



January 22, 2026

HOUSE BILL No. 1155

DIGEST OF HB 1155 (Updated January 22, 2026 11:38 am - DI 116)

Citations Affected: IC 9-21.

Synopsis: Traffic enforcement. Establishes a traffic enforcement on private roads pilot project. Provides that a subdivision: (1) that is subject to governance authority by a homeowners association; (2) that contains at least 1,500 lots; and (3) with at least 15 miles of private road that are owned and maintained by the homeowners association; may establish a maximum speed limit. Provides that a law enforcement officer has all police powers necessary to enforce the laws of the state for the regulation and use of vehicles on the private roads within the subdivision governed by the homeowners association. Provides that, with the exception of the maximum speed limit established by the homeowners association, a law enforcement officer may not enforce other rules or requirements established by the homeowners association. Provides that, with certain requirements, a homeowners association may enter into an agreement with or employ an off duty law enforcement officer. Provides that the pilot program expires July 1, 2028.

Effective: July 1, 2026.

Soliday, Olthoff

January 5, 2026, read first time and referred to Committee on Roads and Transportation.
January 6, 2026, reassigned to Committee on Veterans Affairs and Public Safety.
January 22, 2026, amended, reported — Do Pass.

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January 22, 2026

Second Regular Session of the 124th General Assembly (2026)

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 2025 Regular Session of the General Assembly.

HOUSE BILL No. 1155

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

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

1 SECTION 1. IC 9-21-1-2 IS AMENDED TO READ AS FOLLOWS
2 [EFFECTIVE JULY 1, 2026]: Sec. 2. (a) Except as provided in section
3 3.5 of this chapter, a local authority may adopt by ordinance additional
4 traffic regulations with respect to highways under the authority's
5 jurisdiction. An ordinance adopted under this subsection may not
6 conflict with or duplicate a statute.

7 (b) **Except as provided in IC 9-21-23.5**, after a request has been
8 made at a public meeting or by certified mail to the legislative body (as
9 defined in IC 36-1-2-9) from the property owner, a local authority may
10 adopt by ordinance additional traffic regulations with respect to a
11 private road within the authority's jurisdiction. The ordinance:

12 (1) must require a contractual agreement between the local
13 authority and property owner of the private road setting forth the
14 terms and responsibilities of the additional traffic regulations;
15 (2) must require the contractual agreement required under
16 subdivision (1) to be recorded after passage of the ordinance in
17 the office of the recorder of the county in which the private road

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1 is located; and
2 (3) may not conflict with or duplicate state law.
3 (c) A fine assessed for a violation of a traffic ordinance adopted by
4 a local authority may be deposited into the general fund of the
5 appropriate political subdivision.

6 SECTION 2. IC 9-21-5-3, AS AMENDED BY P.L.1-2006,
7 SECTION 164, IS AMENDED TO READ AS FOLLOWS
8 [EFFECTIVE JULY 1, 2026]: Sec. 3. The maximum speed limits set
9 forth in section 2 of this chapter may be altered as follows:

10 (1) By local jurisdictions under section 6 of this chapter.
11 (2) By the Indiana department of transportation under section 12
12 of this chapter.
13 (3) For the purposes of speed limits on a highway on the national
14 system of interstate and defense highways, by order of the
15 commissioner of the Indiana department of transportation to
16 conform to any federal regulation concerning state speed limit
17 laws.
18 (4) In worksites, by all jurisdictions under section 11 of this
19 chapter.

20 **(5) By a homeowners association that establishes a maximum
21 speed limit under IC 9-21-23.5 within a subdivision governed
22 by the homeowners association.**

23 SECTION 3. IC 9-21-23.5 IS ADDED TO THE INDIANA CODE
24 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE
25 JULY 1, 2026]:

26 **Chapter 23.5. Traffic Enforcement on Private Roads Pilot
27 Project**

28 **Sec. 1. This chapter:**

29 **(1) applies to a subdivision:**
30 (A) that is subject to governance authority by a
31 homeowners association;
32 (B) that contains at least one thousand five hundred (1,500)
33 lots; and
34 (C) with at least fifteen (15) miles of private road that are
35 owned and maintained by the homeowners association;
36 and

37 **(2) does not apply to:**
38 (A) commercial property;
39 (B) industrial property;
40 (C) retail or commercial parking facilities; or
41 (D) privately owned roads primarily serving property
42 described in clauses (A) through (C).



1 **Sec. 2. The definitions in IC 32-25.5-2 apply throughout this**
2 **chapter.**

3 **Sec. 3. As used in this chapter, "law enforcement agency" has**
4 **the meaning set forth in IC 5-2-1-2(8).**

5 **Sec. 4. As used in this chapter, "law enforcement officer" has**
6 **the meaning set forth in IC 9-13-2-92.**

7 **Sec. 5. (a) Notwithstanding any other law, the board of a**
8 **homeowners association may establish a maximum speed limit**
9 **within the subdivision.**

10 **(b) If a maximum speed limit is established under subsection (a),**
11 **signs must be located on each private roadway in a manner that**
12 **conforms with standards and requirements established by the**
13 **department of transportation.**

14 **(c) If the board of a homeowners association establishes a speed**
15 **limit under subsection (a), the homeowners association must notify**
16 **the:**

17 **(1) sheriff of each county in which the subdivision governed**
18 **by the homeowners association is located (or the chief of**
19 **police of the consolidated city, if the subdivision is primarily**
20 **located in a consolidated city); and**

21 **(2) chief of police of any municipality whose jurisdiction**
22 **includes the subdivision governed by the homeowners**
23 **association;**

24 **of the establishment of the speed limit under subsection (a).**

25 **Sec. 6. (a) Notwithstanding any other law and except as**
26 **provided in section 7 of this chapter, a law enforcement officer has**
27 **all police powers necessary to enforce the laws of the state for the**
28 **regulation and use of vehicles on the private roads within the**
29 **subdivision governed by the homeowners association. However,**
30 **with the exception of the maximum speed limit established by the**
31 **board of the homeowners association under section 5 of this**
32 **chapter, a law enforcement officer may not enforce other rules or**
33 **requirements established by the homeowners association.**

34 **(b) Subject to subsections (c) and (d), the homeowners**
35 **association may enter into an agreement with or employ an off**
36 **duty law enforcement officer to enforce the laws of the state for the**
37 **regulation and use of a vehicle as described in subsection (a). The**
38 **law enforcement officer must wear a distinctive uniform or must**
39 **operate a motor vehicle that is clearly marked as a police vehicle**
40 **when exercising the officer's authority under this chapter.**

41 **(c) The homeowner's association must submit proof of the**
42 **appropriate liability insurance with each applicable sheriff and**



1 chief of police prior to entering into an agreement with or
2 employing an off duty law enforcement officer. The proof of
3 insurance shall be resubmitted upon renewal of the liability
4 insurance.

5 (d) If a homeowners association enters into an agreement with
6 or employs a law enforcement officer under subsection (b), the
7 homeowners association must agree to indemnify and hold
8 harmless the law enforcement officer, the state, the applicable
9 political subdivisions, and the law enforcement agency that
10 employs the law enforcement officer and their officers, agents, and
11 employees from all claims and liability arising from actions of the
12 law enforcement officer acting within the law enforcement officer's
13 scope of employment with the homeowners association. However,
14 the homeowners association is not subject to the indemnification
15 requirements for willful or wanton misconduct by the law
16 enforcement officer. Indemnification does not apply to a law
17 enforcement officer acting within the scope of the law enforcement
18 officer's scope of employment with the law enforcement agency
19 that employs the law enforcement officer.

20 (e) Subsection (d) may not be construed to prohibit a law
21 enforcement agency's ability to regulate the off duty employment
22 of a law enforcement officer employed by the law enforcement
23 agency or otherwise approve or deny off duty employment of a law
24 enforcement officer described in subsection (b).

25 Sec. 7. (a) Notwithstanding section 6 of this chapter, a law
26 enforcement agency whose jurisdiction includes the subdivision
27 governed by the homeowners association does not have a duty:

28 (1) to patrol or enforce traffic laws established under this
29 chapter; or
30 (2) to accept requests to enforce traffic laws established under
31 this chapter;

32 on the private roads within the subdivision governed by the
33 homeowners association.

34 (b) Nothing in this chapter shall be construed to establish a duty
35 of care by the applicable law enforcement agency to the
36 homeowners association or the members of the homeowners
37 association for the enforcement of traffic laws established under
38 this chapter.

39 Sec. 8. Nothing in this chapter shall be construed as:

40 (1) requiring a political subdivision to assume ownership,
41 maintenance, or liability of a private road within the
42 subdivision governed by the homeowners association; or



3 Sec. 9. Nothing in this chapter may be construed to waive
4 immunity or defenses under IC 34-13-3 or other state or federal
5 law for the law enforcement officer, the state, the applicable
6 political subdivisions, and the law enforcement agency that
7 employs the law enforcement officer and their officers, agents, and
8 employees.

18 Sec. 11. This chapter expires July 1, 2028.



COMMITTEE REPORT

Mr. Speaker: Your Committee on Veterans Affairs and Public Safety, to which was referred House Bill 1155, 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:

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill do pass.

(Reference is to HB 1155 as introduced.)

BARTELS

Committee Vote: yeas 11, nays 0.

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