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**TITLE 135 INDIANA TRANSPORTATION  
FINANCE AUTHORITY**

**Proposed Rule**  
LSA Document #02-171

DIGEST

Amends 135 IAC 2 to update the rules for the Indiana East-West Toll Road. Subject to the receipt of comments from the public, the authority does not intend to amend the current rules substantially, but the authority does intend to amend certain of the terms and phrases and other provisions of the current rules to reflect current law, usage, and circumstance. The authority does not intend to amend any rule to increase or decrease the tolls now in effect for use of the toll road. Repeals 135 IAC 2-7-19. Effective 30 days after filing with the secretary of state.

135 IAC 2-1-1	135 IAC 2-7-7
135 IAC 2-2-1	135 IAC 2-7-11
135 IAC 2-2-3	135 IAC 2-7-15
135 IAC 2-2-5	135 IAC 2-7-18
135 IAC 2-2-10	135 IAC 2-7-19
135 IAC 2-2-12	135 IAC 2-7-20
135 IAC 2-3-1	135 IAC 2-7-23
135 IAC 2-3-2	135 IAC 2-8-1
135 IAC 2-4-1	135 IAC 2-8-3
135 IAC 2-4-4	135 IAC 2-8-5
135 IAC 2-5-1	135 IAC 2-8-7
135 IAC 2-5-2	135 IAC 2-8-11
135 IAC 2-6-1	135 IAC 2-10-1
135 IAC 2-7-1	135 IAC 2-10-2
135 IAC 2-7-3	

SECTION 1. 135 IAC 2-1-1 IS AMENDED TO READ AS FOLLOWS:

**135 IAC 2-1-1 Definitions**

**Authority:** IC 8-15-2-17; IC 8-15-2-17.2

**Affected:** IC 8-15-2

Sec. 1. ~~As used in 135 IAC 2-1 to 135 IAC 2-10;~~ The following words and terms shall have the following meanings, **definitions apply throughout this article** unless the context ~~shall indicate~~ **indicates** another or different meaning or intent:

- (1) "Aircraft" means any contrivance used or designed for navigation of or flight in the air.
- (2) "Authority" means the Indiana ~~toll~~ **transportation** finance authority.
- (3) "Automatic lane" means those entry or exit lanes located at toll plazas which are generally unattended by toll attendants and are equipped with automatic ticket dispensers or automatic coin receptacles for the collection of specified tolls.
- (4) "Axle" means the common axis of rotation of one (1) or more wheels, whether power driven or freely rotating, and whether in one (1) or more segments and regardless of the number of wheels carried thereon.
- (5) "Axle weight" means the total weight concentrated on one (1) or more axles spaced less than forty (40) inches from center to center.
- (6) "Bicycle" means any vehicle irrespective of the number of wheels in contact with the ground ~~which that~~ has the

possibility of being foot propelled.

(7) "Bus" means any vehicle designed for the transportation of ~~ten (10)~~ **sixteen (16)** or more persons.

(8) "Control devices and signals" means all signs, signals, markings, and devices placed or erected on the toll road, as ~~herein~~ **defined in this section**, for the purpose of regulating, warning, or guiding traffic.

(9) "Converter dolly" means ~~a~~ one (1) or two (2) axle ~~vehicle vehicles~~ designed to convert a semi-trailer into a trailer and usually coupled to a semi-trailer for the purpose of making up a tandem trailer combination.

(10) "Cross-over" means a paved area in the median strip provided for the use of authorized vehicles to cross the median strip.

(11) "Deceleration lanes and acceleration lanes" means speed change lanes provided for vehicles entering and exiting service areas or interchanges adjacent to the outer traffic lanes.

(12) "Department" means the Indiana department of ~~highways~~, **transportation**, toll road ~~division~~: **district**.

(13) "Disabled vehicle" means any vehicle temporarily incapable of movement.

(14) "Emergency vehicle" means fire and police vehicles, ambulances, and other vehicles authorized by the department.

(15) "Gross weight" means the total weight of a vehicle or combination of vehicles, including the weight of the vehicle or vehicles, loads, drivers, fuel, ~~or~~ spare tire. ~~etc.~~

(16) "Interchange" means that portion of the toll road beginning at the point where entrance and exit roads join federal, state, county, or city highways or streets and ending at the point where the toll road traffic lanes join the deceleration and acceleration lanes, as ~~herein~~ **defined in this section**, and including all bridges, underpasses, overpasses, toll plazas, ~~or~~ parking areas, ~~etc.~~, located between said points.

(17) "Median strips" means the area between the inner traffic lane for westbound traffic and the inner traffic lane for eastbound traffic, including concrete barriers, grassy areas, and inner shoulders.

(18) "Michigan trains" means a combination of three (3) vehicles consisting of a truck-tractor, semi-trailer, and trailer complying with the requirements of 135 IAC 2-8-2 hereafter, which exceeds **ninety thousand (90,000)** pounds.

(19) "Motorcycle" means every vehicle designed to travel on not more than three (3) wheels in contact with the ground.

(20) "Operator" means every person who drives, or is in actual physical control of a vehicle upon the toll road or who is exercising control over, or steering, a vehicle being towed or pushed by another vehicle.

(21) "Oversize or unusual vehicle" means those vehicles exceeding the allowable dimensions set forth in 135 IAC 2-4-1 hereafter.

(22) "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:

(+) (A) Because its movement is obstructed.

(-) (B) While waiting to enter or exit a toll booth lane.

(-) (C) In obedience to:

(i) the direction of a police officer, toll attendant, or other toll road employee assigned to traffic control work; or

(ii) an official sign, signal, marking, or device.

(+) (D) Because it is disabled.

(23) "Pedestrian" means any natural person afoot.

(24) "Person" means every natural person, firm, copartnership, association, corporation, or legal entity.

(25) "Police officer" means all officers of the Indiana state police assigned to duty on the toll road by the superintendent of state police.

(26) "Public police officer" means peace officers of the United States ~~of the state of~~ or Indiana or ~~of~~ its political subdivisions while in discharge of their official duties.

(27) "Radioactive material" means any material, or combination of materials, that spontaneously emits ionizing radiation, excepting only those specifically exempted from control by the hazardous materials regulations of the ~~U.S.~~ **United States** Department of Transportation, Federal Highway Administration, in effect on June 1, 1980.

(28) "Semi-trailer" means every vehicle without motive power designed for carrying persons or property and for being drawn by another vehicle and so constructed that some part of its weight and that of its load rests upon or is carried by another vehicle.

"Service area" means the portion of the toll road right-of-way occupied by the restaurant buildings, service stations, parking and seeded areas adjacent thereto; including the deceleration lanes and acceleration lanes provided for entering and exiting such areas.

- (29) "Shoulders" means the paved strips adjoining the traffic lanes, acceleration and deceleration lanes, and interchange ramps.
- (30) "Tandem axle group" means two (2) or more axles spaced more than forty (40) inches and less than **one hundred eight (108)** inches from center to center having at least one **(1)** common point of weight suspension.
- (31) "Tandem trailer combination" means a combination of vehicles consisting of a truck-tractor, semi-trailer, converter dolly, and second semi-trailer complying with the requirements in 135 IAC 2-7-2.
- (32) "Toll" means the compensation to be paid to the department for the privilege of using the toll road or any portion thereof.
- (33) "Toll attendant" means a toll road employee assigned to and on duty at a toll plaza for the purpose of collecting tolls ~~and/or or~~ using toll tickets.
- (34) "Toll plaza" means the portion of the toll road:
- (A) beginning where the pavement widens on the approach to the toll booths and ending at the point where the pavement narrows to the normal width of roadway after passing the toll booths; and
  - (B) including all booths and buildings located thereon.
- (35) "Toll road" means all traffic lanes, acceleration lanes, deceleration lanes, shoulders, median strips, bridges, overpasses, underpasses, interchanges, approaches, entrance and exit ramps, toll plazas, ~~service areas,~~ **travel plazas**, maintenance areas, and any and all other areas adjacent thereto under the control or jurisdiction of the department and comprising a part of the Indiana east-west toll road.
- (36) "Toll road employee" means each person in the official employ of the ~~Indiana department of highways, toll road division.~~
- (37) "Traffic" means vehicles, either singly or together, using any portion of the toll road for the purpose of travel.
- (38) "Traffic control signal" means any device, whether manually, electrically, or mechanically operated, by which traffic on the toll road is regulated.
- (39) "Traffic lanes" means the four (4) **or six (6)** continuous traffic lanes (each for a single line of vehicles) extending between the eastern and western termini of the toll road. These four **(4) or six (6)** traffic lanes are in two ~~pairs (2) or three (3) lanes~~, which ~~pairs lanes~~ are separated by the median strip. The ~~pair which lies~~ **lanes that lie** generally to the north of the median strip is for westbound traffic, and the ~~pair which lies~~ **lanes that lie** generally to the south of the median strip is for eastbound traffic.
- (40) "Trailer" means a vehicle without motive power designed for carrying property.
- (41) "Trailer combination" means any tandem trailer combination where the semi-trailer or trailer are over **twenty-eight (28) feet six (6) inches** in length and any triple trailer combination.
- (42) "Travel plaza" means **the portion of the toll road right-of-way occupied by the restaurant buildings, fuel stations, and parking and seeded areas adjacent thereto, including the deceleration lanes and acceleration lanes provided for entering and exiting such areas.**
- (43) "Triple trailer combination" means a combination of vehicles consisting of a truck-tractor, semi-trailer, and two (2) trailers complying with the requirements in 135 IAC 2-7-2.
- (44) "Truck-tractor" means every vehicle designed and used primarily for drawing other vehicles and so constructed as not to carry a load other than a part of the weight of the vehicle and load so drawn. Nothing in this section prohibits the transportation of motor vehicles on part of the truck-tractor.
- (45) "Vehicle" means every device (motorized or nonmotorized) in, upon, or by which any person or property is or may be transported or drawn upon a highway.
- (Indiana Transportation Finance Authority; 135 IAC 2-1-1; filed Dec 6, 1983, 1:52 p.m.: 7 IR 321; errata, 7 IR 1054)*

SECTION 2. 135 IAC 2-2-1 IS AMENDED TO READ AS FOLLOWS:

### 135 IAC 2-2-1 Speed regulations

Authority: IC 8-15-2-17; IC 8-15-2-17.2

Affected: IC 8-15-2; IC 9-21-5-11

#### Sec. 1. The following are speed regulation requirements:

(1) No person shall drive a vehicle on the toll road at a speed greater than is reasonable and prudent under the conditions and having regard for the actual and potential hazards then existing.

(+) (2) No person shall drive any vehicle on the traffic lanes of the toll road at a speed greater than that posted. At no location on the toll road shall the rate of speed of any vehicle exceed that permitted by ~~IC 9-4-1-57.~~ **IC 9-21-5.**

~~(2)~~ (3) No person shall operate a vehicle at a speed in excess of that posted on any interchange.

~~(3)~~ (4) No person shall operate a vehicle at a speed in excess of twenty (20) miles per hour within any ~~service area,~~ **travel plaza**, except on the acceleration and deceleration lanes thereof.

~~(4)~~ (5) No person shall drive a vehicle at such a low speed as to impede or block the normal and reasonable movement of traffic or at a speed lower than forty-five (45) miles per hour on the traffic lanes on the toll road, except when a reduced speed is necessary for safe operation or when ordered to do so by a police officer or when posted at a lower speed.

~~(5)~~ (6) No operator of a vehicle shall suddenly decrease the speed of his vehicle without first giving a clearly visible and conventional signal to traffic ~~immediatly~~ **immediately** to the rear.

**(7) In construction zones, vehicles shall comply with IC 9-21-5-11.**

*(Indiana Transportation Finance Authority; 135 IAC 2-2-1; filed Dec 6, 1983, 1:52 p.m.: 7 IR 323; filed Aug 5, 1987, 4:15 p.m.: 11 IR 6)*

SECTION 3. 135 IAC 2-2-3 IS AMENDED TO READ AS FOLLOWS:

### **135 IAC 2-2-3 Entering traffic lanes**

**Authority:** IC 8-15-2-17; IC 8-15-2-17.2

**Affected:** IC 8-15-2

Sec. 3. Upon entering a traffic lane from a ~~service area,~~ **travel plaza**, interchange, shoulder, or entrance ramp, the operator of a vehicle shall use the acceleration lane or shoulder and he **or she** shall enter the outer traffic lane with caution so as not to interfere with or endanger traffic. The operator of a vehicle entering a traffic lane shall yield the right-of-way to vehicles already on the traffic lanes. *(Indiana Transportation Finance Authority; 135 IAC 2-2-3; filed Dec 6, 1983, 1:52 p.m.: 7 IR 323)*

SECTION 4. 135 IAC 2-2-5 IS AMENDED TO READ AS FOLLOWS:

### **135 IAC 2-2-5 U-turns prohibited**

**Authority:** IC 8-15-2-17; IC 8-15-2-17.2

**Affected:** IC 8-15-2

Sec. 5. No person operating a vehicle shall make a u-turn at any point on the toll road, except as directed to do so by a police officer **or if the operator of the vehicle has a valid u-turn permit issued by the Indiana toll road.** *(Indiana Transportation Finance Authority; 135 IAC 2-2-5; filed Dec 6, 1983, 1:52 p.m.: 7 IR 324)*

SECTION 5. 135 IAC 2-2-10 IS AMENDED TO READ AS FOLLOWS:

### **135 IAC 2-2-10 Traffic control signals**

**Authority:** IC 8-15-2-17; IC 8-15-2-17.2

**Affected:** IC 8-15-2

Sec. 10. All traffic approaching toll booths shall comply with the signals of the lights indicating the following:

(1) **For a toll plaza, the following:**

(A) A green ~~light~~ **arrow** indicates that:

(i) the traffic lane over which the light is displayed is open to traffic; or

(ii) in the case of automatic lanes, ~~that~~ such vehicle activating ~~said~~ **the** green light may proceed.

(B) A red ~~light~~ **X** indicates that:

(i) the traffic lane over which the light is displayed is closed to traffic; or

(ii) in the case of automatic lanes, ~~that~~ such vehicle failing to activate the green light shall not proceed.

(2) **For a highway, a flashing yellow light indicates that all traffic shall reduce speed and proceed with caution and in compliance with all supplemental and related traffic signs.**

*(Indiana Transportation Finance Authority; 135 IAC 2-2-10; filed Dec 6, 1983, 1:52 p.m.: 7 IR 324)*

SECTION 6. 135 IAC 2-2-12 IS AMENDED TO READ AS FOLLOWS:

### 135 IAC 2-2-12 Stops at toll collection facilities

Authority: IC 8-15-2-17; IC 8-15-2-17.2

Affected: IC 8-15-2

Sec. 12. (a) The operator of a vehicle shall make a complete stop at **all manual and automatic** toll collection facilities when entering and exiting the toll road if the procurement of a ticket or the payment of a toll is required.

(b) The operator of a vehicle shall comply with all signs with respect to:

(1) operating speed;

(2) stopping of vehicles; and

(3) the procession subsequent to a reduction in speed or a stop;

in any facility with unmanned toll collection capabilities. (*Indiana Transportation Finance Authority; 135 IAC 2-2-12; filed Dec 6, 1983, 1:52 p.m.: 7 IR 325*)

SECTION 7. 135 IAC 2-3-1 IS AMENDED TO READ AS FOLLOWS:

### 135 IAC 2-3-1 Pedestrians and certain vehicles prohibited

Authority: IC 8-15-2-17; IC 8-15-2-17.2

Affected: IC 8-15-2

Sec. 1. The following shall not be permitted to travel on the toll road under any circumstances:

(1) Pedestrians.

(2) Bicycles.

(3) Motorcycles with less than **one hundred twenty-five (125) cc cubic centimeters** displacement.

(4) Vehicles drawn by animals.

(5) Aircraft.

(6) Vehicles with improperly secured loads.

(7) Vehicles with:

(A) metal tires, solid tires, or deflated pneumatic tires; and ~~vehicles with~~

(B) caterpillar treads.

(8) Vehicles towing another vehicle ~~which do~~ **that does** not have a proper tow bar and safety chains.

(9) Such vehicles as **are deemed**, in the opinion of a ~~department toll attendant or attendants or any~~ police officer, **are deemed** to be unsafe or to be such as to create a hazard upon the toll road.

(*Indiana Transportation Finance Authority; 135 IAC 2-3-1; filed Dec 6, 1983, 1:52 p.m.: 7 IR 325; errata, 7 IR 1054*)

SECTION 8. 135 IAC 2-3-2 IS AMENDED TO READ AS FOLLOWS:

### 135 IAC 2-3-2 Hitchhiking and loitering prohibited

Authority: IC 8-15-2-17; IC 8-15-2-17.2

Affected: IC 8-15-2

Sec. 2. The solicitation of a ride, commonly known as hitchhiking or stopping any vehicle for the purpose of picking up or discharging a hitchhiker, on any portion of the toll road, including all **toll plazas and travel** plazas, is prohibited. Loitering in or about the toll plazas, **travel plazas**, or any other portion of the toll road is prohibited. (*Indiana Transportation Finance Authority; 135 IAC 2-3-2; filed Dec 6, 1983, 1:52 p.m.: 7 IR 325*)

SECTION 9. 135 IAC 2-4-1 IS AMENDED TO READ AS FOLLOWS:

### 135 IAC 2-4-1 Allowable dimensions without toll attendant authorization

Authority: IC 8-15-2-17; IC 8-15-2-17.2

Affected: IC 8-15-2

Sec. 1. The following shall be the maximum allowable dimensions for vehicles permitted to operate on the toll road without toll attendant authorization under 135 IAC 2-4-2 or a permit under 135 IAC 2-4-4, 135 IAC 2-7 or 135 IAC 2-8. Vehicles not exceeding these dimensions shall, for toll collection purposes, be classified by axle count and the toll

assessed accordingly:

FACTOR	LIMITS
Width	8' 6"
Height	13' 6"
Length for single vehicle under own motive power (other than buses)	36' 0"
Buses	40' 0"
Semi-trailer in a truck tractor-semi-trailer combination	53' 0"

Provided, however, that a semitrailer longer than forty-eight feet six inches (48' 6") shall not be operated on the toll road when the distance between the kingpin and the rearmost axle of the semitrailer exceeds forty feet six inches. (Indiana Transportation Finance Authority; 135 IAC 2-4-1; filed Dec 6, 1983, 1:52 p.m.: 7 IR 326; filed Aug 5, 1987, 4:15 p.m.: 11 IR 6; errata, 11 IR 96)

SECTION 10. 135 IAC 2-4-4 IS AMENDED TO READ AS FOLLOWS:

### 135 IAC 2-4-4 Special hauling permits

Authority: IC 8-15-2-17; IC 8-15-2-17.2

Affected: IC 8-15-2

Sec. 4. ~~The department may issue (a)~~ A special hauling permit for ~~vehicles a vehicle~~ exceeding the dimensions or weights set forth in ~~135 IAC 2-4-2 sections 2 and 135 IAC 2-4-3, 3 of this rule~~, providing the load is nondivisible, ~~These permits are may be issued by the Department of State Revenue, 5252 Decatur Boulevard, Suite R, Indianapolis, Indiana 46241. The permit is issued on a one-trip basis. The permit fee is fifty dollars (\$50.00); (\$50)~~ in addition to paying a rate indicator 8 toll.

The operator or operators of any vehicle exceeding said dimensions and weights set out in 135 IAC 2-4-2 and 135 IAC 2-4-3 herein shall apply to the General Manager of the Department, P.O. Box 1, Granger, Indiana 46530-0001, in writing, for an application for special hauling permit. Said application must be in compliance with all the terms thereof, and must be received at least seven (7) days prior to the time of permitted entry, should such permit be granted. Such permit, if granted, will be returned to the applicant in duplicate, properly completed and numbered, and

(b) The driver operator of the vehicle shall have a copy of the permit to present to the toll attendant upon entry. Pertinent information regarding the issuance and use of special hauling permits, as well as application forms, may be obtained from the department upon request. (Indiana Transportation Finance Authority; 135 IAC 2-4-4; filed Dec 6, 1983, 1:52 p.m.: 7 IR 326)

SECTION 11. 135 IAC 2-5-1 IS AMENDED TO READ AS FOLLOWS:

### 135 IAC 2-5-1 Classification of vehicles

Authority: IC 8-15-2-14; IC 8-15-2-17; IC 8-15-2-17.2

Affected: IC 8-15-2

Sec. 1. For the purposes of the toll payable under the toll schedule adopted by the authority for the use of the Indiana toll road, the following classifications shall apply:

- (1) Class 1: Any vehicle with **two (2) or four (4) tires, or less: including recreational vehicles with four (4) tires.**
  - (2) Class 2: Any **Class 1** vehicle **with four tires or less with pulling a trailer or another Class 1 vehicle.**
  - (3) Class 3: ~~Any vehicle~~ **Vehicles, including recreational vehicles,** with two (2) axles and six (6) tires, **or commercial vehicles.**
  - (4) Class 4: Any vehicle **or combination** with three (3) axles. ~~or two axle tractor with one axle trailer.~~
  - (5) Class 5: Any vehicle combination with four (4) axles.
  - (6) Class 6: Any vehicle combination with five (5) axles.
  - (7) Class 7: Any vehicle combination with six (6) axles.
  - (8) Class 8: ~~Authorized trailer combinations; Michigan trains and special~~ **Any vehicle or combination with seven (7) or more axles. Also, oversize or unusual and overweight vehicles. (SEE RULES AND REGULATIONS).**
  - (9) Class 9: ~~Commuters:~~ **Any vehicle with two (2) or four (4) tires using the same two (2) exits.**
- (Indiana Transportation Finance Authority; 135 IAC 2-5-1; filed Dec 6, 1983, 1:52 p.m.: 7 IR 326; filed Mar 5, 1985,







VEHICLE CLASS 9  
INTERIM TOLL SCHEDULE

(c) On the date of the commencement of the operation of the new combination ticket/barrier system of toll collection, the following toll rates will become effective on the barrier system portion of the toll road:

INDIANA DEPARTMENT OF HIGHWAYS — TOLL ROAD DIVISION  
TOLL STRUCTURE AND RATE SCHEDULE  
BARRIER SYSTEM

(Tolls will be charged as indicated below only upon entry and exit.)

Vehicle Class	Description	Direction of Travel	Entry or Exit	TOLL PLAZAS							
				1	5	10	13	15	17	21	23
1	2-axle, 4-tire vehicle	West	Entry	\$0.50	\$ -0	\$ -0	\$ -0	\$ -0	\$0.15	\$0.30	\$0.30
			Exit	0.50	0.25	0.25	0.15	-0	-0	-0	-0
		East	Entry	0.50	0.25	0.25	0.15	-0	-0	-0	-0
			Exit	0.50	-0	-0	-0	-0	0.15	0.30	0.30
2	2-axle, 4-tire vehicle with trailer	West	Entry	0.75	-0	-0	-0	-0	0.25	0.45	0.45
			Exit	0.75	0.40	0.40	0.25	-0	-0	-0	-0
		East	Entry	0.75	0.40	0.40	0.25	-0	-0	-0	-0
			Exit	0.75	-0	-0	-0	-0	0.25	0.45	0.45
3	2-axle, 6-tire vehicle	West	Entry	0.70	-0	-0	-0	-0	0.30	0.40	0.40
			Exit	0.70	0.40	0.40	0.30	-0	-0	-0	-0
		East	Entry	0.70	0.40	0.40	0.40	-0	-0	-0	-0
			Exit	0.70	-0	-0	-0	-0	0.30	0.40	0.40
4	3-axle vehicle <sup>(1)</sup>	West	Entry	1.05	-0	-0	-0	-0	0.45	0.60	0.60
			Exit	1.05	0.60	0.60	0.45	-0	-0	-0	-0
		East	Entry	1.05	0.60	0.60	0.45	-0	-0	-0	-0
			Exit	1.05	-0	-0	-0	-0	0.45	0.60	0.60
5	4-axle vehicle <sup>(1)</sup>	West	Entry	1.40	-0	-0	-0	-0	0.60	0.80	0.80
			Exit	1.40	0.80	0.80	0.60	-0	-0	-0	-0
		East	Entry	1.40	0.80	0.80	0.60	-0	-0	-0	-0
			Exit	1.40	-0	-0	-0	-0	0.60	0.80	0.80
6	5-axle vehicle	West	Entry	1.75	-0	-0	-0	-0	0.75	1.00	1.00
			Exit	1.75	1.00	1.00	0.75	-0	-0	-0	-0
		East	Entry	1.75	1.00	1.00	0.75	-0	-0	-0	-0
			Exit	1.75	-0	-0	-0	-0	0.75	1.00	1.00
7	6-axle vehicle	West	Entry	2.10	-0	-0	-0	-0	0.90	1.20	1.20
			Exit	2.10	1.20	1.20	0.90	-0	-0	-0	-0
		East	Entry	2.10	1.20	1.20	0.90	-0	-0	-0	-0
			Exit	2.10	-0	-0	-0	-0	0.90	1.20	1.20
8	Oversized Vehicles <sup>(1)</sup>	West	Entry	3.00	-0	-0	-0	-0	1.35	1.80	1.80
			Exit	3.00	1.80	1.80	1.35	-0	-0	-0	-0
		East	Entry	3.00	1.80	1.80	1.35	-0	-0	-0	-0
			Exit	3.00	-0	-0	-0	-0	1.35	1.80	1.80
9A <sup>(2)</sup>	Type 9A Commuters	West	Entry	0.30	-0	-0	-0	-0	0.05	0.15	0.15
			Exit	0.30	0.10	0.10	0.05	-0	-0	-0	-0
		East	Entry	0.30	0.10	0.10	0.05	-0	-0	-0	-0
			Exit	0.30	-0	-0	-0	-0	0.05	0.15	0.15
9B <sup>(2)</sup>	Type 9B Commuters	West	Entry	0.35	-0	-0	-0	-0	0.05	0.15	0.15
			Exit	0.35	0.15	0.15	0.10	-0	-0	-0	-0
		East	Entry	0.35	0.15	0.15	0.10	-0	-0	-0	-0
			Exit	0.35	-0	-0	-0	-0	0.05	0.15	0.15

<sup>(1)</sup> Vehicle classes 4, 5, and 8 are single unit or combination.  
<sup>(2)</sup> Two commuter toll schedules are required to differentiate between single plaza versus double plaza movements.







INDIANA DEPARTMENT OF TRANSPORTATION - TOLL ROAD DISTRICT  
Toll Structure and Rate Schedule

**BARRIER SYSTEM**

(Tolls will be charged as indicated below only upon entry and exit.)

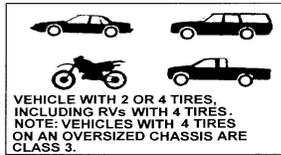
Vehicle Class	Description	Direction of Travel	Entry or Exit	TOLL PLAZAS						
				1	5	10	14A/B	17	21	23
1	2-axle, 4-tire vehicles	West	Entry	\$0.50	\$0-	\$0-	\$0-	\$0.15	\$0.30	\$0.30
			Exit	0.50	0.25	0.25	-0-	-0-	-0-	-0-
		East	Entry	0.50	0.25	0.25	-0-	-0-	-0-	-0-
			Exit	0.50	-0-	-0-	-0-	0.15	0.30	0.30
2	2-axle, 4-tire vehicles with trailer	West	Entry	0.75	-0-	-0-	-0-	0.25	0.45	0.45
			Exit	0.75	0.40	0.40	-0-	-0-	-0-	-0-
		East	Entry	0.75	0.40	0.40	-0-	-0-	-0-	-0-
			Exit	0.75	-0-	-0-	-0-	0.25	0.45	0.45
3	2-axle, 6-tire vehicles	West	Entry	0.70	-0-	-0-	-0-	0.30	0.40	0.40
			Exit	0.70	0.40	0.40	-0-	-0-	-0-	-0-
		East	Entry	0.70	0.40	0.40	-0-	-0-	-0-	-0-
			Exit	0.70	-0-	-0-	-0-	0.30	0.40	0.40
4	3-axle vehicles (1)	West	Entry	1.05	-0-	-0-	-0-	0.45	0.60	0.60
			Exit	1.05	0.60	0.60	-0-	-0-	-0-	-0-
		East	Entry	1.05	0.60	0.60	-0-	-0-	-0-	-0-
			Exit	1.05	-0-	-0-	-0-	0.45	0.60	0.60
5	4-axle vehicles (1)	West	Entry	1.40	-0-	-0-	-0-	0.60	0.80	0.80
			Exit	1.40	0.80	0.80	-0-	-0-	-0-	-0-
		East	Entry	1.40	0.80	0.80	-0-	-0-	-0-	-0-
			Exit	1.40	-0-	-0-	-0-	0.60	0.80	0.80
6	5-axle vehicles (1)	West	Entry	1.75	-0-	-0-	-0-	0.75	1.00	1.00
			Exit	1.75	1.00	1.00	-0-	-0-	-0-	-0-
		East	Entry	1.75	1.00	1.00	-0-	-0-	-0-	-0-
			Exit	1.75	-0-	-0-	-0-	0.75	1.00	1.00
7	6-axle vehicles (1)	West	Entry	2.10	-0-	-0-	-0-	0.90	1.20	1.20
			Exit	2.10	1.20	1.20	-0-	-0-	-0-	-0-
		East	Entry	2.10	1.20	1.20	-0-	-0-	-0-	-0-
			Exit	2.10	-0-	-0-	-0-	0.90	1.20	1.20
8	Oversized Vehicles (1)	West	Entry	3.00	-0-	-0-	-0-	1.35	1.80	1.80
			Exit	3.00	1.80	1.80	-0-	-0-	-0-	-0-
		East	Entry	3.00	1.80	1.80	-0-	-0-	-0-	-0-
			Exit	3.00	-0-	-0-	-0-	1.35	1.80	1.80
9A <sup>(2)</sup>	Type 9A Commuters	West	Entry	0.30	-0-	-0-	-0-	0.05	0.15	0.15
			Exit	0.30	0.10	0.10	-0-	-0-	-0-	-0-
		East	Entry	0.30	0.10	0.10	-0-	-0-	-0-	-0-
			Exit	0.30	-0-	-0-	-0-	0.05	0.15	0.15
9B <sup>(2)</sup>	Type 9B Commuters	West	Entry	0.35	-0-	-0-	-0-	0.05	0.15	0.15
			Exit	0.35	0.15	0.15	-0-	-0-	-0-	-0-
		East	Entry	0.35	0.15	0.15	-0-	-0-	-0-	-0-
			Exit	0.35	-0-	-0-	-0-	0.05	0.15	0.15

(1) Vehicle classes 4,5,6,7 and 8 are single unit or combination  
(2) Two commuter toll schedules are required to differentiate between single plaza versus double plaza movements

(Revised 9/99)

(c) The following rates are effective on the ticket system portion of the toll road:

**CLASS 1**

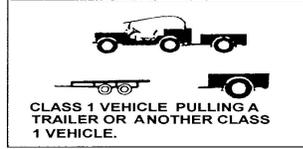


24 Portage Barrier

0.45	31	Valparaiso - Chesterton
0.65	0.40	39 Michigan City
1.00	0.65	0.40 49 LaPorte
1.55	1.10	0.95 0.65 72 South Bend West
1.75	1.30	1.10 0.90 0.35 77 South Bend - Notre Dame
2.00	1.55	1.30 1.10 0.45 0.35 83 Mishawaka
2.20	1.75	1.65 1.30 0.70 0.55 0.40 92 Elkhart
2.35	1.95	1.70 1.40 0.75 0.60 0.50 0.35 96 Elkhart East
2.50	2.10	1.85 1.50 0.90 0.70 0.55 0.40 0.35 101 Bristol - Goshen
2.65	2.30	2.05 1.65 1.10 0.95 0.75 0.55 0.40 0.35 107 Middlebury
3.05	2.65	2.50 2.10 1.55 1.30 1.10 0.90 0.75 0.65 0.45 121 Howe - LaGrange
3.70	3.40	3.20 2.75 2.20 2.00 1.80 1.65 1.45 1.30 1.10 0.75 144 Angola
4.15	3.85	3.60 3.20 2.65 2.40 2.20 2.00 1.70 1.65 1.45 1.10 0.45 153 Eastpoint

**VEHICLE CLASS 1**

# CLASS 2

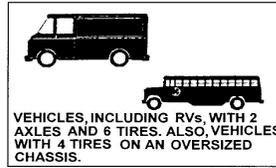


## VEHICLE CLASS 2

24 Portage Barrier

0.50	31	Valparaiso - Chesterton
0.70	0.45	39 Michigan City
1.10	0.70	0.45 49 LaPorte
1.70	1.40	1.10 0.75 72 South Bend West
1.95	1.65	1.30 1.00 0.45 77 South Bend - Notre Dame
2.20	1.95	1.50 1.15 0.55 0.45 83 Mishawaka
2.40	2.05	1.75 1.45 0.75 0.60 0.50 92 Elkhart
2.50	2.20	1.90 1.60 0.90 0.75 0.60 0.45 96 Elkhart East
2.70	2.40	2.10 1.75 1.10 0.90 0.65 0.50 0.45 101 Bristol - Goshen
2.90	2.65	2.30 2.00 1.25 1.10 0.90 0.60 0.50 0.45 107 Middlebury
3.30	3.05	2.75 2.40 1.75 1.55 1.30 1.00 0.85 0.70 0.55 121 Howe - LaGrange
4.20	3.85	3.60 3.30 2.55 2.30 2.10 1.75 1.60 1.50 1.25 0.85 144 Angola
4.60	4.30	3.95 3.70 2.95 2.75 2.55 2.20 2.10 1.95 1.75 1.25 0.55 153 Eastpoint

# CLASS 3

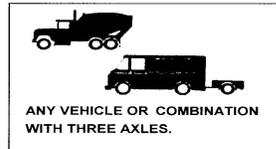


## VEHICLE CLASS 3

24 Portage Barrier

0.80	31	Valparaiso - Chesterton
1.15	0.65	39 Michigan City
1.55	0.90	0.65 49 LaPorte
2.50	1.90	1.50 1.00 0.65 72 South Bend West
2.75	2.15	1.90 1.25 0.65 77 South Bend - Notre Dame
3.15	2.50	2.15 1.65 0.75 0.65 83 Mishawaka
3.50	2.95	2.50 2.00 1.15 0.80 0.65 92 Elkhart
3.70	3.15	2.70 2.20 1.25 0.95 0.75 0.65 96 Elkhart East
3.90	3.40	2.95 2.50 1.40 1.15 0.90 0.65 0.65 101 Bristol - Goshen
4.20	3.70	3.25 2.80 1.75 1.45 1.15 0.80 0.75 0.65 107 Middlebury
4.90	4.30	3.90 3.45 2.50 2.15 1.80 1.40 1.20 0.95 0.75 121 Howe - LaGrange
6.00	5.40	5.00 4.50 3.55 3.25 2.95 2.50 2.30 2.05 1.90 1.15 144 Angola

# CLASS 4

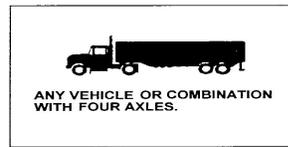


## VEHICLE CLASS 4

24 Portage Barrier

0.95	31	Valparaiso - Chesterton
1.45	0.80	39 Michigan City
2.05	1.25	0.80 49 LaPorte
2.95	2.25	1.90 1.15 72 South Bend West
3.30	2.65	2.25 1.65 0.80 77 South Bend - Notre Dame
3.65	3.00	2.55 1.95 0.95 0.80 83 Mishawaka
4.15	3.50	3.15 2.50 1.40 1.00 0.80 92 Elkhart
4.40	3.75	3.35 2.70 1.55 1.20 0.95 0.80 96 Elkhart East
4.70	4.05	3.55 3.00 1.70 1.40 1.05 0.80 0.80 101 Bristol - Goshen
5.00	4.40	3.90 3.45 2.20 1.90 1.40 1.00 0.95 0.80 107 Middlebury
5.75	5.25	4.70 4.05 3.00 2.65 2.20 1.65 1.45 1.15 0.90 121 Howe - LaGrange
7.00	6.50	5.95 5.30 4.25 3.90 3.50 2.95 2.75 2.50 2.15 1.25 144 Angola

# CLASS 5



## VEHICLE CLASS 5

24 Portage Barrier

1.15	31	Valparaiso - Chesterton
1.90	1.00	39 Michigan City
2.40	1.50	1.00 49 LaPorte
3.90	2.90	2.25 1.50 72 South Bend West
4.40	3.40	2.75 2.00 1.00 77 South Bend - Notre Dame
4.75	3.75	3.15 2.50 1.25 1.00 83 Mishawaka
5.25	4.40	3.90 3.15 1.65 1.15 1.00 92 Elkhart
5.45	4.65	4.15 3.40 1.80 1.40 1.25 1.00 96 Elkhart East
5.75	5.00	4.50 3.75 2.15 1.75 1.25 1.00 1.00 101 Bristol - Goshen
6.25	5.50	5.00 4.25 2.75 2.25 1.75 1.15 1.10 1.00 107 Middlebury
7.25	6.50	6.00 5.25 3.75 3.25 2.75 2.15 1.85 1.50 1.00 121 Howe - LaGrange
8.90	8.15	7.65 6.90 5.40 4.90 4.40 3.75 3.60 3.15 2.65 1.65 144 Angola
9.80	9.15	8.75 7.80 6.25 5.95 5.30 4.75 4.40 4.00 3.65 2.65 1.00 153 Eastpoint



Affected: IC 8-15-2

Sec. 1. Any person who defaces, destroys, or damages any property or equipment owned by, or under the jurisdiction or control of the **Indiana department of transportation (INDOT)**, shall be liable to the department **INDOT** for such destruction or damage. *(Indiana Transportation Finance Authority; 135 IAC 2-6-1; filed Dec 6, 1983, 1:52 p.m.: 7 IR 327)*

SECTION 14. 135 IAC 2-7-1 IS AMENDED TO READ AS FOLLOWS:

### **135 IAC 2-7-1 Permit required**

Authority: IC 8-15-2-17; IC 8-15-2-17.2

Affected: IC 8-15-2

Sec. 1. Trailer combinations may operate on the toll road only under an annual ~~tandem trailer~~ permit issued by the ~~department's general manager toll road district~~ and subject to compliance by the permittee with ~~135 IAC 2-7-1~~ **this rule**. *(Indiana Transportation Finance Authority; 135 IAC 2-7-1; filed Dec 6, 1983, 1:52 p.m.: 7 IR 327)*

SECTION 15. 135 IAC 2-7-3 IS AMENDED TO READ AS FOLLOWS:

### **135 IAC 2-7-3 Weight limits**

Authority: IC 8-15-2-17; IC 8-15-2-17.2

Affected: IC 8-15-2

Sec. 3. The maximum gross weight for a trailer combination shall be governed by the formula **ninety thousand** (90,000) pounds plus **one thousand seventy** (1,070) pounds per foot for each foot of combination length (front bumper to end of combination) in excess of sixty (60) feet. However, any such combination of vehicles may not exceed a total maximum gross weight of **one hundred twenty-seven thousand four hundred** (127,400) pounds. The gross load of a combination of vehicles shall not exceed the sum of allowable gross loads on the axles, which are as follows:

(1) Maximum gross weight on any one (1) axle: **twenty-two thousand four hundred** (22,400) pounds, (axles measuring less than forty (40) inches between axle centers are considered one (1) axle).

(2) Maximum combined axle load of any two ~~successive~~ (2) **successive** axles, spaced more than forty (40) inches apart but less than nine (9) feet apart: **thirty-six thousand** (36,000) pounds.

No such combinations will be permitted to leave the toll road for travel as combinations upon the state highways of Indiana without a permit from the ~~Indiana Department of highways~~ **State Revenue, 5252 Decatur Boulevard, Suite R, Indianapolis, Indiana 46241**. Maximum gross weight and axle weight of vehicles leaving the toll road as singles to travel upon the public highways of Indiana must comply with the Indiana state law. *(Indiana Transportation Finance Authority; 135 IAC 2-7-3; filed Dec 6, 1983, 1:52 p.m.: 7 IR 328)*

SECTION 16. 135 IAC 2-7-7 IS AMENDED TO READ AS FOLLOWS:

### **135 IAC 2-7-7 Emergency equipment; tires**

Authority: IC 8-15-2-17; IC 8-15-2-17.2

Affected: IC 8-15-2; IC 9-19

Sec. 7. Each truck-tractor used in trailer combinations shall be equipped at a minimum with emergency equipment as required by the Indiana Acts of 1955, Chapter 170, page 415, and acts amendatory thereof, and as ~~further provided herein: (IC 9-8-6-1 et seq.)~~ **follows:**

(1) A fire extinguisher ~~which shall utilize that utilizes~~ an extinguishing agent ~~which that~~ does not need protection from freezing and ~~which shall be is~~ properly filled and securely mounted in brackets. Such extinguisher shall have a rating of not less than 4BC as classified under the standards of Underwriters Laboratories, Inc., 333 Pfingston, Northbrook, Illinois.

(2) At least one (1) spare fuse or other overload protective device, ~~fr~~ **if** the devices used are not of a reset type, for each kind and size used.

(3) ~~One (1) set of tire chains for at least one (1) axle of the truck-tractor and; in the event the truck-tractor is required by this section to have more than one (1) drive axle; chains shall be provided for the second axle; unless the truck-tractor is so equipped that the axle equipped with chains will be positively driven when the second axle is without~~

chains. Such chains shall be carried whenever the combination of vehicles is operating during an accumulation of snow or ice on the pavement of the Indiana toll road. Stalling because of an accumulation of snow or ice and failure to be so equipped with the required chains shall subject permittee to revocation of its permit to operate tandem trailer combinations on the toll road.

~~(4)~~ **(3)** All wheels of the combination of vehicles shall be equipped with tires with not less than **two thirty-seconds** ( $\frac{2}{32}$ ) **(one-sixteenth** ( $\frac{1}{16}$ )) inch tread groove or sipe depth when measured as near to the center of the tread as possible, except the steering tires ~~which that~~ should have not less than **four thirty-seconds** ( $\frac{4}{32}$ ) **(one-eighth** ( $\frac{1}{8}$ )) inch tread groove. Tread wear shall be reasonably uniform over the whole circumference of the tire.

~~(5)~~ **(4)** Warning devices for display in cases of disabled vehicles upon the toll road as required by Indiana Acts of 1955, Chapter 170, page 416, and acts amendatory thereof. ~~(IC 9-8-6-1)~~  
(Indiana Transportation Finance Authority; 135 IAC 2-7-7; filed Dec 6, 1983, 1:52 p.m.: 7 IR 328)

SECTION 17. 135 IAC 2-7-11 IS AMENDED TO READ AS FOLLOWS:

### **135 IAC 2-7-11 Lights and reflectors**

Authority: IC 8-15-2-17; IC 8-15-2-17.2

Affected: IC 8-15-2

Sec. 11. Each unit in a trailer combination shall be equipped at a minimum with electric lights and reflectors mounted on the vehicle as required by Indiana Acts of 1955, Chapter 170, page 416, and acts amendatory thereof. ~~(IC 9-8-6-1)~~  
(Indiana Transportation Finance Authority; 135 IAC 2-7-11; filed Dec 6, 1983, 1:52 p.m.: 7 IR 329)

SECTION 18. 135 IAC 2-7-15 IS AMENDED TO READ AS FOLLOWS:

### **135 IAC 2-7-15 Assembly areas**

Authority: IC 8-15-2-17; IC 8-15-2-17.2

Affected: IC 8-15-2

Sec. 15. Trailer combinations shall be made up and broken up ~~on the toll road~~ only in special assembly areas designated for this purpose by the department. All movements across traffic while entering or leaving a make-up/break-up area shall be properly safeguarded. (Indiana Transportation Finance Authority; 135 IAC 2-7-15; filed Dec 6, 1983, 1:52 p.m.: 7 IR 329)

SECTION 19. 135 IAC 2-7-18 IS AMENDED TO READ AS FOLLOWS:

### **135 IAC 2-7-18 Passing**

Authority: IC 8-15-2-17; IC 8-15-2-17.2

Affected: IC 8-15-2

Sec. 18. (a) Trailer combinations may pass another vehicle traveling in the same direction only if the speed differential will allow the trailer combination to complete the maneuver and return to the normal driving lane within a distance of one (1) mile.

(b) Trailer combinations shall not pass another vehicle traveling the same direction within one (1) mile of any ~~service area~~ **travel plaza** or interchange. (Indiana Transportation Finance Authority; 135 IAC 2-7-18; filed Dec 6, 1983, 1:52 p.m.: 7 IR 330)

SECTION 20. 135 IAC 2-7-20 IS AMENDED TO READ AS FOLLOWS:

### **135 IAC 2-7-20 Driver requirements**

Authority: IC 8-15-2-17; IC 8-15-2-17.2

Affected: IC 8-15-2

Sec. 20. Drivers shall possess the minimum qualifications as required by the state ~~of Indiana~~ for drivers operating vehicles within the state and as ~~further provided herein:~~ **following:**

(1) Drivers of trailer combinations on the toll road must be not less than twenty-six (26) years of age, in good health,

and shall have not less than five (5) years of provable experience in driving semi-trailer or tandem trailer type motor vehicles. Such driving experience shall include experience throughout the four (4) seasons.

(2) An applicant will be rejected if **his or her:**

(A) ~~his~~ license has been revoked more than once in the past ten (10) years;

(B) ~~his~~ license has been suspended more than twice in the past ~~ten (10)~~ **three (3)** years;

(C) ~~his driver's~~ record of **major traffic convictions for moving** violations shows ~~more than five (5) points two (2) or more violations~~ in the ~~preceding last two (2) years or seven (7) points in the preceding~~ **while driving a commercial vehicle or a total of three (3) or more violations in the last two (2) years while driving any vehicle;**

(D) ~~his~~ record of chargeable (preventable) accidents shows more than two (2) in the preceding ~~five (5)~~ **three (3)** years. ~~or more than one (1) in the preceding two (2) years on the toll road; or more than two (2) in the preceding two (2) years off the toll road. In any case, the maximum total is two (2) in the preceding two (2) years.~~

*(Indiana Transportation Finance Authority; 135 IAC 2-7-20; filed Dec 6, 1983, 1:52 p.m.: 7 IR 330)*

SECTION 21. 135 IAC 2-7-23 IS AMENDED TO READ AS FOLLOWS:

### **135 IAC 2-7-23 Insurance coverage**

Authority: IC 8-15-2-17; IC 8-15-2-17.2

Affected: IC 8-15-2

Sec. 23. Applicant for trailer combination operating permit shall furnish to the department a certificate attesting to the fact that there has been secured by the applicant public liability insurance affording coverages of not less than \$500,000/\$1,000,000 for all damages arising from bodily injury, including death, and \$100,000/\$500,000 for property damage, including damage to toll road property and facilities. The named insured thereon shall include the department, its officers, agents, and employees, and the certificate shall indicate that the policy contains an endorsement ~~reading as follows:~~ **that reads,** "The inclusion of the ~~Indiana department of highways, toll road division,~~ as an additional named insured shall not exclude coverage of liability of the named insured for damage of property of the additional named insured, or for injury to or death of any person working with or for the additional named insured." Such certificate shall also provide that the coverage under the policy may not be ~~cancelled canceled~~ without thirty (30) days prior notice to the department. *(Indiana Transportation Finance Authority; 135 IAC 2-7-23; filed Dec 6, 1983, 1:52 p.m.: 7 IR 331)*

SECTION 22. 135 IAC 2-8-1 IS AMENDED TO READ AS FOLLOWS:

### **135 IAC 2-8-1 Permit required**

Authority: IC 8-15-2-17; IC 8-15-2-17.2

Affected: IC 8-15-2

Sec. 1. Michigan trains may operate on the toll road only under a Michigan train single trip permit issued by the Department of State Revenue, 5252 Decatur Boulevard, Suite R, Indianapolis, Indiana 46241 and subject to compliance by the permittee with ~~135 IAC 2-8-~~ **this rule.** *(Indiana Transportation Finance Authority; 135 IAC 2-8-1; filed Dec 6, 1983, 1:52 p.m.: 7 IR 331)*

SECTION 23. 135 IAC 2-8-3 IS AMENDED TO READ AS FOLLOWS:

### **135 IAC 2-8-3 Weight limits**

Authority: IC 8-15-2-17; IC 8-15-2-17.2

Affected: IC 8-15-2

Sec. 3. (a) The maximum gross weight for a Michigan train shall be **one hundred twenty-seven thousand four hundred** (127,400) pounds. maximum gross weight on any one (1) axle shall be **twenty-two thousand four hundred** (22,400) pounds (axles measuring less than forty (40) inches between centers are considered one (1) axle).

(b) Maximum combined axle loads of any two (2) successive axles spaced more than forty (40) inches apart but less than nine (9) feet apart shall be **thirty-six thousand** (36,000) pounds. No such combination will be permitted to leave the toll road for travel upon the state highways of Indiana without a permit from the ~~Indiana Department of highways-~~ **State Revenue, 5252 Decatur Boulevard, Suite R, Indianapolis, Indiana 46241.** Maximum gross weight and axle

weights of vehicles leaving the toll road as singles to travel the public highways of Indiana must comply with Indiana state law. (*Indiana Transportation Finance Authority; 135 IAC 2-8-3; filed Dec 6, 1983, 1:52 p.m.: 7 IR 331*)

SECTION 24. 135 IAC 2-8-5 IS AMENDED TO READ AS FOLLOWS:

### **135 IAC 2-8-5 Permits**

Authority: IC 8-15-2-17; IC 8-15-2-17.2

Affected: IC 8-15-2

Sec. 5. Michigan train permits for specified one-way movements may be obtained from the ~~Indiana~~ Department of ~~highways, toll road division~~. **State Revenue**. The permits do not include the rate indicator 8 toll, which must be paid as provided in the rules. For information regarding Michigan train permits, contact the ~~Indiana~~ Department of ~~Highways, Toll Road Division~~ at ~~52551 Ash Road, P.O. Box 1, Granger, Indiana 46530-0001~~. **State Revenue, 5252 Decatur Boulevard, Suite R, Indianapolis, Indiana 46241**. (*Indiana Transportation Finance Authority; 135 IAC 2-8-5; filed Dec 6, 1983, 1:52 p.m.: 7 IR 332*)

SECTION 25. 135 IAC 2-8-7 IS AMENDED TO READ AS FOLLOWS:

### **135 IAC 2-8-7 Emergency equipment; tires**

Authority: IC 8-15-2-17; IC 8-15-2-17.2

Affected: IC 8-15-2; IC 9-19

Sec. 7. Each truck-tractor used in the Michigan train operation shall be equipped at a minimum with emergency equipment as required by the Indiana Acts of 1955, Chapter 170, page 416, and acts amendatory thereof, and as ~~further provided herein: (~~IC 9-8-6-1, et. seq.~~)~~ **follows:**

(1) A fire extinguisher ~~which shall utilize~~ **that utilizes** an extinguishing agent ~~which that~~ does not need protection from freezing and ~~which shall be~~ **is** properly filled and securely mounted in brackets. Such extinguisher shall have a rating of not less than 4BC as classified under the standards of Underwriters Laboratories, Inc., 333 Pfingston, Northbrook, Illinois.

(2) At least one (1) spare fuse or other overload protective device, if the devices used are not of a reset type, for each kind and size used.

~~(3) One (1) set of tire chains for at least one (1) axle of the truck-tractor and; in the event the truck-tractor is required by this section to have more than one (1) drive axle, chains shall be provided for the second axle, unless the truck-tractor is so equipped that the axle equipped with chains will be positively driven when the second axle is without chains. Such chains shall be carried whenever the combination of vehicles is operating during an accumulation of snow or ice on the pavement of the Indiana toll road. Stalling because of an accumulation of snow or ice and failure to be so equipped with the required chains shall subject permittee to revocation of its permit to operate Michigan train combinations on the toll road.~~

~~(4) (3)~~ All wheels of the combination of vehicles shall be equipped with tires with not less than **two thirty-seconds** ( $\frac{2}{32}$ ) ~~(one-sixteenth~~ ( $\frac{1}{16}$ )) inch tread groove or sipe depth when measured as near to the center of the tread as possible, except the steering tires which should have not less than **four thirty-seconds** ( $\frac{4}{32}$ ) ~~(one-eighth~~ ( $\frac{1}{8}$ )) inch tread groove. Tread wear shall be reasonably uniform over the whole circumference of the tire.

~~(5) (4)~~ Warning devices for display in cases of disabled vehicles upon the toll road as required by Indiana Acts of 1955, Chapter 170, page 416, and acts amendatory thereof. ~~(~~IC 9-8-6-1, et. seq.~~)~~

(*Indiana Transportation Finance Authority; 135 IAC 2-8-7; filed Dec 6, 1983, 1:52 p.m.: 7 IR 332*)

SECTION 26. 135 IAC 2-8-11 IS AMENDED TO READ AS FOLLOWS:

### **135 IAC 2-8-11 Lights and reflectors**

Authority: IC 8-15-2-17; IC 8-15-2-17.2

Affected: IC 8-15-2; IC 9-19

Sec. 11. Each unit in a Michigan train combination shall be equipped at a minimum with electric lights and reflectors mounted on the vehicle as required by Indiana Acts of 1955, Chapter 170, page 416, and acts amendatory thereof. ~~(~~IC 9-8-6-1, et seq.~~)~~ (*Indiana Transportation Finance Authority; 135 IAC 2-8-11; filed Dec 6, 1983, 1:52 p.m.: 7 IR 333*)

SECTION 27. 135 IAC 2-10-1 IS AMENDED TO READ AS FOLLOWS:

**135 IAC 2-10-1 Penalties**

**Authority:** IC 8-15-2-17; IC 8-15-2-17.2

**Affected:** IC 8-15-2-17.2

Sec. 1. (a) ~~Section 250 of Public Law No. 74 of the 101st Indiana General Assembly Second Regular Session, as set forth in IC 8-15-2-17.2 established~~ **establishes** penalties for violation of the authority's rules ~~and regulations~~ and reads in part as follows: **set out in this section.**

(b) A person who violates a rule adopted under this section commits a Class C infraction. However, a violation of a weight limitation established by the authority under this section is:

- (1) a Class B infraction if the total of all excesses of weight under those limitations is more than five thousand (5,000) pounds but not more than ten thousand (10,000) pounds; and
- (2) a Class A infraction if the total of all excesses of weight under those limitations is more than ten thousand (10,000) pounds.

(c) It is a defense to the charge of violating a weight limitation established by the authority under this section that the total of all excesses of weight under those limitations is less than one thousand (1,000) pounds.

(d) The court may suspend the registration of a vehicle that violated a size or weight limitation established by the authority under this section for a period of not more than ninety (90) days.

(e) Upon the conviction of a person for a violation of a weight or size limitation established by the authority under this section, the court may recommend suspension of his ~~or her~~ **current chauffers' commercial driver's** license only if the violation was committed knowingly. (*Indiana Transportation Finance Authority; 135 IAC 2-10-1; filed Dec 6, 1983, 1:52 p.m.: 7 IR 334*)

SECTION 28. 135 IAC 2-10-2 IS AMENDED TO READ AS FOLLOWS:

**135 IAC 2-10-2 Severability provision**

**Authority:** IC 8-15-2-17; IC 8-15-2-17.2

**Affected:** IC 8-15-2

Sec. 2. If any rule or application of any rule is held invalid or void, the invalidity or voidness affects the remainder of the ~~authority~~ **authority's** rules only to the extent that the remainder is:

- (1) so essentially and inseparately connected with, and so dependent on, the invalid or void provision or application that it cannot be presumed that the remainder would have been issued without the invalid or void provision or application; or
  - (2) incomplete and incapable of being executed without the invalid or void provision or application.
- (*Indiana Transportation Finance Authority; 135 IAC 2-10-2; filed Dec 6, 1983, 1:52 p.m.: 7 IR 334*)

SECTION 29. 135 IAC 2-7-19 IS REPEALED.

***Notice of Public Hearing***

*Under IC 4-22-2-24, notice is hereby given that on October 3, 2002 at 10:00 a.m., at the Indiana Government Center-South, 402 West Washington Street, Conference Center Room 2, Indianapolis, Indiana the Indiana Transportation Finance Authority will hold a public hearing on proposed amendments to update the rules for the Indiana East-West Toll Road. Copies of these rules are now on file at the Indiana Toll Road Administration Building, 52551 Ash Road, Granger, Indiana; Indiana Government Center-South, 302 West Washington Street, Room E111; and Legislative Services Agency, One North Capitol, Suite 325, Indianapolis, Indiana and are open for public inspection.*

Diana Hamilton  
Indiana Transportation Finance Authority