

ARTICLE 2. APPLICABILITY AND DEFINITIONS

Rule 1. Definitions

130 IAC 2-1-1 Applicability

Authority: IC 8-10-1-7; IC 8-10-1-9

Affected: IC 8-10-1

Sec. 1. The definitions in this rule apply throughout this title. *(Ports of Indiana; 130 IAC 2-1-1; filed Jun 6, 2002, 11:22 a.m.: 25 IR 3703; readopted filed Nov 7, 2008, 1:50 p.m.: 20081203-IR-130080612RFA; readopted filed Oct 24, 2014, 11:28 a.m.: 20141119-IR-130140345RFA; readopted filed Nov 23, 2020, 12:02 p.m.: 20201223-IR-130200509RFA)*

130 IAC 2-1-2 "Commission" defined

Authority: IC 8-10-1-7; IC 8-10-1-9

Affected: IC 8-10-1; IC 8-10-2

Sec. 2. "Commission" means the Indiana port commission created under IC 8-10-2. *(Ports of Indiana; 130 IAC 2-1-2; filed Jun 6, 2002, 11:22 a.m.: 25 IR 3704; readopted filed Nov 7, 2008, 1:50 p.m.: 20081203-IR-130080612RFA; readopted filed Oct 24, 2014, 11:28 a.m.: 20141119-IR-130140345RFA; readopted filed Nov 23, 2020, 12:02 p.m.: 20201223-IR-130200509RFA)*

130 IAC 2-1-3 "Control devices and signals" defined

Authority: IC 8-10-1-7; IC 8-10-1-9

Affected: IC 8-10-1

Sec. 3. "Control devices and signals" means all signs, signals, markings, and devices placed or erected on the ports of Indiana for the purpose of regulating, warning, or guiding traffic. *(Ports of Indiana; 130 IAC 2-1-3; filed Jun 6, 2002, 11:22 a.m.: 25 IR 3704; readopted filed Nov 7, 2008, 1:50 p.m.: 20081203-IR-130080612RFA; readopted filed Oct 24, 2014, 11:28 a.m.: 20141119-IR-130140345RFA; readopted filed Nov 23, 2020, 12:02 p.m.: 20201223-IR-130200509RFA)*

130 IAC 2-1-4 "Executive director" defined

Authority: IC 8-10-1-7; IC 8-10-1-9

Affected: IC 8-10-1

Sec. 4. "Executive director" means an individual employed by the commission who is responsible for, among other duties, managing and administering the central office of the commission and all employees of the commission and supervising the port directors. *(Ports of Indiana; 130 IAC 2-1-4; filed Jun 6, 2002, 11:22 a.m.: 25 IR 3704; readopted filed Nov 7, 2008, 1:50 p.m.: 20081203-IR-130080612RFA; readopted filed Oct 24, 2014, 11:28 a.m.: 20141119-IR-130140345RFA; readopted filed Nov 23, 2020, 12:02 p.m.: 20201223-IR-130200509RFA)*

130 IAC 2-1-5 "Oversize or unusual vehicle" defined

Authority: IC 8-10-1-7; IC 8-10-1-9

Affected: IC 8-10-1

Sec. 5. "Oversize or unusual vehicle" means those vehicles exceeding the maximum allowable dimensions and weights set forth in 130 IAC 3-1-12 and those vehicles that are not designed, used, or maintained primarily for the carrying of persons or property upon the public highways. *(Ports of Indiana; 130 IAC 2-1-5; filed Jun 6, 2002, 11:22 a.m.: 25 IR 3704; readopted filed Nov 7, 2008, 1:50 p.m.: 20081203-IR-130080612RFA; readopted filed Oct 24, 2014, 11:28 a.m.: 20141119-IR-130140345RFA; readopted filed Nov 23, 2020, 12:02 p.m.: 20201223-IR-130200509RFA)*

130 IAC 2-1-6 "Parking" defined

Authority: IC 8-10-1-7; IC 8-10-1-9

Affected: IC 8-10-1

Sec. 6. "Parking" means the stopping or standing of a vehicle whether occupied or not. A vehicle shall not be deemed to be parked if stopped temporarily for any of the following reasons:

- (1) Movement of the vehicle is obstructed.
- (2) The vehicle is waiting to enter or leave a gate booth lane.
- (3) The vehicle is in obedience to:
 - (A) the direction of a police officer, port security officer, or other commission employee assigned to traffic control work;
 - or
 - (B) an official sign, signal, marking, or device.

(Ports of Indiana; 130 IAC 2-1-6; filed Jun 6, 2002, 11:22 a.m.: 25 IR 3704; readopted filed Nov 7, 2008, 1:50 p.m.: 20081203-IR-130080612RFA; readopted filed Oct 24, 2014, 11:28 a.m.: 20141119-IR-130140345RFA; readopted filed Nov 23, 2020, 12:02 p.m.: 20201223-IR-130200509RFA)

130 IAC 2-1-7 "Port" defined

Authority: IC 8-10-1-7; IC 8-10-1-9
Affected: IC 8-10-1

Sec. 7. "Port" means any of the following:

- (1) Indiana's International Port/Burns Harbor at Portage, Indiana.
- (2) Southwind Maritime Centre at Mount Vernon, Indiana.
- (3) Clark Maritime Centre at Jeffersonville, Indiana.

(Ports of Indiana; 130 IAC 2-1-7; filed Jun 6, 2002, 11:22 a.m.: 25 IR 3704; readopted filed Nov 7, 2008, 1:50 p.m.: 20081203-IR-130080612RFA; readopted filed Oct 24, 2014, 11:28 a.m.: 20141119-IR-130140345RFA; readopted filed Nov 23, 2020, 12:02 p.m.: 20201223-IR-130200509RFA)

130 IAC 2-1-8 "Port area" defined

Authority: IC 8-10-1-7; IC 8-10-1-9
Affected: IC 8-10-1

Sec. 8. "Port area" means any:

- (1) water;
- (2) land;
- (3) platform;
- (4) building;
- (5) structure;
- (6) dock;
- (7) road;
- (8) railroad; or
- (9) other facility or operation located at a port.

(Ports of Indiana; 130 IAC 2-1-8; filed Jun 6, 2002, 11:22 a.m.: 25 IR 3704; readopted filed Nov 7, 2008, 1:50 p.m.: 20081203-IR-130080612RFA; readopted filed Oct 24, 2014, 11:28 a.m.: 20141119-IR-130140345RFA; readopted filed Nov 23, 2020, 12:02 p.m.: 20201223-IR-130200509RFA)

130 IAC 2-1-9 "Port director" defined

Authority: IC 8-10-1-7; IC 8-10-1-9
Affected: IC 8-10-1

Sec. 9. "Port director" means an individual employed by the commission who is responsible for managing and administering a port. *(Ports of Indiana; 130 IAC 2-1-9; filed Jun 6, 2002, 11:22 a.m.: 25 IR 3704; readopted filed Nov 7, 2008, 1:50 p.m.: 20081203-IR-130080612RFA; readopted filed Oct 24, 2014, 11:28 a.m.: 20141119-IR-130140345RFA; readopted filed Nov 23,*

2020, 12:02 p.m.: 20201223-IR-130200509RFA)

130 IAC 2-1-10 "Port employee" defined

Authority: IC 8-10-1-7; IC 8-10-1-9

Affected: IC 8-10-1

Sec. 10. "Port employee" means each person in the official employ of the commission. (*Ports of Indiana; 130 IAC 2-1-10; filed Jun 6, 2002, 11:22 a.m.: 25 IR 3704; readopted filed Nov 7, 2008, 1:50 p.m.: 20081203-IR-130080612RFA; readopted filed Oct 24, 2014, 11:28 a.m.: 20141119-IR-130140345RFA; readopted filed Nov 23, 2020, 12:02 p.m.: 20201223-IR-130200509RFA*)

130 IAC 2-1-11 "Port roads" defined

Authority: IC 8-10-1-7; IC 8-10-1-9

Affected: IC 8-10-1

Sec. 11. "Port roads" means all:

- (1) traffic lanes;
- (2) acceleration lanes;
- (3) deceleration lanes;
- (4) shoulders;
- (5) medial strips;
- (6) bridges;
- (7) overpasses;
- (8) underpasses;
- (9) gate areas;
- (10) approaches;
- (11) entrance and exit ramps;
- (12) maintenance areas; and
- (13) any and all other areas adjacent thereto;

under the control or jurisdiction of the commission and comprising a part of the road system of the ports of Indiana. (*Ports of Indiana; 130 IAC 2-1-11; filed Jun 6, 2002, 11:22 a.m.: 25 IR 3704; readopted filed Nov 7, 2008, 1:50 p.m.: 20081203-IR-130080612RFA; readopted filed Oct 24, 2014, 11:28 a.m.: 20141119-IR-130140345RFA; readopted filed Nov 23, 2020, 12:02 p.m.: 20201223-IR-130200509RFA*)

130 IAC 2-1-12 "Port security" defined

Authority: IC 8-10-1-7; IC 8-10-1-9

Affected: IC 8-10-1

Sec. 12. "Port security" means any commission employee or independent contractor employed by the commission to provide port protection services. (*Ports of Indiana; 130 IAC 2-1-12; filed Jun 6, 2002, 11:22 a.m.: 25 IR 3705; readopted filed Nov 7, 2008, 1:50 p.m.: 20081203-IR-130080612RFA; readopted filed Oct 24, 2014, 11:28 a.m.: 20141119-IR-130140345RFA; readopted filed Nov 23, 2020, 12:02 p.m.: 20201223-IR-130200509RFA*)

130 IAC 2-1-13 "Restricted area" defined

Authority: IC 8-10-1-7; IC 8-10-1-9

Affected: IC 8-10-1

Sec. 13. "Restricted area" means all or part of a port area that has been posted by the port director as closed to the public. (*Ports of Indiana; 130 IAC 2-1-13; filed Jun 6, 2002, 11:22 a.m.: 25 IR 3705; readopted filed Nov 7, 2008, 1:50 p.m.: 20081203-IR-130080612RFA; readopted filed Oct 24, 2014, 11:28 a.m.: 20141119-IR-130140345RFA; readopted filed Nov 23, 2020, 12:02 p.m.: 20201223-IR-130200509RFA*)

130 IAC 2-1-14 "Vessel" defined

Authority: IC 8-10-1-7; IC 8-10-1-9

Affected: IC 8-10-1

Sec. 14. "Vessel" means a boat, motorboat, sailboat, rowboat, skiff, dinghy, canoe, ship, tug, towboat, packet, barge, lighter, or other watercraft, whether self-propelled or not self-propelled. (*Ports of Indiana; 130 IAC 2-1-14; filed Jun 6, 2002, 11:22 a.m.: 25 IR 3705; readopted filed Nov 7, 2008, 1:50 p.m.: 20081203-IR-130080612RFA; readopted filed Oct 24, 2014, 11:28 a.m.: 20141119-IR-130140345RFA; readopted filed Nov 23, 2020, 12:02 p.m.: 20201223-IR-130200509RFA*)

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