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## SENATE BILL No. 179

AM017909 has been incorporated into January 27, 2026 printing.

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**Synopsis:** Indiana department of transportation.

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SB 179—LS 6725/DI 137



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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 6-3.5-4-2, AS AMENDED BY P.L.173-2025,  
2        SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3        UPON PASSAGE]: Sec. 2. (a) An adopting entity of any county may,  
4        subject to the limitation imposed by subsection (e), adopt an ordinance  
5        to impose a county vehicle excise tax in accordance with this chapter  
6        on each vehicle that is subject to the vehicle excise tax under IC 6-6-5  
7        and that is registered in the county. **However, a county may not after**  
8        **December 31, 2026, impose a county vehicle excise tax on a vehicle**  
9        **that is registered in an adopting municipality (as defined in**  
10        **IC 6-3.5-10-1) in which a municipal vehicle excise tax is in effect.**  
11        (b) If a county does not use a transportation asset management  
12        plan approved by the Indiana department of transportation, the  
13        adopting entity of the county may impose the surtax either:  
14                (1) at a rate of not less than two percent (2%) nor more than ten  
15                percent (10%); or  
16                (2) at a specific amount of at least seven dollars and fifty cents  
17                (\$7.50) and not more than twenty-five dollars (\$25).

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1       However, the surtax on a vehicle may not be less than seven dollars and  
2       fifty cents (\$7.50). The adopting entity shall state the surtax rate or  
3       amount in the ordinance which imposes the tax.

4           (c) Except as provided in subsection (i), if a county uses a  
5       transportation asset management plan approved by the Indiana  
6       department of transportation, the adopting entity of the county may  
7       impose the surtax either:

8               (1) at a rate of at least two percent (2%) and not more than  
9               twenty percent (20%); or  
10              (2) at a specific amount of at least seven dollars and fifty cents  
11              (\$7.50) and not more than fifty dollars (\$50).

12       However, the surtax on a vehicle may not be less than seven dollars and  
13       fifty cents (\$7.50). The adopting entity shall state the surtax rate or  
14       amount in the ordinance that imposes the tax.

15           (d) Subject to the limits and requirements of this section and  
16       except as provided in IC 6-6-5-0.5(2), the adopting entity may do any  
17       of the following:

18               (1) Impose the county vehicle excise tax at the same rate or  
19               amount on each vehicle that is subject to the tax.  
20               (2) Impose the county vehicle excise tax on vehicles subject to  
21               the tax at one (1) or more different rates based on the class of  
22               vehicle listed in IC 6-6-5-2(a).

23           (e) The adopting entity may not adopt an ordinance to impose the  
24       surtax unless it concurrently adopts an ordinance under IC 6-3.5-5 to  
25       impose the wheel tax.

26           (f) Notwithstanding any other provision of this chapter or  
27       IC 6-3.5-5, ordinances adopted by a county council before June 1,  
28       2013, to impose or change the county vehicle excise tax and the annual  
29       wheel tax in the county remain in effect until the ordinances are  
30       amended or repealed under this chapter or IC 6-3.5-5.

31           (g) Except as provided under section 7.5 of this chapter (before its  
32       expiration on December 31, 2023) and subject to subsection (h), a  
33       county vehicle excise tax imposed by this chapter for a vehicle is due  
34       and shall be paid each year at the time the vehicle is registered.

35           (h) If the county vehicle excise tax imposed by this chapter was  
36       not paid for one (1) or more preceding years, the bureau may collect  
37       only the county vehicle excise tax imposed by this chapter for the:

38               (1) registration year immediately preceding the current  
39               registration year;  
40               (2) current registration year; and  
41               (3) registration year immediately following the current  
42               registration year.



5 (1) at a rate of at least two percent (2%) and not more than  
6 twenty percent (20%); or  
7 (2) at a specific amount of at least seven dollars and fifty cents  
8 (\$7.50) and not more than one hundred fifty dollars (\$150).

9       However, the surtax on a vehicle may not be less than seven dollars and  
10      fifty cents (\$7.50). The adopting entity shall state the surtax rate or  
11      amount in the ordinance that imposes the tax.

12 SECTION 2. IC 6-3.5-4-3, AS AMENDED BY P.L.178-2019,  
13 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
14 UPON PASSAGE]: Sec. 3. If an adopting entity adopts an ordinance  
15 imposing the surtax after December 31 but before September 1 of the  
16 following year, ~~a vehicle is subject to the tax if it is registered in the~~  
17 ~~county surtax applies~~ after December 31 of the year in which the  
18 ordinance is adopted. If an adopting entity adopts an ordinance  
19 imposing the surtax after August 31 but before the following January  
20 1, ~~a vehicle is subject to the tax if it is registered in the county surtax~~  
21 ~~applies~~ after December 31 of the year following the year in which the  
22 ordinance is adopted. However, in the first year the surtax is effective,  
23 the surtax does not apply to the registration of a vehicle for the  
24 registration year that commenced in the calendar year preceding the  
25 year the surtax is first effective.

SECTION 3. IC 6-3.5-4-13, AS AMENDED BY P.L.146-2016,  
SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
UPON PASSAGE]: Sec. 13. (a) In the case of a county that does not  
contain a consolidated city of the first class, the county treasurer shall  
deposit the surtax revenues in a fund to be known as the "\_\_\_\_\_  
County Surtax Fund".

40 (1) the population of a city or town that is an adopting  
41 municipality in which a municipal vehicle excise tax is in  
42 effect is considered to be zero (0);

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(2) the street mileage of a city or town that is an adopting municipality in which a municipal vehicle excise tax is in effect is considered to be zero (0) miles; and

(3) the allocation to a city or town that is an adopting municipality in which a municipal vehicle excise tax is in effect is zero dollars (\$0).

(c) Before the twenty-fifth day of each month, the county treasurer shall distribute to the county and the cities and towns in the county the money deposited in the county surtax fund during that month. The county treasurer shall base the distribution on allocations made by the county auditor for that month under subsection (b).

(d) A county, city, or town may only use the surtax revenues it receives under this section:

(1) to construct, reconstruct, repair, or maintain streets and roads under its jurisdiction; or

(2) for the county's, city's, or town's contribution to obtain a grant from the local road and bridge matching grant fund under IC 8-23-30.

SECTION 4. IC 6-3.5-5-2, AS AMENDED BY P.L.173-2025, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. (a) The adopting entity of any county may, subject to the limitation imposed by subsection (b), adopt an ordinance to impose a county wheel tax in accordance with this chapter on each vehicle that:

- (1) is included in one (1) of the classes of vehicles listed in section 3 of this chapter;
- (2) is not exempt from the wheel tax under section 4 of this chapter; and
- (3) is registered in the county.

However, a county may not after December 31, 2026, impose a county wheel tax on a vehicle that is registered in an adopting municipality (as defined in IC 6-3.5-11-1) in which a municipal wheel tax is in effect.

(b) The adopting entity of a county may not adopt an ordinance to impose the wheel tax unless it concurrently adopts an ordinance under IC 6-3.5-4 to impose the county vehicle excise tax.

(c) The adopting entity may impose the wheel tax at a different rate for each of the classes of vehicles listed in section 3 of this chapter. In addition, the adopting entity may establish different rates within the classes of buses, semitrailers, trailers, tractors, and trucks based on weight classifications of those vehicles that are established by the bureau of motor vehicles for use throughout Indiana. Except as

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1       otherwise provided in subsection (f), the wheel tax rate for a particular  
2       class or weight classification of vehicles:

3               (1) may not be less than five dollars (\$5) and may not exceed  
4               forty dollars (\$40), if the county does not use a transportation  
5               asset management plan approved by the Indiana department of  
6               transportation; or  
7               (2) may not be less than five dollars (\$5) and may not exceed  
8               eighty dollars (\$80), if the county uses a transportation asset  
9               management plan approved by the Indiana department of  
10               transportation.

11       The adopting entity shall state the initial wheel tax rates in the  
12       ordinance that imposes the tax.

13       (d) Subject to subsection (e), a wheel tax imposed by this chapter  
14       for a vehicle is due and shall be paid each year at the time the vehicle  
15       is registered.

16       (e) If the county wheel tax imposed by this chapter was not paid  
17       for one (1) or more preceding years, the bureau may collect only the  
18       county wheel tax imposed by this chapter for the:

19               (1) registration year immediately preceding the current  
20               registration year;  
21               (2) current registration year; and  
22               (3) registration year immediately following the current  
23               registration year.

24       (f) Beginning July 1, 2025, if a county containing a consolidated  
25       city uses a transportation asset management plan approved by the  
26       Indiana department of transportation, the wheel tax rate for a particular  
27       class or weight classification of vehicles may not be less than five  
28       dollars (\$5) and may not exceed two hundred forty dollars (\$240).

29       SECTION 5. IC 6-3.5-5-5, AS AMENDED BY P.L.218-2017,  
30       SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
31       UPON PASSAGE]: Sec. 5. If an adopting entity adopts an ordinance  
32       imposing the wheel tax after December 31 but before September 1 of  
33       the following year, a vehicle described in section 2(a) of this chapter  
34       is subject to the wheel tax if it is registered in the county applies after  
35       December 31 of the year in which the ordinance is adopted. If an  
36       adopting entity adopts an ordinance imposing the wheel tax after  
37       August 31 but before the following January 1, a vehicle described in  
38       section 2(a) of this chapter is subject to the wheel tax if it is registered  
39       in the county applies after December 31 of the year following the year  
40       in which the ordinance is adopted. However, in the first year the tax is  
41       effective, the tax does not apply to the registration of a motor vehicle  
42       for the registration year that commenced in the calendar year preceding



1       the year the tax is first effective.

2           SECTION 6. IC 6-3.5-5-15, AS AMENDED BY P.L.146-2016,  
 3       SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 4       UPON PASSAGE]: Sec. 15. (a) In the case of a county that does not  
 5       contain a consolidated city, the county treasurer shall deposit the wheel  
 6       tax revenues in a fund to be known as the "County Wheel Tax Fund".

7           (b) Before the twentieth day of each month, the county auditor  
 8       shall allocate the money deposited in the county wheel tax fund during  
 9       that month among the county and the cities and the towns in the county  
 10       **that are not adopting municipalities (as defined in IC 6-3.5-11-1)**  
 11       **in which a municipal wheel tax is in effect.** The county auditor shall  
 12       allocate the money to counties, cities, and towns under  
 13       IC 8-14-2-4(c)(1) through IC 8-14-2-4(c)(3), **except that for purposes**  
 14       **of making the allocations:**

15       (1) **the population of a city or town that is an adopting**  
 16       **municipality in which a municipal wheel tax is in effect is**  
 17       **considered to be zero (0);**  
 18       (2) **the street mileage of a city or town that is an adopting**  
 19       **municipality in which a municipal wheel tax is in effect is**  
 20       **considered to be zero (0) miles; and**  
 21       (3) **the allocation to a city or town that is an adopting**  
 22       **municipality in which a municipal wheel tax is in effect is**  
 23       **zero dollars (\$0).**

24       (c) Before the twenty-fifth day of each month, the county treasurer  
 25       shall distribute to the county and the cities and towns in the county the  
 26       money deposited in the county wheel tax fund during that month. The  
 27       county treasurer shall base the distribution on allocations made by the  
 28       county auditor for that month under subsection (b).

29       (d) A county, city, or town may only use the wheel tax revenues it  
 30       receives under this section:

31       (1) to construct, reconstruct, repair, or maintain streets and roads  
 32       under its jurisdiction;  
 33       (2) as a contribution to an authority established under  
 34       IC 36-7-23; or  
 35       (3) for the county's, city's, or town's contribution to obtain a grant  
 36       from the local road and bridge matching grant fund under  
 37       IC 8-23-30.

38       SECTION 7. IC 8-23-2-6.1 IS ADDED TO THE INDIANA CODE  
 39       AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
 40       1, 2026]: Sec. 6.1. (a) **The department may assume the**  
 41       **responsibilities of the United States Department of Transportation**  
 42       **with respect to the United States Department of Transportation's**

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1       duties under the federal National Environmental Policy Act of 1969  
2       (42 U.S.C. 4321 et seq.) and other federal environmental laws. The  
3       department may:

4               (1) assume responsibility under 23 U.S.C. 326 and 23 U.S.C.  
5               327; and

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

9                       (A) designating categorical exclusions from federally  
10                  required environmental assessments or impact  
11                  statements for highway projects, as provided in 23  
12                  U.S.C. 326; and

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

17               (b) Except as provided in subsection (c), the department  
18                  waives its immunity from civil liability, including immunity from  
19                  suit in federal court, and consents to the jurisdiction of the federal  
20                  courts over its civil liability with regard to the compliance,  
21                  discharge, or enforcement of the responsibilities assumed by the  
22                  department under subsection (a).

23               (c) Subsection (b) applies only to those actions that are  
24                  authorized under subsection (a) and does not create liability for the  
25                  department that exceeds the liability created under 23 U.S.C. 326  
26                  and 23 U.S.C. 327.

27               (d) The department may adopt rules under IC 4-22-2 to  
28                  implement this section. The department may adopt the relevant  
29                  federal environmental standards as the standards for a program  
30                  described in subsection (a)(2).

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

39               (b) As used in this section, "contractor" means a person who  
40                  provides construction engineering inspection services for a project  
41                  under a contract with the department.

42               (c) As used in this section, "third party" means a person who



1       **is not an employee of a contractor.**

2       **(d) A contractor is not civilly or criminally liable for a claim**  
3       **made by a third party concerning:**

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

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

11      SECTION 9. IC 8-23-30-2, AS AMENDED BY P.L.173-2025,  
12      SECTION 28, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
13      UPON PASSAGE]: Sec. 2. (a) The local road and bridge matching  
14      grant fund is established to provide matching grants to local units for  
15      eligible projects.

16           (b) The department shall administer the fund.

17           (c) The fund consists of the following:

18           (1) Appropriations by the general assembly.  
19           (2) Interest deposited in the fund under subsection (d).  
20           (3) Money deposited in or transferred to the fund from any other  
21      source.

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

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

28           (f) Not later than June 1, 2025, the department shall report to the  
29      state comptroller the amount of matching grants awarded by the  
30      department from the fund in the state fiscal year beginning July 1,  
31      2024, and ending June 30, 2025, that the department will not distribute  
32      before July 1, 2025.

33           (g) The state comptroller shall determine the balance of the money  
34      in the fund on June 15, 2025, and on June 15 of each year thereafter.  
35      After determining the balance of money in the fund under this  
36      subsection, the money in the fund must be allocated in accordance with  
37      subsection (h), transferred in accordance with subsections (i) and (j),  
38      and distributed in accordance with subsection (k).

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

41           (1) On June 30, 2025, the department must allocate the total of  
42      the amount determined under subsection (f) plus one hundred

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1 million dollars (\$100,000,000) of money in the fund to make  
2 matching grants in the state fiscal year beginning July 1, 2025,  
3 and ending June 30, 2026, to all local units. The department may  
4 not award more than ~~one hundred million dollars (\$100,000,000)~~  
5 **one hundred seventy-five million dollars (\$175,000,000)** of  
6 matching grants in the state fiscal year beginning July 1, 2025,  
7 and ending June 30, 2026. **The department may not award a**  
8 **local unit more than one (1) matching grant in the state fiscal**  
9 **year beginning July 1, 2025, and ending June 30, 2026.**

10 (2) On June 30, 2026, and June 30 of each year thereafter, the  
11 department must allocate the first one hundred million dollars  
12 (\$100,000,000) of money in the fund to make matching grants in  
13 the next state fiscal year to all local units.

14 (i) After the department allocates the money in the fund under  
15 subsection (h), the state comptroller shall make the following five (5)  
16 transfers:

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

18 (A) to the state general fund, the total amount of the state  
19 tax credits certified for 2025 by the department of state  
20 revenue under IC 6-3.1-38.1-8(c); and  
21 (B) to the department, an amount equal to twenty million  
22 dollars (\$20,000,000) minus the amount under clause (A)  
23 for deposit in the state highway road construction and  
24 improvement fund established under IC 8-14-10 for the  
25 department's use in financing a railroad crossing upgrade  
26 project as described in IC 8-14.5-8.

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

28 (A) to the state general fund, the total amount of the state  
29 tax credits certified for 2026 by the department of state  
30 revenue under IC 6-3.1-38.1-8(c); and  
31 (B) to the department, an amount equal to twenty million  
32 dollars (\$20,000,000) minus the amount under clause (A)  
33 for deposit in the state highway road construction and  
34 improvement fund established under IC 8-14-10 for the  
35 department's use in financing a railroad crossing upgrade  
36 project as described in IC 8-14.5-8.

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

38 (A) to the state general fund, the total amount of the state  
39 tax credits certified for 2027 by the department of state  
40 revenue under IC 6-3.1-38.1-8(c); and  
41 (B) to the department, an amount equal to twenty million  
42 dollars (\$20,000,000) minus the amount under clause (A)



1 for deposit in the state highway road construction and  
 2 improvement fund established under IC 8-14-10 for the  
 3 department's use in financing a railroad crossing upgrade  
 4 project as described in IC 8-14.5-8.

5 (4) On June 30, 2029, a transfer of twenty million dollars  
 6 (\$20,000,000) to the department for deposit in the state highway  
 7 road construction and improvement fund established under  
 8 IC 8-14-10 for the department's use in financing a railroad  
 9 crossing upgrade project as described in IC 8-14.5-8.

10 (5) On June 30, 2030, a transfer of twenty million dollars  
 11 (\$20,000,000) to the department for deposit in the state highway  
 12 road construction and improvement fund established under  
 13 IC 8-14-10 for the department's use in financing a railroad  
 14 crossing upgrade project as described in IC 8-14.5-8.

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

24 (1) reducing the capacity of existing roads and streets;  
 25 (2) greenways;  
 26 (3) bike lanes;  
 27 (4) bike trails; and  
 28 (5) sidewalks.

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

34 (k) **Beginning On June 30, 2027, 2026, after the state**  
 35 **comptroller makes a transfer under subsection (i),** and on June 30  
 36 of each year thereafter, after the state comptroller makes a transfer  
 37 under subsection (j), the state comptroller shall distribute the remainder  
 38 of the money in the fund, as follows:

39 (1) To be eligible to receive a distribution under this subsection,  
 40 a local unit must have:  
 41 (A) adopted a wheel tax; and  
 42 (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.

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

24 SECTION 11. IC 8-23-30-3.5, AS ADDED BY P.L.173-2025,  
25 SECTION 29, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
26 UPON PASSAGE]: Sec. 3.5. In each state fiscal year beginning after  
27 June 30, ~~2027~~, 2026, a local unit that receives a distribution under  
28 section 2(k) of this chapter may not apply for a grant under section 2(h)  
29 of this chapter in an amount that is greater than the maximum grant  
30 amount set under section 8 of this chapter minus the amount received by the local  
31 unit received from a distribution under section 2(k) of this chapter.

32 SECTION 13. IC 8-23-30-6, AS AMENDED BY P.L.173-2025,  
33 SECTION 31, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
34 JULY 1, 2026]: Sec. 6. If the department approves a grant to a local  
35 unit under this chapter, the required local matching amount by the local  
36 unit is equal to the following applicable percentage of the total cost of  
37 the eligible project:

38 (1) For a county applicant, the following:

39 (A) Fifty percent (50%), if the county has a population

40 greater than or equal to fifty-five thousand (55,000).

41 (B) Twenty percent (20%), if the county has a population of

42 less than fifty-five thousand (55,000).

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(2) For a city or town applicant, the following:

(A) Fifty percent (50%), if the city or town has a population greater than or equal to **ten thousand (10,000), twelve thousand five hundred (12,500)**.

(B) Twenty percent (20%), if the city or town has a population of less than ~~ten~~ 14. (~~10,000~~). **twelve thousand five hundred (12,500).**

SECTION 15. IC 9-20-4-1, AS AMENDED BY P.L.198-2016,

SECTION 339, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 1. (a) Except as provided in subsections (b) and (c), a person may not operate or cause to be operated upon a highway a vehicle or combination of vehicles having weight in excess of one (1) or more of the following limitations:

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

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

where W equals the overall gross weight on any group of two (2) or more consecutive axles to the nearest five hundred (500) pounds, L equals the distance in feet between the extreme of any group of two (2) or more consecutive axles, and N equals the number of axles in the group under consideration, except that two (2) consecutive sets of tandem axles may carry a gross load of thirty-four thousand (34,000) pounds each, providing the overall distance between the first and last axles of the consecutive sets of tandem axles is thirty-six (36) feet or more. The overall gross weight limit, calculated under this subdivision, may not exceed eighty thousand (80,000) pounds.

(2) The weight concentrated on the roadway surface from any tandem axle group may not exceed the following:

(A) Thirty-four thousand (34,000) pounds total weight.

(B) Twenty thousand (20,000) pounds on an individual axle in a tandem group.

(3) A vehicle may not have a maximum wheel weight, unladen or with load, in excess of eight hundred (800) pounds per inch width of tire, measured between the flanges of the rim or an axle weight in excess of twenty thousand (20,000) pounds.

(b) The enforcement of weight limits under this section is subject to the following:

(1) It is lawful to operate within the scope of a permit, under weight limitations established by the Indiana department of

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1 transportation and in effect on July 1, 1956, as provided in  
2 IC 9-20-6.

3 (2) It is lawful to operate or cause to be operated a vehicle or  
4 combination of vehicles on a heavy duty highway or an extra  
5 heavy duty highway designated by the Indiana department of  
6 transportation if operated within the imposed limitations.

7 (3) Subsection (a) does not apply to any highway, road, street, or  
8 bridge for which a lesser weight limit is imposed by local  
9 authorities under IC 9-20-1-3 or IC 9-20-7-2. However, the local  
10 authority may by appropriate action establish and designate a  
11 county or city highway, road, or street or part of a highway, road,  
12 or street as a heavy duty highway subject to the weight  
13 limitations established under IC 9-20-5.

14 (4) Vehicles operated on toll road facilities are subject to rules  
15 of weight adopted for toll road facilities by the Indiana  
16 department of transportation under IC 8-15-2 and are not subject  
17 to subsection (a) when operated on a toll road facility.

18 (5) For purposes of a heavy duty vehicle that is equipped with an  
19 auxiliary power unit, the weight limitations provided in  
20 subsection (a) are increased by four hundred (400) pounds.

21 (6) For purposes of a vehicle that uses natural gas as a motor fuel  
22 **or is powered primarily by means of electric battery power**,  
23 the weight limitations provided in subsection (a) are increased  
24 by two thousand (2,000) pounds.

25 (c) The greater of the weight limits imposed under subsection (a)  
26 or this subsection applies to vehicles operated upon a highway. The  
27 weight limits in effect on January 4, 1975, for any highway that is not  
28 designated as a heavy duty highway under IC 9-20-5 are the following:

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

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

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

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

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



6 (1) has a gross vehicle weight rating greater than eight thousand  
7 five hundred (8,500) pounds; and  
8 (2) is powered by a diesel engine.

9       16. 10. IC 9-20-6-2, AS AMENDED BY P.L.182-2009(ss), SECTION  
10      290, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY  
11      1, 2026]: Sec. 2. (a) The Indiana department of transportation or local  
12      authority that:

13 (1) has jurisdiction over a highway or street; and  
14 (2) is responsible for the repair and maintenance of the highway  
15 or street;

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

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

24 (1) exceeds the maximum length limitation under this chapter;  
25 and

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

29 (c) A permit may be issued under this section for the following:

32 (2) A definite time not exceeding thirty (30) days.

33 (3) A ninety (90) day period

34 (4) A one (1) year period.

35 (d) This subsection applies to the transportation of ocean going  
36 containers that:

37 (1) have been sealed at the place of origin and have not been  
38 opened except by an agent of the federal government that may  
39 inspect the contents; and  
40 (2) are being transported to or from a distribution facility.

40 (2) are being transported to or from a distribution facility.  
41 The total gross weight, with load of a vehicle or combination of  
42 vehicles transporting an ocean going container may not exceed

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1       ninety-five thousand (95,000) pounds. A permit issued under this  
 2       section must be issued on an annual basis. A permit issued under this  
 3       subsection may not impose a limit on the number of movements  
 4       generated by the applicant or operator of a vehicle granted a permit  
 5       under this subsection.

6       17. 11. IC 32-19.5 IS ADDED TO THE INDIANA CODE AS A  
 7       NEW ARTICLE TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
 8       2026]:

9       **ARTICLE 19.5. DESCRIBING REAL PROPERTY;  
 10      INDIANA PLANE COORDINATE SYSTEM**

11      **Chapter 1. Applicability and Definitions**

12      **Sec. 1. Nothing in this article prohibits a person from using:**  
 13       **(1) the most recent or a prior version of the SPCS established  
 14       by the NGS; or**

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

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

19      **Sec. 2. As used in this article, "INPCS" means the Indiana  
 20      Plane Coordinate System, as described in IC 32-19.5-2-1.**

21      **Sec. 3. As used in this article, "LDP" means low distortion  
 22      map projections and refers to a zone yielding minimized  
 23      differences between ground-measured horizontal distances and the  
 24      corresponding grid coordinate distances.**

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

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

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

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

34      **Chapter 2. Designation of the Indiana Plane Coordinate  
 35      System; Zones**

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

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



1       layer.

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

3       **(1) consists of a single zone, which is constituted by the total**

4       **area included in Indiana;**

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

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

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

8           **(C) emergency management and preparedness mapping;**

9           **and**

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

11           **(A) original, retracement, or route surveys, as described**

12           **in 865 IAC 1-12;**

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

14           **(C) the design and construction of large facilities or**

15           **massive civil infrastructure such as manufacturing**

16           **plants, bridges, and dams.**

17       **(c) The multizone layer:**

18       **(1) consists of multiple LDP zones that are constituted by the**

19       **areas included in individual counties or specified groups of**

20       **counties; and**

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

22           **(A) original, retracement, or route surveys, as described**

23           **in 865 IAC 1-12;**

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

25           **(C) the design and construction of large facilities or**

26           **massive civil infrastructure such as manufacturing**

27           **plants, bridges, and dams; and**

28           **(D) city or county geographic information systems.**

29       **Sec. 3. The use of the term "Indiana Plane Coordinate**

30       **System" or INPCS on any map, report of survey, or other**

31       **document must be limited to coordinates based on the INPCS as**

32       **described in this article.**

33       **Chapter 3. Coordinates; Geodetic Control; Recording**

34       **Requirements**

35       **Sec. 1. (a) The plane coordinates of a point to be used in**

36       **expressing the geographic position or location of the point in the**

37       **appropriate zone of the INPCS must consist of two (2) distances,**

38       **expressed in feet and decimals of a foot or meters and decimals of**

39       **a meter. When a value is expressed in feet, it must be expressed in**

40       **international feet (1 foot = 0.3048 meters).**

41       **(b) The distance described in subsection (a) that gives the**

42       **distance east of the Y axis is the "east or x-coordinate". The**

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1       **distance described in subsection (a) that gives the distance north of**  
 2       **the X axis is the "north or y-coordinate".**

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

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

14       **Sec. 3. Coordinates based on the Indiana coordinate system of**  
 15       **1927 (as described in IC 32-19), the Indiana coordinate system of**  
 16       **1983 (as described in IC 32-19), the INPCS, or any other**  
 17       **coordinate system published by an agency of the federal**  
 18       **government or the state, including the Indiana Geospatial**  
 19       **Coordinate System, purporting to define the position of a point on**  
 20       **a land boundary map may not be presented to be recorded in any**  
 21       **public land records or deed records unless the recording document**  
 22       **contains the following:**

23       **(1) The method used to relate the coordinates to the NSRS.**  
 24       **(2) The name and zone of the coordinate system, including**  
 25       **the following metadata:**

26       **(A) Reference frame or datum.**  
 27       **(B) Datum realization.**  
 28       **(C) Epoch.**  
 29       **(D) Units.**

30       **Sec. 4. The official geodetic datums to which geodetic**  
 31       **coordinates are referenced within Indiana must be as defined for**  
 32       **the NSRS.**

33       **Chapter 4. Descriptions of Land Using the Indiana Plane**  
 34       **Coordinate System**

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

37       **(1) must be named; and**  
 38       **(2) in any land description in which it is used, must be**  
 39       **designated by the official name promulgated by the National**  
 40       **Oceanic and Atmospheric Administration's NGS.**

41       **Sec. 2. When a tract of land to be defined by a single**  
 42       **description extends from one (1) zone into other adjacent zones, the**



1       **positions of all points on the boundaries of the tract being defined**  
2       **must be referred to by the zone that is specifically named in the**  
3       **description.**

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

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

12       **(1) the description by coordinates must be construed as**  
13       **supplemental to the basic description of the subdivision, line,**  
14       **or corner contained in the official plats and field notes filed**  
15       **of record; and**

16       **(2) in the event of any conflict, the description by reference**  
17       **to the subdivision, line, or corner of the United States land**  
18       **surveys, other original pertinent surveys, or subdivisions**  
19       **prevails over the description by coordinates.**

20       **18. 12. IC 34-30-2.1-87.2 IS ADDED TO THE INDIANA CODE AS**  
21       **A NEW SECTIONLS6725 TO READ AS FOLLOWS [EFFECTIVE**  
22       **JULY 1, 2026]: Sec. 87.2. IC 8-23-2-12.7 (Concerning contractors**  
23       **providing construction engineering inspection services to the**  
24       **Indiana department of transportation).**

25       **SECTION 19. An emergency is declared for this act.**

