

HOUSE BILL No. 1190

DIGEST OF INTRODUCED BILL

Citations Affected: IC 9-20-6.

Synopsis: Overweight truck permits. Provides that the Indiana department of transportation (department) may issue an overweight permit for transporting overweight vehicles and loads carrying resources on certain highways in the state highway system. Provides that an application for a permit must demonstrate that: (1) rail transportation is not an option for transporting the resources; (2) other transportation options that do not include travel using a permit have been exhausted; and (3) as a result of the lack of transportation options for this resource, supply chain interruptions or supply dock backlogs exist. Provides that if the department grants a permit to an applicant whose total equivalent single axle load calculation is equal to or less than 2.40 equivalent single axle load credit, the department shall issue the permit monthly and there is not a limit to the number of permits that may be issued. Provides that, for applicants whose total equivalent single axle load calculation is more than 2.40 equivalent single axle load credit, the department may issue not more than 9,500 permits per month or 114,000 permits annually. Makes a conforming amendment.

Effective: July 1, 2021.

Pressel, Soliday

January 7, 2021, read first time and referred to Committee on Roads and Transportation.



First Regular Session of the 122nd General Assembly (2021)

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 2020 Regular Session of the General Assembly.

HOUSE BILL No. 1190

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

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

- 1 SECTION 1. IC 9-20-6-1, AS AMENDED BY P.L.196-2017,
2 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2021]: Sec. 1. (a) This chapter applies to the issuance of the
4 following permits:
5 (1) A permit for the transportation of oversized or overweight
6 vehicles and loads under section 2 **or 2.2** of this chapter.
7 (2) A toll road gate permit under section 3 of this chapter.
8 (3) An emergency permit issued under section 4 of this chapter.
9 (4) A permit for oversized semitrailers or trailers used with
10 semitrailers under section 6 of this chapter.
11 (b) IC 9-20-2-1 applies to the issuance of a permit to operate
12 machinery or equipment for the construction of highways.
13 (c) IC 9-20-9 applies to the issuance of a special towing permit for
14 the operation of a combination of vehicles on a highway.
15 (d) IC 9-20-14 applies to the issuance of the following permits:
16 (1) A general permit for the operation of a tractor-mobile home
17 rig.



- 1 (2) A special permit for the operation of a tractor-mobile home
 2 rig.
 3 (e) IC 9-20-15 applies to the issuance of the following permits:
 4 (1) A general permit for the operation of a special tractor-mobile
 5 home rig.
 6 (2) A special permit for the operation of a special tractor-mobile
 7 home rig.
 8 SECTION 2. IC 9-20-6-2.2 IS ADDED TO THE INDIANA CODE
 9 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 10 1, 2021]: **Sec. 2.2. (a) As used in this section, "equivalent single axle
 11 load" means the known quantifiable and standardized amount of
 12 damage to highway pavement structures equivalent to one (1) pass
 13 of a single eighteen thousand (18,000) pound dual tire axle, with all
 14 four (4) tires on the axle inflated to one hundred ten (110) pounds
 15 per square inch.**
 16 **(b) A permit issued under this section does not apply to a
 17 highway under a local authority's jurisdiction.**
 18 **(c) Subject to subsections (d) and (e), the Indiana department of
 19 transportation may, upon proper application in writing and upon
 20 good cause shown, grant a permit for transporting overweight
 21 vehicles and loads carrying resources on a highway in the state
 22 highway system, including state maintained routes through cities
 23 and towns.**
 24 **(d) A permit granted under this section may be used only on
 25 designated highways within the state highway system, avoiding
 26 highways under a local authority's jurisdiction.**
 27 **(e) An application for a permit under this section must
 28 demonstrate the following:**
 29 **(1) Rail transportation is not an option for transporting the
 30 resources.**
 31 **(2) Other transportation options that do not include travel
 32 using a permit under this section have been exhausted.**
 33 **(3) As a result of the lack of transportation options for this
 34 resource, supply chain interruptions or supply dock backlogs
 35 exist.**
 36 **(f) A permit issued under this section may designate the route
 37 to be traversed and may contain any other restrictions or
 38 conditions required for the safe movement of the vehicle.**
 39 **(g) If the department of transportation grants a permit under
 40 this section to an applicant whose total equivalent single axle load
 41 calculation is equal to or less than 2.40 equivalent single axle load
 42 credit, the department of transportation shall issue the permit**



- 1 **monthly. Permits issued under this subsection are not subject to**
2 **the permitting limits set forth under subsection (h).**
- 3 **(h) The department of transportation may not issue more than:**
4 **(1) nine thousand five hundred (9,500) permits under this**
5 **section per month; or**
6 **(2) one hundred fourteen thousand (114,000) permits under**
7 **this section annually;**
8 **for applicants with a total equivalent single axle load calculation of**
9 **more than 2.40 equivalent single axle load credit.**
- 10 **(i) The Indiana department of transportation shall adopt rules**
11 **under IC 4-22-2, including emergency rules in the manner**
12 **provided under IC 4-22-2-37.1, for the issuance, fee structure, and**
13 **enforcement of a permit under this section.**

