

# HOUSE BILL No. 1232

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 8-2.1-22-46.

**Synopsis:** Financial responsibility of contract carriers. Establishes a minimum level of financial responsibility of \$5,000,000 for contract carriers that transport railroad employees.

**Effective:** July 1, 2018.

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## Austin, Carbaugh

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January 11, 2018, read first time and referred to Committee on Roads and Transportation.

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Second Regular Session of the 120th General Assembly (2018)

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 2017 Regular Session of the General Assembly.

# HOUSE BILL No. 1232

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 8-2.1-22-46, AS AMENDED BY P.L.1-2006,  
2 SECTION 152, IS AMENDED TO READ AS FOLLOWS  
3 [EFFECTIVE JULY 1, 2018]: Sec. 46. (a) Notwithstanding any other  
4 provision of this chapter, common and contract carriers and other  
5 carriers engaged in the transportation of passengers or household goods  
6 for hire, over regular or irregular routes, whether operating pursuant to  
7 a certificate or permit or as an exempt carrier under section 2.1(5) of  
8 this chapter, shall file with the department proof of financial  
9 responsibility in the form of surety bonds or policies of insurance or  
10 shall qualify as a self-insured. The minimum level of financial  
11 responsibility required shall be **as follows:**

12 (1) **Except as provided in subdivision (2)**, the minimum level  
13 established under 49 U.S.C. 13906(a)(1).

14 (2) **For contract carriers that transport railroad employees,**  
15 **at least five million dollars (\$5,000,000).**

16 (b) A person who violates this section commits a Class C infraction.  
17 However, the offense is a Class A misdemeanor if the person has a



1 prior unrelated judgment for violating this section.  
2 (c) In addition to any other penalty imposed upon a person for a  
3 conviction of a Class A misdemeanor under subsection (b), the law  
4 enforcement agency may impound the vehicles owned by the person.  
5 Unless the vehicle is impounded or forfeited under a law other than this  
6 section, the vehicle shall be released to the carrier when the carrier  
7 complies with this section.

