanges of the rim.**
- 11          **(B) A single axle weight not to exceed twenty thousand**
- 12          **(20,000) pounds.**
- 13          **(C) An axle in an axle combination not to exceed twenty**
- 14          **thousand (20,000) pounds per axle, with the exception of**
- 15          **one (1) tandem group that may weigh twenty-four**

1           thousand (24,000) pounds per axle or a total of forty-eight  
2           thousand (48,000) pounds.

3           **(b) Subsection (a)(5) and this subsection expire on the earlier of**  
4 **the following dates:**

5           **(1) The date rules are adopted as required under IC 9-29-6-13.**

6           **(2) December 31, 2014.**

7           SECTION 3. IC 9-13-2-187.5 IS AMENDED TO READ AS  
8 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 187.5. (a) "Trip",  
9 for purposes of IC 9-29-6-1, means the movement of a vehicle or  
10 combination of vehicles having a total gross weight greater than eighty  
11 thousand (80,000) pounds but less than one hundred thirty-four  
12 thousand (134,000) pounds within a twenty-four (24) hour period.

13           **(b) This section expires on the date IC 9-29-6-1 expires."**

14           Page 2, delete lines 5 through 24.

15           Page 2, line 27, delete "(a)".

16           Page 2, line 34, delete "single trip or single route".

17           Page 2, delete lines 36 through 41.

18           Page 3, line 2, after "0.5." insert "(a)".

19           Page 3, line 6, delete "TEN" and insert "ELEVEN".

20           Page 3, line 31, delete "Determine the result of" and insert  
21 **"Subtract three (3) from the STEP NINE amount.**

22           **STEP ELEVEN: Determine the result of:**

23           **(A) the STEP TEN amount; multiplied by**

24           **(B) the number of miles in the trip.**

25           **(b) This section expires on the earlier of the following dates:**

26           **(1) The date rules are adopted as required under section 13 of**  
27 **this chapter.**

28           **(2) December 31, 2014."**

29           Page 3, delete lines 32 through 33, begin a new paragraph and insert:  
30 "SECTION 6. IC 9-29-6-1 IS AMENDED TO READ AS  
31 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. (a) A vehicle or  
32 combination of vehicles having a total gross weight greater than eighty  
33 thousand (80,000) pounds but less than one hundred thirty-four  
34 thousand (134,000) pounds must obtain a special weight permit for  
35 each trip on an extra heavy duty highway. The fee for this special  
36 weight permit is forty-one dollars and fifty cents (\$41.50).

37           **(b) This section expires on the earlier of the following dates:**

38           **(1) The date rules are adopted as required under section 13 of**

1           **this chapter.**

2           **(2) December 31, 2014.**

3           SECTION 7. IC 9-29-6-3, AS AMENDED BY P.L.6-2012,  
4           SECTION 71, IS AMENDED TO READ AS FOLLOWS  
5           [EFFECTIVE UPON PASSAGE]: Sec. 3. (a) The fees for permits  
6           issued under IC 9-20-6 to exceed the legal weight limit are as follows:

7                   (1) A trip permit, twenty dollars (\$20).

8                   (2) A mileage fee, which is in addition to the trip permit fee in  
9                   subdivision (1), to be calculated for that part of the gross weight  
10                  exceeding eighty thousand (80,000) pounds as follows:

11                          (A) For loads greater than eighty thousand (80,000) pounds but  
12                          not more than one hundred eight thousand (108,000) pounds,  
13                          thirty-five cents (\$0.35) per mile.

14                          (B) For loads greater than one hundred eight thousand  
15                          (108,000) pounds but not more than one hundred fifty  
16                          thousand (150,000) pounds, sixty cents (\$0.60) per mile.

17                          (C) For loads greater than one hundred fifty thousand  
18                          (150,000) pounds, one dollar (\$1) per mile.

19                   (3) A ninety (90) day permit, two hundred dollars (\$200).

20                   (4) An annual permit issued under IC 9-20-6-2(c), eight hundred  
21                   dollars (\$800).

22           (b) If an application for a permit involves transporting heavy  
23           vehicles or loads, or other objects, that exceed the legal length, width,  
24           or height limit and that also exceed the legal weight limit in the same  
25           movement, the applicant shall pay only the greater of the two (2) fees  
26           established in section 2 or 3 of this chapter and the issuing officer or  
27           body shall issue a single oversize-overweight permit. The fee for a  
28           ninety (90) day permit described in IC 9-20-6-2(c)(3) is two hundred  
29           dollars (\$200).

30           **(c) This section expires of the earlier of the following dates:**

31                   **(1) The date rules are adopted as required under section 13 of**  
32                   **this chapter.**

33                   **(2) July 1, 2014."**

34           Page 4, line 1, delete "as follows:".

35           Page 4, delete line 2.

36           Page 4, line 3, delete "(2) A fee of'.

37           Page 4, line 4, delete ", which is in addition to the trip permit fee in  
38           subdivision" and insert ".".

1 Page 4, delete line 5.

2 Page 4, run in lines 1 through 6.

3 Page 4, after line 12, begin a new paragraph and insert:

4 "SECTION 9. IC 9-29-6-13 IS ADDED TO THE INDIANA CODE  
5 AS A **NEW SECTION TO READ AS FOLLOWS [EFFECTIVE**  
6 **UPON PASSAGE]: Sec. 13. (a) The Indiana department of**  
7 **transportation shall adopt rules under IC 4-22-2 for the:**

8 (1) **issuance, fee structure, and enforcement of overweight**  
9 **divisible loads;**

10 (2) **fee structure of loads on extra heavy duty highways; and**

11 (3) **fee structure of overweight loads;**

12 **not later than December 31, 2014.**

13 (b) **The fees outlined in the rules under subsection (a) may not**  
14 **be increased more often than once every two (2) years.**

15 SECTION 10. IC 10-11-2-26, AS AMENDED BY P.L.125-2012,  
16 SECTION 399, IS AMENDED TO READ AS FOLLOWS  
17 [EFFECTIVE UPON PASSAGE]: Sec. 26. (a) The superintendent may  
18 assign qualified persons who are not state police officers to supervise  
19 or operate permanent or portable weigh stations. A person assigned  
20 under this section may stop, inspect, and issue citations to operators of  
21 trucks and trailers having a declared gross weight of at least ten  
22 thousand one (10,001) pounds and buses at a permanent or portable  
23 weigh station or while operating a clearly marked Indiana state police  
24 vehicle for violations of the following:

25 (1) IC 6-1.1-7-10.

26 (2) IC 6-6-1.1-1202.

27 (3) IC 6-6-2.5.

28 (4) IC 6-6-4.1-12.

29 (5) IC 8-2.1.

30 (6) IC 9-18.

31 (7) IC 9-19.

32 (8) IC 9-20.

33 (9) IC 9-21-7-2 through IC 9-21-7-11.

34 (10) IC 9-21-8-41 pertaining to the duty to obey an official traffic  
35 control device for a weigh station.

36 (11) IC 9-21-8-45 through IC 9-21-8-48.

37 (12) IC 9-21-9.

38 (13) IC 9-21-15.

- 1 (14) IC 9-21-21.  
2 (15) IC 9-24-1-1 through IC 9-24-1-1.5.  
3 (16) IC 9-24-1-7.  
4 (17) Except as provided in subsection (c), IC 9-24-1-6,  
5 IC 9-24-6-16, IC 9-24-6-17, and IC 9-24-6-18, commercial  
6 driver's license.  
7 (18) IC 9-24-4.  
8 (19) IC 9-24-5.  
9 (20) IC 9-24-11-4.  
10 (21) IC 9-24-13-3.  
11 (22) IC 9-24-18-1 through IC 9-24-18-2.  
12 (23) IC 9-25-4-3.  
13 (24) IC 9-28-4.  
14 (25) IC 9-28-5.  
15 (26) IC 9-28-6.  
16 (27) IC 9-29-5-11 through IC 9-29-5-13.  
17 (28) IC 9-29-5-42.  
18 (29) IC 9-29-6-1.  
19 (30) IC 10-14-8.  
20 (31) IC 13-17-5-1, IC 13-17-5-2, IC 13-17-5-3, or IC 13-17-5-4.  
21 (32) IC 13-30-2-1.  
22 (b) For the purpose of enforcing this section, a person assigned  
23 under this section may detain a person in the same manner as a law  
24 enforcement officer under IC 34-28-5-3.  
25 (c) A person assigned under this section may not enforce  
26 IC 9-24-6-14 or IC 9-24-6-15.  
27 **(d) Subsection (a)(29) expires on the date that IC 9-29-6-1**

- 1 **expires.**
- 2 SECTION 11. **An emergency is declared for this act."**
- 3 Renumber all SECTIONS consecutively.  
(Reference is to HB 1481 as introduced.)

**and when so amended that said bill do pass.**

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Representative Soliday