
SENATE BILL No. 179

AM017903 has been incorporated into January 16, 2026 printing.

Synopsis: Indiana department of transportation.

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January 16, 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.

SENATE BILL No. 179

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 8-23-2-6.1 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2026]: Sec. 6.1. (a) The department may assume the
4 responsibilities of the United States Department of Transportation
5 with respect to the United States Department of Transportation's
6 duties under the federal National Environmental Policy Act of 1969
7 (42 U.S.C. 4321 et seq.) and other federal environmental laws. The
8 department may:

9 (1) assume responsibility under 23 U.S.C. 326 and 23 U.S.C.
10 327; and

11 (2) enter into one (1) or more agreements, including
12 memoranda of understanding, with the United States
13 Department of Transportation related to:

14 (A) designating categorical exclusions from federally
15 required environmental assessments or impact
16 statements for highway projects, as provided in 23
17 U.S.C. 326; and

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(B) the federal surface transportation project delivery program for the delivery of transportation projects, including highway, railroad, public transportation, and multimodal projects, as provided in 23 U.S.C. 327.

15 (d) The department may adopt rules under IC 4-22-2 to
16 implement this section. The department may adopt the relevant
17 federal environmental standards as the standards for a program
18 described in subsection (a)(2).

19 SECTION 2. IC 8-23-2-12.7 IS ADDED TO THE INDIANA
20 CODE AS A NEW SECTION TO READ AS FOLLOWS
21 [EFFECTIVE JULY 1, 2026]: **Sec. 12.7. (a) As used in this section,**
22 **"construction engineering inspection services"** means services
23 performed during the construction of a project to ensure the
24 project is built in accordance with the plans and specifications for
25 the project. The term does not include the design or engineering of
26 a project.

30 (c) As used in this section, "third party" means a person who
31 is not an employee of a contractor.

- (1) death or bodily injury;
- (2) property damage;
- (3) design defects; or
- (4) any other loss, damage, or expense;

38 arising from a motor vehicle accident that occurs within a worksite
39 (as defined in IC 9-13-2-200) of a project for which the contractor
40 provided construction engineering inspection services.

41 SECTION 3. IC 8-23-30-2, AS AMENDED BY P.L.173-2025,
42 SECTION 28, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

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1 UPON PASSAGE]: Sec. 2. (a) The local road and bridge matching
2 grant fund is established to provide matching grants to local units for
3 eligible projects.

4 (b) The department shall administer the fund.

5 (c) The fund consists of the following:

6 (1) Appropriations by the general assembly.

7 (2) Interest deposited in the fund under subsection (d).

8 (3) Money deposited in or transferred to the fund from any other
9 source.

10 (d) The treasurer of state shall invest money in the fund not
11 currently needed to meet the obligations of the fund in the same
12 manner as other public money may be invested. Interest that accrues
13 from these investments shall be deposited in the fund.

14 (e) Money in the fund at the end of a state fiscal year does not
15 revert to the state general fund.

16 (f) Not later than June 1, 2025, the department shall report to the
17 state comptroller the amount of matching grants awarded by the
18 department from the fund in the state fiscal year beginning July 1,
19 2024, and ending June 30, 2025, that the department will not distribute
20 before July 1, 2025.

21 (g) The state comptroller shall determine the balance of the money
22 in the fund on June 15, 2025, and on June 15 of each year thereafter.
23 After determining the balance of money in the fund under this
24 subsection, the money in the fund must be allocated in accordance with
25 subsection (h), transferred in accordance with subsections (i) and (j),
26 and distributed in accordance with subsection (k).

27 (h) After determining the balance of the money in the fund under
28 subsection (g), the money in the fund must first be allocated as follows:

29 (1) On June 30, 2025, the department must allocate the total of
30 the amount determined under subsection (f) plus one hundred
31 million dollars (\$100,000,000) of money in the fund to make
32 matching grants in the state fiscal year beginning July 1, 2025,
33 and ending June 30, 2026, to all local units. The department may
34 not award more than ~~one hundred million dollars (\$100,000,000)~~
35 **one hundred seventy-five million dollars (\$175,000,000)** of
36 matching grants in the state fiscal year beginning July 1, 2025,
37 and ending June 30, 2026. **The department may not award a**
38 **local unit more than one (1) matching grant in the state fiscal**
39 **year beginning July 1, 2025, and ending June 30, 2026.**

40 (2) On June 30, 2026, and June 30 of each year thereafter, the
41 department must allocate the first one hundred million dollars



1 (\$100,000,000) of money in the fund to make matching grants in
2 the next state fiscal year to all local units.

6 (1) On June 30, 2026, a transfer of:

7 (A) to the state general fund, the total amount of the state
8 tax credits certified for 2025 by the department of state
9 revenue under IC 6-3.1-38.1-8(c); and

10 (B) to the department, an amount equal to twenty million
11 dollars (\$20,000,000) minus the amount under clause (A)
12 for deposit in the state highway road construction and
13 improvement fund established under IC 8-14-10 for the
14 department's use in financing a railroad crossing upgrade
15 project as described in IC 8-14.5-8.

16 (2) On June 30, 2027, a transfer of:

17 (A) to the state general fund, the total amount of the state
18 tax credits certified for 2026 by the department of state
19 revenue under IC 6-3.1-38.1-8(c); and

20 (B) to the department, an amount equal to twenty million
21 dollars (\$20,000,000) minus the amount under clause (A)
22 for deposit in the state highway road construction and
23 improvement fund established under IC 8-14-10 for the
24 department's use in financing a railroad crossing upgrade
25 project as described in IC 8-14.5-8.

26 (3) On June 30, 2028, a transfer of:

27 (A) to the state general fund, the total amount of the state
28 tax credits certified for 2027 by the department of state
29 revenue under IC 6-3.1-38.1-8(c); and

30 (B) to the department, an amount equal to twenty million
31 dollars (\$20,000,000) minus the amount under clause (A)
32 for deposit in the state highway road construction and
33 improvement fund established under IC 8-14-10 for the
34 department's use in financing a railroad crossing upgrade
35 project as described in IC 8-14.5-8.

36 (4) On June 30, 2029, a transfer of twenty million dollars
37 (\$20,000,000) to the department for deposit in the state highway
38 road construction and improvement fund established under
39 IC 8-14-10 for the department's use in financing a railroad
40 crossing upgrade project as described in IC 8-14.5-8.

41 (5) On June 30, 2030, a transfer of twenty million dollars

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5 (j) Beginning on June 30, 2027, and on June 30 of each year
6 thereafter, after the department allocates the money under subsection
7 (h) and the state comptroller makes a transfer under subsection (i),
8 when applicable, the state comptroller shall transfer fifty million
9 dollars (\$50,000,000) of money in the fund to the consolidated city in
10 Marion County for the construction, reconstruction, and preservation
11 of the consolidated city's local streets (as defined in IC 8-14-2-1(9)).
12 The consolidated city in Marion County shall not use these revenues
13 for:

14 (1) reducing the capacity of existing roads and streets;
15 (2) greenways;
16 (3) bike lanes;
17 (4) bike trails; and
18 (5) sidewalks.

19 One hundred percent (100%) of the money distributed to the
20 consolidated city under this subsection shall be matched with an
21 appropriation by the consolidated city. The appropriation required
22 under this subsection must be new revenue and may not include
23 revenue allocated to public safety purposes under IC 6-3.6-6.

24 (k) Beginning On June 30, 2027, 2026, after the state
25 **comptroller makes a transfer under subsection (i)**, and on June 30
26 of each year thereafter, after the state comptroller makes a transfer
27 under subsection (j), the state comptroller shall distribute the remainder
28 of the money in the fund, as follows:

29 (1) To be eligible to receive a distribution under this subsection,
30 a local unit must have:

- (A) adopted a wheel tax; and
- (B) provided the local technical assistance program at Purdue University with an updated transportation asset management plan within the last twelve (12) months.

(2) The distribution to a local unit eligible to receive a distribution under subdivision (1) must be proportional to the local unit's share of the total lane mileage for all local units eligible to receive a distribution under subdivision (1). The department shall provide to the state comptroller the total lane mileage for purposes of making the distribution under this subsection.

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1 A local unit may use a distribution made under this subsection only for
 2 eligible projects.

3 (l) Money in the fund is continuously appropriated for the purpose
 4 of the fund.

5 (m) Money in the fund may not be transferred, assigned, or
 6 otherwise removed from the fund by the state board of finance, the
 7 budget agency, or any other agency until after budget committee
 8 review, except for either or both of the following purposes:

9 (1) The department may distribute funds to a local unit that has
 10 been approved for a grant under this chapter without budget
 11 committee review.

12 (2) To transfer money in the fund under subsections (i) and (j)
 13 and to make a distribution under subsection (k) without budget
 14 committee review.

15 SECTION 4. IC 8-23-30-3.5, AS ADDED BY P.L.173-2025,
 16 SECTION 29, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 17 UPON PASSAGE]: Sec. 3.5. In each state fiscal year beginning after
 18 June 30, 2027, 2026, a local unit that receives a distribution under
 19 section 2(k) of this chapter may not apply for a grant under section 2(h)
 20 of this chapter in an amount that is greater than the maximum grant
 21 amount set under section 8 of this chapter minus the amount the local
 22 unit received from a distribution under section 2(k) of this chapter.

23 SECTION 5. IC 9-20-4-1, AS AMENDED BY P.L.198-2016,
 24 SECTION 339, IS AMENDED TO READ AS FOLLOWS
 25 [EFFECTIVE JULY 1, 2026]: Sec. 1. (a) Except as provided in
 26 subsections (b) and (c), a person may not operate or cause to be
 27 operated upon a highway a vehicle or combination of vehicles having
 28 weight in excess of one (1) or more of the following limitations:

29 (1) The total gross weight, with load, in pounds of any vehicle or
 30 combination of vehicles may not exceed an overall gross weight
 31 on a group of two (2) or more consecutive axles produced by
 32 application of the following formula:

$$W = 500 \{ [(LN) \div (N-1)] + 12N + 36 \}$$

33 where W equals the overall gross weight on any group of two (2)
 34 or more consecutive axles to the nearest five hundred (500)
 35 pounds, L equals the distance in feet between the extreme of any
 36 group of two (2) or more consecutive axles, and N equals the
 37 number of axles in the group under consideration, except that
 38 two (2) consecutive sets of tandem axles may carry a gross load
 39 of thirty-four thousand (34,000) pounds each, providing the
 40 overall distance between the first and last axles of the
 41



1 consecutive sets of tandem axles is thirty-six (36) feet or more.
2 The overall gross weight limit, calculated under this subdivision,
3 may not exceed eighty thousand (80,000) pounds.
4 (2) The weight concentrated on the roadway surface from any
5 tandem axle group may not exceed the following:
6 (A) Thirty-four thousand (34,000) pounds total weight.
7 (B) Twenty thousand (20,000) pounds on an individual axle
8 in a tandem group.
9 (3) A vehicle may not have a maximum wheel weight, unladen
10 or with load, in excess of eight hundred (800) pounds per inch
11 width of tire, measured between the flanges of the rim or an axle
12 weight in excess of twenty thousand (20,000) pounds.
13 (b) The enforcement of weight limits under this section is subject
14 to the following:
15 (1) It is lawful to operate within the scope of a permit, under
16 weight limitations established by the Indiana department of
17 transportation and in effect on July 1, 1956, as provided in
18 IC 9-20-6.
19 (2) It is lawful to operate or cause to be operated a vehicle or
20 combination of vehicles on a heavy duty highway or an extra
21 heavy duty highway designated by the Indiana department of
22 transportation if operated within the imposed limitations.
23 (3) Subsection (a) does not apply to any highway, road, street, or
24 bridge for which a lesser weight limit is imposed by local
25 authorities under IC 9-20-1-3 or IC 9-20-7-2. However, the local
26 authority may by appropriate action establish and designate a
27 county or city highway, road, or street or part of a highway, road,
28 or street as a heavy duty highway subject to the weight
29 limitations established under IC 9-20-5.
30 (4) Vehicles operated on toll road facilities are subject to rules
31 of weight adopted for toll road facilities by the Indiana
32 department of transportation under IC 8-15-2 and are not subject
33 to subsection (a) when operated on a toll road facility.
34 (5) For purposes of a heavy duty vehicle that is equipped with an
35 auxiliary power unit, the weight limitations provided in
36 subsection (a) are increased by four hundred (400) pounds.
37 (6) For purposes of a vehicle that uses natural gas as a motor fuel
38 **or is powered primarily by means of electric battery power**,
39 the weight limitations provided in subsection (a) are increased
40 by two thousand (2,000) pounds.
41 (c) The greater of the weight limits imposed under subsection (a)

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1 or this subsection applies to vehicles operated upon a highway. The
 2 weight limits in effect on January 4, 1975, for any highway that is not
 3 designated as a heavy duty highway under IC 9-20-5 are the following:

4 (1) The total gross weight, with load, in pounds of a vehicle or
 5 combination of vehicles may not exceed seventy-three thousand
 6 two hundred eighty (73,280) pounds.

7 (2) The total weight concentrated on the roadway surface from
 8 a tandem axle group may not exceed sixteen thousand (16,000)
 9 pounds for each axle of a tandem assembly.

10 (3) A vehicle may not have a maximum wheel weight, unladen
 11 or with load, in excess of eight hundred (800) pounds per inch
 12 width of tire, measured between the flanges of the rim, or an axle
 13 weight greater than eighteen thousand (18,000) pounds.

14 (d) For purposes of this section, "auxiliary power unit" means an
 15 integrated system that:

16 (1) provides heat, air conditioning, engine warming, or
 17 electricity to components on a heavy duty vehicle; and

18 (2) is certified by the administrator of the United States
 19 Environmental Protection Agency under 40 CFR 89 as meeting
 20 applicable emission standards.

21 (e) For purposes of this section, "heavy duty vehicle" means a
 22 vehicle that:

23 (1) has a gross vehicle weight rating greater than eight thousand
 24 five hundred (8,500) pounds; and

25 (2) is powered by a diesel engine.

26 SECTION 6. IC 9-20-6-2, AS AMENDED BY P.L.182-2009(ss),

27 SECTION 290, IS AMENDED TO READ AS FOLLOWS
 28 [EFFECTIVE JULY 1, 2026]: Sec. 2. (a) The Indiana department of
 29 transportation or local authority that:

30 (1) has jurisdiction over a highway or street; and

31 (2) is responsible for the repair and maintenance of the highway
 32 or street;

33 may, upon proper application in writing and upon good cause shown,
 34 grant a permit for transporting heavy vehicles and loads or other
 35 objects not conforming to this article, including a vehicle transporting
 36 an ocean going container, if the department or authority finds that other
 37 traffic will not be seriously affected and the highway or bridge will not
 38 be seriously damaged.

39 (b) The permit granted under subsection (a) must authorize the
 40 operation of a tractor-semitrailer and load that:

41 (1) exceeds the maximum length limitation under this chapter;

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1 and
2 (2) is subject to regulation under this chapter;
3 from one-half (1/2) hour before sunrise to one-half (1/2) hour after
4 sunset.

5 (c) A permit may be issued under this section for the following:
6 (1) A single trip. **A permit issued under this subdivision is**
7 **valid for five (5) days from the date it is issued.**
8 (2) A definite time not exceeding thirty (30) days.
9 (3) A ninety (90) day period.
10 (4) A one (1) year period.

11 (d) This subsection applies to the transportation of ocean going
12 containers that:
13 (1) have been sealed at the place of origin and have not been
14 opened except by an agent of the federal government that may
15 inspect the contents; and
16 (2) are being transported to or from a distribution facility.

17 The total gross weight, with load of a vehicle or combination of
18 vehicles transporting an ocean going container may not exceed
19 ninety-five thousand (95,000) pounds. A permit issued under this
20 section must be issued on an annual basis. A permit issued under this
21 subsection may not impose a limit on the number of movements
22 generated by the applicant or operator of a vehicle granted a permit
23 under this subsection.

24 SECTION 7. IC 32-19.5 IS ADDED TO THE INDIANA CODE
25 AS A NEW ARTICLE TO READ AS FOLLOWS [EFFECTIVE JULY
26 1, 2026]:

ARTICLE 19.5. DESCRIBING REAL PROPERTY;
INDIANA PLANE COORDINATE SYSTEM

Chapter 1. Applicability and Definitions

Sec. 1. Nothing in this article prohibits a person from using:

(1) the most recent or a prior version of the SPCS established by the NGS; or

(2) the Indiana Coordinate System of 1983, as provided in IC 32-19;

**35 to state the geographic positions or locations of points above, on, or
36 below the surface of the earth within Indiana.**

39 Sec. 3. As used in this article, "LDP" means low distortion
40 map projections and refers to a zone yielding minimized
41 differences between ground-measured horizontal distances and the
42 corresponding grid coordinate distances.

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1 **Sec. 4. As used in this article, "NGS" means the National
2 Geodetic Survey or its successors.**

3 **Sec. 5. As used in this article, "NSRS" means the National
4 Spatial Reference System or its successors.**

5 **Sec. 6. As used in this article, "SPCS" means the State Plane
6 Coordinate System or its successors.**

7 **Sec. 7. As used in this article, "zone" means the area
8 constituted in Indiana to be portrayed by a specified conformal
9 map projection and its defining parameters.**

10 **Chapter 2. Designation of the Indiana Plane Coordinate
11 System; Zones**

12 **Sec. 1. The most recent system of plane coordinates established
13 by the NGS, based on the NSRS, and known as the SPCS, for
14 defining and stating the geographic positions or locations of points
15 on the surface of earth within Indiana shall be known as the
16 "Indiana Plane Coordinate System".**

17 **Sec. 2. (a) For purposes of the use of the INPCS, the state of
18 Indiana is divided into a statewide zone layer and a multizone
19 layer.**

20 **(b) The statewide zone layer:**

21 **(1) consists of a single zone, which is constituted by the total
22 area included in Indiana;**

23 **(2) should generally be used for applications such as:**

24 **(A) a statewide digital orthoimagery;**

25 **(B) a statewide geographic information system; and**

26 **(C) emergency management and preparedness mapping;
27 and**

28 **(3) should generally not be used for applications such as:**

29 **(A) original, retracement, or route surveys, as described
30 in 865 IAC 1-12;**

31 **(B) describing real property; and**

32 **(C) the design and construction of large facilities or
33 massive civil infrastructure such as manufacturing
34 plants, bridges, and dams.**

35 **(c) The multizone layer:**

36 **(1) consists of multiple LDP zones that are constituted by the
37 areas included in individual counties or specified groups of
38 counties; and**

39 **(2) should generally be used for applications such as:**

40 **(A) original, retracement, or route surveys, as described
41 in 865 IAC 1-12;**

42 **(B) describing real property;**



- (C) the design and construction of large facilities or massive civil infrastructure such as manufacturing plants, bridges, and dams; and
- (D) city or county geographic information systems.

Sec. 3. The use of the term "Indiana Plane Coordinate System" or INPCS on any map, report of survey, or other document must be limited to coordinates based on the INPCS as described in this article.

Chapter 3. Coordinates; Geodetic Control; Recording Requirements

Sec. 1. (a) The plane coordinates of a point to be used in expressing the geographic position or location of the point in the appropriate zone of the INPCS must consist of two (2) distances, expressed in feet and decimals of a foot or meters and decimals of a meter. When a value is expressed in feet, it must be expressed in international feet (1 foot = 0.3048 meters).

(b) The distance described in subsection (a) that gives the distance east of the Y axis is the "east or x-coordinate". The distance described in subsection (a) that gives the distance north of the X axis is the "north or y-coordinate".

(c) The Y axis of any zone must be parallel with the central median of that zone. The X axis of any zone must be at right angles to the central median of that zone.

Sec. 2. To locate the position of the coordinate systems on the surface of the earth within Indiana, the position of the INPCS must be established by geodetic control points or positioning systems, such as the Continuously Operating Reference Stations (CORS) that are part of the National Oceanic and Atmospheric Administration CORS Network, or similar points and systems whose positions have been established from those points and systems.

Sec. 3. Coordinates based on the Indiana coordinate system of 1927 (as described in IC 32-19), the Indiana coordinate system of 1983 (as described in IC 32-19), the INPCS, or any other coordinate system published by an agency of the federal government or the state, including the Indiana Geospatial Coordinate System, purporting to define the position of a point on a land boundary map may not be presented to be recorded in any public land records or deed records unless the recording document contains the following:

- (1) The method used to relate the coordinates to the NSRS.
- (2) The name and zone of the coordinate system, including

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1 **the following metadata:**

2 **(A) Reference frame or datum.**
 3 **(B) Datum realization.**
 4 **(C) Epoch.**
 5 **(D) Units.**

6 **Sec. 4. The official geodetic datums to which geodetic**
 7 **coordinates are referenced within Indiana must be as defined for**
 8 **the NSRS.**

9 **Chapter 4. Descriptions of Land Using the Indiana Plane**
 10 **Coordinate System**

11 **Sec. 1. As established for use in any of the zones within the**
 12 **multizone layer, the INPCS:**

13 **(1) must be named; and**

14 **(2) in any land description in which it is used, must be**
 15 **designated by the official name promulgated by the National**
 16 **Oceanic and Atmospheric Administration's NGS.**

17 **Sec. 2. When a tract of land to be defined by a single**
 18 **description extends from one (1) zone into other adjacent zones, the**
 19 **positions of all points on the boundaries of the tract being defined**
 20 **must be referred to by the zone that is specifically named in the**
 21 **description.**

22 **Sec. 3. (a) Descriptions of tracts of land by reference to the**
 23 **United States public land surveys, other original pertinent surveys,**
 24 **or subdivisions are recognized as the basic and prevailing method**
 25 **for describing such tracts.**

26 **(b) If coordinates of the INPCS are used to describe a tract of**
 27 **land that, in the same document, is also described by reference to**
 28 **any subdivision, line, or corner of the United States public land**
 29 **surveys, other original pertinent surveys, or subdivisions:**

30 **(1) the description by coordinates must be construed as**
 31 **supplemental to the basic description of the subdivision, line,**
 32 **or corner contained in the official plats and field notes filed**
 33 **of record; and**

34 **(2) in the event of any conflict, the description by reference**
 35 **to the subdivision, line, or corner of the United States land**
 36 **surveys, other original pertinent surveys, or subdivisions**
 37 **prevails over the description by coordinates.**

38 **SECTION 8. IC 34-30-2.1-87.2 IS ADDED TO THE INDIANA**
 39 **CODE AS A NEW SECTIONLS6725 TO READ AS FOLLOWS**
 40 **[EFFECTIVE JULY 1, 2026]: Sec. 87.2. IC 8-23-2-12.7 (Concerning**
 41 **contractors providing construction engineering inspection services**
 42 **to the Indiana department of transportation).**

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1 SECTION 9. **An emergency is declared for this act.**

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