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# SENATE BILL No. 450

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 8-23.

**Synopsis:** Complete streets guidelines. Requires the Indiana department of transportation (INDOT) to do the following: (1) Adopt guidelines for INDOT projects regarding street design that enables safe, comfortable, and convenient access for all users (complete streets guidelines). (2) Include a requirement to comply with complete streets guidelines in INDOT contracts entered into after December 31, 2013. (3) Include complete streets guidelines in INDOT's approved design manual. (4) Report to the general assembly on INDOT's progress in incorporating complete streets guidelines into the approved design manual and projects.

**Effective:** July 1, 2013.

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### Breaux

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January 10, 2013, read first time and referred to Committee on Homeland Security, Transportation and Veterans Affairs.

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First Regular Session 118th General Assembly (2013)

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 2012 Regular Session of the General Assembly.

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# SENATE BILL No. 450



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

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

1 SECTION 1. IC 8-23-5-10 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2013]: **Sec. 10. Not later than July 1, 2014, the department shall**  
4 **include in the department's approved design manual technical**  
5 **guidance for the incorporation of complete streets guidelines**  
6 **adopted under IC 8-23-9-60 in the:**

- 7 (1) **planning;**
- 8 (2) **design;**
- 9 (3) **construction;**
- 10 (4) **reconstruction; and**
- 11 (5) **operation;**
- 12 **of projects governed by the design manual.**

13 SECTION 2. IC 8-23-9-60 IS ADDED TO THE INDIANA CODE  
14 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
15 1, 2013]: **Sec. 60. (a) For purposes of this section, "complete street"**  
16 **means a highway, street, or other roadway that is designed and**  
17 **operated to enable safe, comfortable, and convenient access for all**



- 1 users.
- 2 (b) This section applies to a contract entered into by the  
3 department and a contractor after December 31, 2013, for the:
- 4 (1) planning;  
5 (2) design;  
6 (3) construction;  
7 (4) reconstruction; or  
8 (5) improvement;
- 9 of a state highway or other roadway that is under the jurisdiction  
10 of the department.
- 11 (c) The department shall include in a contract, including any  
12 specifications or other documents that are a part of or  
13 incorporated into a contract, a requirement that the project be  
14 completed in accordance with the department's complete streets  
15 guidelines adopted under subsection (d). However, the department  
16 may exclude a project or part of a project from the requirement if:
- 17 (1) pedestrian or other nonmotorized usage is prohibited by  
18 law on the highway, street, or other roadway that is the  
19 subject of the project or part of a project;  
20 (2) the cost of incorporating complete streets guidelines for  
21 the project or part of the project is excessively  
22 disproportionate to the benefits, as determined by the  
23 department; or  
24 (3) there is a demonstrated lack of present or future need for  
25 complete streets for the project or part of the project.
- 26 (d) The department shall adopt guidelines to incorporate  
27 complete streets into the planning, design, construction,  
28 reconstruction, or improvement of a state highway or other  
29 roadway that is under the jurisdiction of the department.  
30 Guidelines adopted under this subsection must take into  
31 consideration the following:
- 32 (1) The ages and abilities of all potential users of roadways.  
33 (2) The modes of transportation used on roadways.  
34 (3) Safety, accessibility, and livability.
- 35 (e) Not later than November 1, 2014, the department shall  
36 report in an electronic format under IC 5-14-6 to the general  
37 assembly the progress made by the department in:
- 38 (1) implementing this section; and  
39 (2) incorporating complete streets guidelines into the  
40 department's approved design manual under IC 8-23-5-10.  
41 This subsection expires December 31, 2014.  
42 (f) Beginning November 1, 2015, and not later than November

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1 **1 of each year, the department shall report in an electronic format**  
2 **under IC 5-14-6 to the general assembly on the number, type, and**  
3 **status of complete streets projects undertaken by the department.**  
4 **This subsection expires December 31, 2019.**

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