



February 23, 2018

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# ENGROSSED SENATE BILL No. 375

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DIGEST OF SB 375 (Updated February 21, 2018 12:18 pm - DI 123)

**Citations Affected:** IC 9-13; IC 9-18.1.

**Synopsis:** Transport operator. Defines "disposable trailer". Requires the bureau of motor vehicles to issue a transport operator license plate to an operator of a tractor-mobile home rig or a special tractor-mobile home rig transporting a sectionalized building using a disposable trailer upon application for the license plates. Adds disposable trailers to a statutory list of vehicles that are not required to be registered. Makes conforming changes.

**Effective:** July 1, 2018.

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## Doriot, Crider

(HOUSE SPONSORS — MILLER D, SMALTZ)

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January 8, 2018, read first time and referred to Committee on Homeland Security and Transportation.

January 16, 2018, reported favorably — Do Pass.

January 18, 2018, read second time, amended, ordered engrossed.

January 19, 2018, engrossed.

January 22, 2018, read third time, passed. Yeas 49, nays 0.

### HOUSE ACTION

February 6, 2018, read first time and referred to Committee on Roads and Transportation.

February 22, 2018, amended, reported — Do Pass.

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February 23, 2018

Second Regular Session 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.

## ENGROSSED SENATE BILL No. 375

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 9-13-2-44.5 IS ADDED TO THE INDIANA CODE  
2 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2018]: **Sec. 44.5. "Disposable trailer" means a trailer that is**  
4 **designed for single use transportation of a sectionalized building**  
5 **after which the parts of the trailer are disassembled to be sold or**  
6 **recycled.**

7 SECTION 2. IC 9-13-2-187, AS AMENDED BY P.L.149-2015,  
8 SECTION 25, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
9 JULY 1, 2018]: Sec. 187. "Transport operator" means any of the  
10 following:

- 11 (1) An Indiana resident or business engaged in the business of  
12 furnishing drivers and operators for the purpose of transporting  
13 **motor** vehicles in transit from one (1) place to another by the  
14 drive away or tow away methods.  
15 (2) An Indiana dealer or manufacturer engaged in the operation  
16 or business described in subdivision (1). An Indiana dealer  
17 described in this subdivision must hold a valid Indiana dealer

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1 license.

2 (3) An Indiana business that prepares newly purchased **motor**  
3 vehicles of the business and delivers the **motor** vehicles to the  
4 locations where the **motor** vehicles will be based, titled, and  
5 registered.

6 **(4) An operator of a tractor-mobile home rig or a special**  
7 **tractor-mobile home rig transporting a sectionalized building**  
8 **using a disposable trailer.**

9 SECTION 3. IC 9-18.1-2-2, AS ADDED BY P.L.198-2016,  
10 SECTION 326, IS AMENDED TO READ AS FOLLOWS  
11 [EFFECTIVE JULY 1, 2018]: Sec. 2. The following vehicles are not  
12 required to be registered under this article:

13 (1) A vehicle that is propelled by electric power obtained from  
14 overhead trolley wires but is not operated on rails or tracks.

15 (2) A firetruck and apparatus used for fire protection.

16 (3) A new motor vehicle if the new motor vehicle is being  
17 operated in Indiana solely to remove it from an accident site to a  
18 storage location because:

19 (A) the new motor vehicle was being transported on a railroad  
20 car or semitrailer; and

21 (B) the railroad car or semitrailer was involved in an accident  
22 that required the unloading of the new motor vehicle to  
23 preserve or prevent further damage to it.

24 (4) A vehicle that is:

25 (A) owned or leased; and

26 (B) used;

27 by the United States government for official government  
28 purposes.

29 (5) A school bus or special purpose bus that is:

30 (A) owned by a school corporation; and

31 (B) registered under IC 20-27-7.

32 (6) Golf carts when operated in accordance with an ordinance  
33 adopted under IC 9-21-1-3(a)(14) or IC 9-21-1-3.3(a).

34 (7) A vehicle that is not designed for or employed in general  
35 highway transportation of persons or property and is occasionally  
36 operated or moved over the highway, including the following:

37 (A) An electric personal assistive mobility device.

38 (B) Road construction or maintenance machinery.

39 (C) A movable device designed, used, or maintained to alert  
40 motorists of hazardous conditions on highways.

41 (D) Construction dust control machinery.

42 (E) A well boring apparatus.



- 1 (F) A ditch digging apparatus.  
 2 (G) An implement of agriculture designed to be operated  
 3 primarily in a farm field or on farm premises.  
 4 (H) A farm tractor.  
 5 (I) A farm wagon.  
 6 (J) A tractor:  
 7 (i) that is used to move semitrailers around a terminal or a  
 8 loading or spotting facility; and  
 9 (ii) for which a permit is issued under IC 6-6-4.1-13(f).  
 10 (8) An off-road vehicle or a snowmobile.  
 11 (9) A vehicle that is operated and displays a license plate in  
 12 accordance with IC 9-32.  
 13 **(10) A disposable trailer.**  
 14 SECTION 4. IC 9-18.1-12-4, AS ADDED BY P.L.198-2016,  
 15 SECTION 326, IS AMENDED TO READ AS FOLLOWS  
 16 [EFFECTIVE JULY 1, 2018]: Sec. 4. (a) This section does not apply  
 17 to a vehicle registered as a recovery vehicle under IC 9-18.1-6.  
 18 (b) A transport operator may, instead of registering each motor  
 19 vehicle transported **or disposable trailer used**, make a verified  
 20 application upon a form prescribed by the bureau and furnished by the  
 21 bureau for a general distinctive registration number for:  
 22 (1) all motor vehicles transported by the transport operator and  
 23 used and operated for the purposes provided; **or**  
 24 (2) **all disposable trailers used and operated for the purpose**  
 25 **of transporting sectionalized buildings.**  
 26 (c) The application must contain the following:  
 27 (1) A brief description of:  
 28 (A) each style or type of motor vehicle transported; **or**  
 29 (B) **the type of disposable trailer used to transport the**  
 30 **sectionalized building.**  
 31 (2) The name and address, including the county of residence, of  
 32 the transport operator.  
 33 (3) **For an application to use a disposable trailer, a statement**  
 34 **that the disposable trailer will be disassembled after a single**  
 35 **use.**  
 36 (3) (4) Any other information the bureau requires.  
 37 (c) (d) The bureau, upon receiving:  
 38 (1) an application for a transport operator license plate; and  
 39 (2) the fee under subsection (i); (j);  
 40 shall issue to the person that submitted the application and fee two (2)  
 41 certificates of registration and the license plates with numbers  
 42 corresponding to the numbers of the certificates of registration. A



1 transport operator may obtain as many additional pairs of license plates  
 2 as desired upon application and the payment to the bureau of the fee  
 3 under subsection ~~(k)~~ **(l)** for each pair of additional license plates.

4 ~~(d)~~ **(e)** A license plate or sign other than those furnished and  
 5 approved by the bureau may not be used.

6 ~~(e)~~ **(f)** A transport operator license plate may not be used on a  
 7 vehicle used or operated on a highway, except for the purpose of  
 8 transporting:

9 **(1)** vehicles in transit; **or**

10 **(2) sectionalized buildings.**

11 A person may haul other vehicles or parts of vehicles in transit in the  
 12 same combination.

13 ~~(f)~~ **(g)** A transport operator may not operate a vehicle or any  
 14 combination of vehicles in excess of the size and weight limits  
 15 specified by law.

16 ~~(g)~~ **(h)** A license plate issued under this section shall be displayed  
 17 on the front and rear of each combination, and if only one (1) motor  
 18 vehicle is transported, a license plate shall be displayed on both the  
 19 front and rear of the motor vehicle.

20 ~~(h)~~ **(i)** The bureau may not issue transport operator license plates to  
 21 a transport operator that has been convicted of violating this section  
 22 until the bureau is satisfied that the transport operator is able to comply  
 23 with the requirements of this section.

24 ~~(i)~~ **(j)** The fee for one (1) set of license plates for each transport  
 25 operator is one hundred thirty-nine dollars and twenty-five cents  
 26 (\$139.25). The fee shall be distributed as follows:

27 (1) Twenty-five cents (\$0.25) to the state police building account.

28 (2) Five dollars (\$5) to the crossroads 2000 fund.

29 (3) Nine dollars (\$9) to the commission fund.

30 (4) Thirty dollars (\$30) to the highway, road and street fund.

31 (5) Ninety-five dollars (\$95) to the motor vehicle highway  
 32 account.

33 ~~(j)~~ **(k)** The fee for the first two (2) sets of license plates for each  
 34 transport operator is one hundred fifty-eight dollars and twenty-five  
 35 cents (\$158.25). The fee shall be distributed as follows:

36 (1) Twenty-five cents (\$0.25) to the state police building account.

37 (2) Fifteen dollars (\$15) to the crossroads 2000 fund.

38 (3) Eighteen dollars (\$18) to the commission fund.

39 (4) Thirty dollars (\$30) to the highway, road and street fund.

40 (5) Ninety-five dollars (\$95) to the motor vehicle highway  
 41 account.

42 ~~(k)~~ **(l)** The fee for each additional set of license plates for a transport



1 operator is thirty-four dollars and twenty-five cents (\$34.25). The fee  
2 shall be distributed as follows:

- 3 (1) Twenty-five cents (\$0.25) to the state police building account.
- 4 (2) Nine dollars (\$9) to the commission fund.
- 5 (3) Ten dollars (\$10) to the crossroads 2000 fund.
- 6 (4) Fifteen dollars (\$15) to the motor vehicle highway account.



## COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security and Transportation, to which was referred Senate Bill No. 375, 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 375 as introduced.)

CRIDER, Chairperson

Committee Vote: Yeas 6, Nays 0

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 SENATE MOTION

Madam President: I move that Senate Bill 375 be amended to read as follows:

Page 2, line 39, delete "used," and insert "**used**,".

(Reference is to SB 375 as printed January 17, 2018.)

DORIOT

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 COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred Senate Bill 375, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, delete lines 9 through 33, begin a new paragraph and insert:

"SECTION 3. IC 9-18.1-2-2, AS ADDED BY P.L.198-2016, SECTION 326, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 2. The following vehicles are not required to be registered under this article:

- (1) A vehicle that is propelled by electric power obtained from overhead trolley wires but is not operated on rails or tracks.
- (2) A firetruck and apparatus used for fire protection.
- (3) A new motor vehicle if the new motor vehicle is being operated in Indiana solely to remove it from an accident site to a storage location because:

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- (A) the new motor vehicle was being transported on a railroad car or semitrailer; and
  - (B) the railroad car or semitrailer was involved in an accident that required the unloading of the new motor vehicle to preserve or prevent further damage to it.
- (4) A vehicle that is:
- (A) owned or leased; and
  - (B) used;
- by the United States government for official government purposes.
- (5) A school bus or special purpose bus that is:
- (A) owned by a school corporation; and
  - (B) registered under IC 20-27-7.
- (6) Golf carts when operated in accordance with an ordinance adopted under IC 9-21-1-3(a)(14) or IC 9-21-1-3.3(a).
- (7) A vehicle that is not designed for or employed in general highway transportation of persons or property and is occasionally operated or moved over the highway, including the following:
- (A) An electric personal assistive mobility device.
  - (B) Road construction or maintenance machinery.
  - (C) A movable device designed, used, or maintained to alert motorists of hazardous conditions on highways.
  - (D) Construction dust control machinery.
  - (E) A well boring apparatus.
  - (F) A ditch digging apparatus.
  - (G) An implement of agriculture designed to be operated primarily in a farm field or on farm premises.
  - (H) A farm tractor.
  - (I) A farm wagon.
  - (J) A tractor:
    - (i) that is used to move semitrailers around a terminal or a loading or spotting facility; and
    - (ii) for which a permit is issued under IC 6-6-4.1-13(f).



(8) An off-road vehicle or a snowmobile.

(9) A vehicle that is operated and displays a license plate in accordance with IC 9-32.

**(10) A disposable trailer."**

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to SB 375 as reprinted January 19, 2018.)

SOLIDAY

Committee Vote: yeas 10, nays 0.

