



Adopted	Rejected
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COMMITTEE REPORT

YES:	13
NO:	0

MR. SPEAKER:

Your Committee on **Roads and Transportation**, to which was referred House Bill 1184, 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:

- 1 Page 1, delete lines 1 through 17, begin a new paragraph and insert:
- 2 "SECTION 1. IC 24-14-3-7 IS ADDED TO THE INDIANA CODE
- 3 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
- 4 1, 2026]: **Sec. 7. A towing company responding to a summons for**
- 5 **an emergency towing under this chapter may utilize the shoulder**
- 6 **of the roadway as necessary to reach the scene of the disabled**
- 7 **motor vehicle.**
- 8 SECTION 2. IC 24-14-4-2, AS ADDED BY P.L.281-2019,
- 9 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 10 JULY 1, 2026]: Sec. 2. (a) Except as provided in subsections (b) and
- 11 (c), the owner of a commercial private property may establish a
- 12 tow-away zone on the owner's property. A commercial private property
- 13 owner that establishes a tow-away zone under this section must post a
- 14 tow-away zone sign at the location of the tow-away zone that is **at a**
- 15 **height of more than five (5) feet and less than seven (7) feet from**

1 **the ground**, conspicuous, and clearly visible to the public. A tow-away
 2 zone sign described under this section shall provide the following
 3 information:

4 (1) A statement that the area in the immediate vicinity of the sign
 5 is a tow-away zone.

6 (2) Pertinent contact information.

7 (3) A description of any person permitted to park in the affected
 8 area, if applicable.

9 (b) A commercial private property owner may have a motor vehicle
 10 towed from the owner's commercial private property without first
 11 displaying signage concerning the tow-away zone if the motor vehicle
 12 is removed under IC 9-22-1-16.

13 (c) A unit (as defined in IC 36-1-2-23) may adopt an ordinance that
 14 provides for different requirements than those provided in this section.

15 **(d) Except as provided in subsection (b), a towing company may**
 16 **not tow a motor vehicle from a tow-away zone if the tow-away zone**
 17 **sign is not at the height required under subsection (a)."**

18 Page 2, delete lines 1 through 16.

19 Page 2, delete lines 27 through 28, begin a new line block indented
 20 and insert:

21 **"(3) Except for a towing performed under IC 9-22-1,**
 22 **reimburse the owner of the motor vehicle for any damage**
 23 **caused by the towing company.**

24 SECTION 4. IC 26-2-11 IS ADDED TO THE INDIANA CODE AS
 25 A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
 26 1, 2026]:

27 **Chapter 11. Collateral Recovery Agencies**

28 **Sec. 1. This chapter does not apply to the following persons**
 29 **when engaged in an activity otherwise covered by this chapter:**

30 (1) A financial institution or an employee of a financial
 31 institution if the activity is conducted by the employee on
 32 behalf of that financial institution.

33 (2) An automobile rental company or an employee of an
 34 automobile rental company if the activity is conducted by the
 35 employee on behalf of the automobile rental company.

36 (3) A retail seller of equipment (as defined in IC 26-1-9.1-102),
 37 or an employee of a retail seller of equipment, if the activity
 38 is limited to the repossession of the type of goods routinely

1 sold by the retail seller in the manner authorized by
 2 IC 26-1-9.1-609 on behalf of the owner of a security interest
 3 in that collateral.

4 (4) An entity or an employee of an entity that primarily
 5 finances wholesale and retail transactions related to the
 6 purchase or lease of equipment manufactured by the entity's
 7 affiliate if the activity is limited to the repossession of the
 8 equipment.

9 Sec. 2. As used in this chapter, "collateral" means any personal
 10 property that is subject to a security, lease, or rental agreement.
 11 The term does not include a recreational vehicle permanently
 12 attached to a foundation and used as a primary residence.

13 Sec. 3. As used in this chapter, "collateral recovery agency"
 14 means any person that, for consideration:

- 15 (1) advertises as providing; or
- 16 (2) is engaged in the business of performing;
- 17 a repossession.

18 Sec. 4. As used in this chapter, "hazardous material" means a
 19 material or waste that has been determined to be hazardous or
 20 potentially hazardous to human health, to property, or to the
 21 environment by:

- 22 (1) the United States:
 - 23 (A) Environmental Protection Agency;
 - 24 (B) Nuclear Regulatory Commission;
 - 25 (C) Department of Transportation; or
 - 26 (D) Occupational Safety and Health Administration; or
- 27 (2) the environmental rules board established by IC 13-13-8-3.

28 The term includes all of the hazardous materials identified in 49
 29 CFR 172.101.

30 Sec. 5. As used in this chapter, "repossession" means to take
 31 physical possession of personal property that was used as
 32 collateral.

33 Sec. 6. A collateral recovery agency must store collateral at a
 34 location within Indiana after repossession until the collateral is:

- 35 (1) redeemed; or
- 36 (2) transferred to auction.

37 Sec. 7. (a) A collateral recovery agency must include ten (10)
 38 days of collateral storage in the collateral recovery agency's

- 1 **standard repossession rate.**
- 2 **(b) The legal owner or lien holder of the collateral must pay the**
- 3 **collateral recovery agency a fee of fifteen dollars (\$15) per day for**
- 4 **any collateral stored after the initial ten (10) days under subsection**
- 5 **(a). A collateral recovery agency may charge an additional fee for**
- 6 **storing collateral that contains hazardous materials."**
- 7 Renumber all SECTIONS consecutively.
 (Reference is to HB 1184 as introduced.)

and when so amended that said bill do pass.

Representative Pressel