



February 17, 2022

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# ENGROSSED SENATE BILL No. 156

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DIGEST OF SB 156 (Updated February 16, 2022 8:51 am - DI 140)

**Citations Affected:** IC 9-25; IC 9-26; IC 10-11.

**Synopsis:** Motor vehicle crash investigations. Changes the property damage requirement to \$2,500 (current law is \$1,000) for certain failures to provide evidence of financial responsibility following a motor vehicle accident. Changes the apparent damage requirement for a law enforcement officer to investigate motor vehicle accidents involving property damage to \$2,500 (current law is \$1,000). Provides that a law enforcement officer shall assist operators with the requirements of IC 9-26-1-1.1 under certain circumstances. Adds certain infractions and offenses to the list of violations enforceable by weigh station supervisors or operators.

**Effective:** July 1, 2022.

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## Crider, Doriot

(HOUSE SPONSOR — PRESSEL)

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January 6, 2022, read first time and referred to Committee on Homeland Security and Transportation.

January 11, 2022, reported favorably — Do Pass.

January 13, 2022, read second time, ordered engrossed. Engrossed.

January 24, 2022, returned to second reading.

January 27, 2022, re-read second time, amended, ordered engrossed.

January 28, 2022, re-engrossed.

February 1, 2022, read third time, passed. Yeas 48, nays 0.

### HOUSE ACTION

February 7, 2022, read first time and referred to Committee on Roads and Transportation.

February 17, 2022, reported — Do Pass.

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ES 156—LS 6456/DI 143





February 17, 2022

Second Regular Session of the 122nd General Assembly (2022)

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 2021 Regular Session of the General Assembly.

## ENGROSSED SENATE BILL No. 156

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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 9-25-7-1, AS AMENDED BY P.L.59-2013,  
2 SECTION 26, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2022]: Sec. 1. The bureau may not suspend or revoke the  
4 driver's license, driving privileges, or registration plates of the owner  
5 or operator of a motor vehicle who has been involved in a motor  
6 vehicle accident resulting in bodily injury or death or in damage to  
7 property in excess of ~~one two~~ thousand **five hundred** dollars (~~\$1,000~~)  
8 (**\$2,500**) solely because of failure to provide evidence of financial  
9 responsibility whenever the:  
10 (1) owner or operator was insured by an insurance company for  
11 public liability and property damage at the time of the accident;  
12 and  
13 (2) insurance company becomes insolvent after the accident or  
14 within fifteen (15) days before the accident;  
15 if the insurance company was authorized and qualified to do business  
16 in Indiana on the effective date of the policy.  
17 SECTION 2. IC 9-26-2-1 IS AMENDED TO READ AS FOLLOWS

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1 [EFFECTIVE JULY 1, 2022]: Sec. 1. (a) A law enforcement officer  
 2 shall investigate each motor vehicle accident that results in any of the  
 3 following:

4 (1) The injury or death of a person.

5 (2) Total property damage to an apparent extent of at least ~~one~~  
 6 **two thousand five hundred** dollars (~~\$1,000~~): **(\$2,500)**.

7 **(b) If the apparent extent of the total property damage is less**  
 8 **than the amount in subsection (a)(2), a law enforcement officer**  
 9 **shall ensure that each operator is in compliance with the**  
 10 **requirements of IC 9-26-1-1.1.**

11 SECTION 3. IC 9-26-2-4 IS AMENDED TO READ AS FOLLOWS  
 12 [EFFECTIVE JULY 1, 2022]: Sec. 4. (a) A law enforcement officer  
 13 shall enforce IC 9-21 and IC 9-25 against the parties to a motor vehicle  
 14 accident on private property if the accident:

15 (1) occurs on commercial or other private property that is open to  
 16 the public; and

17 (2) results in:

18 (A) personal injury or death; or

19 (B) property damage to an apparent extent greater than ~~one~~  
 20 **two thousand five hundred** dollars (~~\$1,000~~): **(\$2,500)**.

21 **(b) If the apparent extent of the total property damage is less**  
 22 **than the amount in subsection (a)(2)(B), a law enforcement officer**  
 23 **shall ensure that each operator is in compliance with the**  
 24 **requirements of IC 9-26-1-1.1.**

25 ~~(b)~~ (c) This section does not affect the power of a local government  
 26 unit to contract with the owner or lessee of a shopping center or private  
 27 business property under IC 9-21-18-4.

28 SECTION 4. IC 10-11-2-26, AS AMENDED BY P.L.257-2017,  
 29 SECTION 41, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 30 JULY 1, 2022]: Sec. 26. (a) The superintendent may assign qualified  
 31 persons who are not state police officers to supervise or operate  
 32 permanent or portable weigh stations. A person assigned under this  
 33 section may stop, inspect, and issue citations to operators of trucks and  
 34 trailers having a declared gross weight of at least ten thousand one  
 35 (10,001) pounds and buses at a permanent or portable weigh station or  
 36 while operating a clearly marked Indiana state police vehicle for  
 37 violations of the following:

38 (1) IC 6-1.1-7-10.

39 (2) IC 6-6-1.1-1202.

40 (3) IC 6-6-2.5.

41 (4) IC 6-6-4.1-12.

42 (5) IC 8-2.1.



- 1 (6) IC 9-18 (before its expiration) or IC 9-18.1.  
 2 (7) IC 9-19.  
 3 (8) IC 9-20.  
 4 (9) IC 9-21-7-2 through IC 9-21-7-11.  
 5 (10) IC 9-21-8-41 pertaining to the duty to obey an official traffic  
 6 control device for a weigh station.  
 7 (11) IC 9-21-8-45 through IC 9-21-8-48.  
 8 **(12) IC 9-21-8-59.**  
 9 ~~(12)~~ **(13)** IC 9-21-9.  
 10 ~~(13)~~ **(14)** IC 9-21-15.  
 11 ~~(14)~~ **(15)** IC 9-24-1-1.  
 12 ~~(15)~~ **(16)** IC 9-24-1-7.  
 13 ~~(16)~~ **(17)** IC 9-24-3-4.5.  
 14 ~~(17)~~ **(18)** IC 9-24-4.  
 15 ~~(18)~~ **(19)** IC 9-24-5 (before its expiration).  
 16 ~~(19)~~ **(20)** Except as provided in subsection (c), IC 9-24-6.1.  
 17 ~~(20)~~ **(21)** IC 9-24-8.5.  
 18 ~~(21)~~ **(22)** IC 9-24-11-4.  
 19 **(23) IC 9-24-11-7.**  
 20 **(24) IC 9-24-11-8(a).**  
 21 **(25) IC 9-24-11-8(b).**  
 22 ~~(22)~~ **(26)** IC 9-24-13-3.  
 23 ~~(23)~~ **(27)** IC 9-24-18-1.  
 24 **(28) IC 9-24-19-1.**  
 25 ~~(24)~~ **(29)** IC 9-25-4-3.  
 26 ~~(25)~~ **(30)** IC 9-28-4.  
 27 ~~(26)~~ **(31)** IC 9-28-5.  
 28 ~~(27)~~ **(32)** IC 10-14-8.  
 29 ~~(28)~~ **(33)** IC 13-17-5-1, IC 13-17-5-3, or IC 13-17-5-4.  
 30 ~~(29)~~ **(34)** IC 13-30-2-1.  
 31 (b) For the purpose of enforcing this section, a person assigned  
 32 under this section may detain a person in the same manner as a law  
 33 enforcement officer under IC 34-28-5-3.  
 34 (c) A person assigned under this section may not enforce  
 35 IC 9-24-6.1-7 and IC 9-24-6.1-8.



COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security and Transportation, to which was referred Senate Bill No. 156, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is to SB 156 as introduced.)

CRIDER, Chairperson

Committee Vote: Yeas 8, Nays 0

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SENATE MOTION

Madam President: I move that Engrossed Senate Bill 156, which is eligible for third reading, be returned to second reading for purposes of amendment.

CRIDER

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SENATE MOTION

Madam President: I move that Senate Bill 156 be amended to read as follows:

Page 2, line 1, after "Sec. 1." insert "(a)".

Page 2, between lines 6 and 7, begin a new paragraph and insert:

**"(b) If the apparent extent of the total property damage is less than the amount in subsection (a)(2), a law enforcement officer shall ensure that each operator is in compliance with the requirements of IC 9-26-1-1.1."**

Page 2, between lines 16 and 17, begin a new paragraph and insert:

**"(b) If the apparent extent of the total property damage is less than the amount in subsection (a)(2)(B), a law enforcement officer shall ensure that each operator is in compliance with the requirements of IC 9-26-1-1.1."**

Page 2, line 17, strike "(b)" and insert "(c)".

(Reference is to SB 156 as printed January 12, 2022.)

GASKILL

ES 156—LS 6456/DI 143



SENATE MOTION

Madam President: I move that Senate Bill 156 be amended to read as follows:

Page 3, between lines 15 and 16, begin a new line block indented and insert:

"(28) IC 9-24-19-1."

Page 3, line 16, delete "(28)" and insert "(29)".

Page 3, line 17, delete "(29)" and insert "(30)".

Page 3, line 18, delete "(30)" and insert "(31)".

Page 3, line 19, delete "(31)" and insert "(32)".

Page 3, line 20, delete "(32)" and insert "(33)".

Page 3, line 21, delete "(33)" and insert "(34)".

(Reference is to SB 156 as printed January 12, 2022.)

CRIDER

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred Senate Bill 156, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to SB 156 as reprinted January 28, 2022.)

PRESSEL

Committee Vote: Yeas 12, Nays 0

