
HOUSE BILL No. 1125

DIGEST OF INTRODUCED BILL

Citations Affected: IC 8-14-2.

Synopsis: Local road funding. Requires the auditor of state to distribute money to each county from the local road and street account based on the ratio of the 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 not considered.)

Effective: July 1, 2013.

Saunders, Hamm

January 8, 2013, read first time and referred to Committee on Roads and Transportation.

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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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HOUSE BILL No. 1125



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 8-14-2-1 IS AMENDED TO READ AS FOLLOWS
- 2 [EFFECTIVE JULY 1, 2013]: Sec. 1. As used in this chapter:
- 3 (1) Primary highway system special account means the account of
- 4 the state known as the "primary highway system special account"
- 5 to which is credited monthly fifty-five percent (55%) of the
- 6 money deposited in the highway, road and street fund.
- 7 (2) Local road and street account means the account of the state
- 8 known as the "local road and street account" to which is credited
- 9 monthly forty-five percent (45%) of the money deposited in the
- 10 highway, road and street fund.
- 11 (3) The term "department" refers to the Indiana department of
- 12 transportation created under IC 8-23-2.
- 13 (4) The term "primary highways" shall mean that portion of the
- 14 federal-aid highway system designated by the department and
- 15 approved by the United States department of transportation as
- 16 being the state "primary highway system".
- 17 (5) The term "construction" shall mean both construction and



- 1 reconstruction to a degree that new, supplementary, or
- 2 substantially improved traffic service is provided, and significant
- 3 geometric or structural improvements are effected.
- 4 (6) "Arterial road system" shall mean the system of roads
- 5 including bridges in each county of Indiana, under the jurisdiction
- 6 of the board of county commissioners, or successor body,
- 7 including a department of transportation of a consolidated city,
- 8 designated as such by the board under IC 8-23-4-3, but not
- 9 including local county roads.
- 10 (7) "Local county roads" shall mean all county roads and bridges
- 11 which are not designated as being in the arterial road system.
- 12 (8) "Arterial street system" means the system of streets, including
- 13 bridges in each city or town in Indiana, under the jurisdiction of
- 14 municipal street authorities or successor bodies, including a
- 15 department of transportation of a consolidated city, designated as
- 16 such by the board under IC 8-23-4-4, but not including local
- 17 streets.
- 18 (9) "Local streets" shall mean all city and town streets and bridges
- 19 which are not designated as being in the arterial street system in
- 20 each city or town.
- 21 (10) "Resurfacing" means the placement of additional pavement
- 22 layers (including protective systems for bridge decks) over the
- 23 existing (or restored or rehabilitated) roadway or bridge deck
- 24 surface to provide additional strength or to improve serviceability
- 25 for a substantial time period.
- 26 (11) "Restoration and rehabilitation" means work required to
- 27 return the existing structure (roadway pavement or bridge deck)
- 28 to a suitable condition for an additional stage of construction
- 29 (bridge deck protective system or resurfacing) or to a suitable
- 30 condition to perform satisfactorily for a substantial time period.
- 31 **(12) "Pickup truck" means a motor vehicle that:**
- 32 **(1) is registered as a truck under IC 9-18-2; and**
- 33 **(2) has a declared gross weight of not more than eleven**
- 34 **thousand (11,000) pounds.**
- 35 SECTION 2. IC 8-14-2-4, AS AMENDED BY P.L.182-2007,
- 36 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 37 JULY 1, 2013]: Sec. 4. (a) The auditor of state shall establish a special
- 38 account to be called the "local road and street account" and credit this
- 39 account monthly with forty-five percent (45%) of the money deposited
- 40 in the highway, road and street fund.
- 41 (b) The auditor shall distribute to units of local government money
- 42 from this account each month. Before making any other distributions

COPY



1 under this chapter, the auditor shall distribute E85 incentive payments
 2 to all political subdivisions entitled to a payment under section 8 of this
 3 chapter.

4 (c) After distributing E85 incentive payments required under section
 5 8 of this chapter, the auditor of state shall allocate to each county the
 6 remaining money in this account **based on the basis** of the ratio of each
 7 county's passenger car **and pickup truck** registrations to the total
 8 passenger car **and pickup truck** registrations of the state. The auditor
 9 shall further determine the suballocation between the county and the
 10 cities within the county as follows:

11 (1) In counties having a population of more than fifty thousand
 12 (50,000), sixty percent (60%) 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 forty percent (40%)
 15 distributed on the basis of the ratio of city and town street mileage
 16 to county road mileage.

17 (2) In counties having a population of fifty thousand (50,000) or
 18 less, twenty percent (20%) of the money shall be distributed on
 19 the basis of the population of the city or town as a percentage of
 20 the total population of the county and eighty percent (80%)
 21 distributed on the basis of the ratio of city and town street mileage
 22 to county road mileage.

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

29 (4) Money allocated under the provisions of this section to
 30 counties containing a consolidated city shall be credited or
 31 allocated to the department of transportation of the consolidated
 32 city.

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

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