
ENGROSSED
SENATE BILL No. 179

AM017913 has been incorporated into February 16, 2026 printing.

Synopsis: Indiana department of transportation.

M
e
r
g
e
d

ES 179—LS 6725/DI 137



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

February 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.

M
e
r
g
e
d

ENGROSSED 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 5-30-2-3 IS ADDED TO THE INDIANA CODE
- 2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
- 3 1, 2023 (RETROACTIVE)]: **Sec. 3. A contract may not be awarded**
- 4 **under this article to a progressive design-builder (as defined in**
- 5 **IC 8-23-9.5-10).**
- 6 SECTION 2. IC 6-3.5-4-2, AS AMENDED BY P.L.173-2025,
- 7 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 8 UPON PASSAGE]: Sec. 2. (a) An adopting entity of any county may,
- 9 subject to the limitation imposed by subsection (e), adopt an ordinance
- 10 to impose a county vehicle excise tax in accordance with this chapter
- 11 on each vehicle that is subject to the vehicle excise tax under IC 6-6-5
- 12 and that is registered in the county. **However, a county may not after**
- 13 **December 31, 2026, impose a county vehicle excise tax on a vehicle**
- 14 **that is registered in an adopting municipality (as defined in**
- 15 **IC 6-3.5-10-1) in which a municipal vehicle excise tax is in effect.**
- 16 (b) If a county does not use a transportation asset management
- 17 plan approved by the Indiana department of transportation, the

ES 179—LS 6725/DI 137



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

- 1 adopting entity of the county may impose the surtax either:
- 2 (1) at a rate of not less than two percent (2%) nor more than ten
- 3 percent (10%); or
- 4 (2) at a specific amount of at least seven dollars and fifty cents
- 5 (\$7.50) and not more than twenty-five dollars (\$25).
- 6 However, the surtax on a vehicle may not be less than seven dollars and
- 7 fifty cents (\$7.50). The adopting entity shall state the surtax rate or
- 8 amount in the ordinance which imposes the tax.
- 9 (c) Except as provided in subsection (i), if a county uses a
- 10 transportation asset management plan approved by the Indiana
- 11 department of transportation, the adopting entity of the county may
- 12 impose the surtax either:
- 13 (1) at a rate of at least two percent (2%) and not more than
- 14 twenty percent (20%); or
- 15 (2) at a specific amount of at least seven dollars and fifty cents
- 16 (\$7.50) and not more than fifty dollars (\$50).
- 17 However, the surtax on a vehicle may not be less than seven dollars and
- 18 fifty cents (\$7.50). The adopting entity shall state the surtax rate or
- 19 amount in the ordinance that imposes the tax.
- 20 (d) Subject to the limits and requirements of this section and
- 21 except as provided in IC 6-6-5-0.5(2), the adopting entity may do any
- 22 of the following:
- 23 (1) Impose the county vehicle excise tax at the same rate or
- 24 amount on each vehicle that is subject to the tax.
- 25 (2) Impose the county vehicle excise tax on vehicles subject to
- 26 the tax at one (1) or more different rates based on the class of
- 27 vehicle listed in IC 6-6-5-2(a).
- 28 (e) The adopting entity may not adopt an ordinance to impose the
- 29 surtax unless it concurrently adopts an ordinance under IC 6-3.5-5 to
- 30 impose the wheel tax.
- 31 (f) Notwithstanding any other provision of this chapter or
- 32 IC 6-3.5-5, ordinances adopted by a county council before June 1,
- 33 2013, to impose or change the county vehicle excise tax and the annual
- 34 wheel tax in the county remain in effect until the ordinances are
- 35 amended or repealed under this chapter or IC 6-3.5-5.
- 36 (g) Except as provided under section 7.5 of this chapter (before its
- 37 expiration on December 31, 2023) and subject to subsection (h), a
- 38 county vehicle excise tax imposed by this chapter for a vehicle is due
- 39 and shall be paid each year at the time the vehicle is registered.
- 40 (h) If the county vehicle excise tax imposed by this chapter was
- 41 not paid for one (1) or more preceding years, the bureau may collect
- 42 only the county vehicle excise tax imposed by this chapter for the:

M
e
r
g
e
d

ES 179—LS 6725/DI 137



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

- 1 (1) registration year immediately preceding the current
- 2 registration year;
- 3 (2) current registration year; and
- 4 (3) registration year immediately following the current
- 5 registration year.

6 (i) Beginning July 1, 2025, if a county containing a consolidated
 7 city uses a transportation asset management plan approved by the
 8 Indiana department of transportation, the adopting entity of the county
 9 may impose the surtax either:

- 10 (1) at a rate of at least two percent (2%) and not more than
- 11 twenty percent (20%); or
- 12 (2) at a specific amount of at least seven dollars and fifty cents
- 13 (\$7.50) and not more than one hundred fifty dollars (\$150).

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

17 **(j) To be eligible for a distribution under IC 8-23-30-2(k), a**
 18 **county must adopt a county vehicle excise tax and a county wheel**
 19 **tax, as provided in IC 6-3.5-5-2, not later than:**

- 20 **(1) for the distribution made in 2026, May 1, 2026; and**
- 21 **(2) for a distribution made in a subsequent year, September**
 22 **1 of the prior calendar year.**

23 SECTION 3. IC 6-3.5-4-3, AS AMENDED BY P.L.178-2019,
 24 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 25 UPON PASSAGE]: Sec. 3. **(a)** If an adopting entity adopts an
 26 ordinance imposing the surtax after December 31 but before September
 27 1 of the following year, a ~~vehicle is subject to the tax if it is registered~~
 28 ~~in the county surtax applies~~ after December 31 of the year in which
 29 the ordinance is adopted. If an adopting entity adopts an ordinance
 30 imposing the surtax after August 31 but before the following January
 31 1, a ~~vehicle is subject to the tax if it is registered in the county surtax~~
 32 ~~applies~~ after December 31 of the year following the year in which the
 33 ordinance is adopted. However, in the first year the surtax is effective,
 34 the surtax does not apply to the registration of a vehicle for the
 35 registration year that commenced in the calendar year preceding the
 36 year the surtax is first effective.

37 **(b) If an adopting entity received a distribution under**
 38 **IC 8-23-30-2(k) in the prior calendar year, the adopting entity must**
 39 **provide a copy of the adopted ordinance to the bureau of motor**
 40 **vehicles not later than May 1 of the subsequent year.**

41 SECTION 4. IC 6-3.5-4-4, AS AMENDED BY P.L.178-2019,
 42 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

M
e
r
g
e
d



1 UPON PASSAGE]: Sec. 4. (a) After January 1 but before September
2 1 of any year, the adopting entity may, subject to the limitations
3 imposed by subsection (b), adopt an ordinance to rescind the surtax. If
4 the adopting entity adopts such an ordinance, the surtax does not apply
5 to a vehicle registered after December 31 of the year the ordinance is
6 adopted.

7 (b) The adopting entity may not adopt an ordinance to rescind the
8 surtax unless it concurrently adopts an ordinance under IC 6-3.5-5 to
9 rescind the wheel tax. In addition, the adopting entity may not adopt an
10 ordinance to rescind the surtax if:

11 (1) any portion of a loan obtained by the county under IC 8-14-8
12 is unpaid; or

13 (2) any bonds issued by the county under IC 8-14-9 are
14 outstanding.

15 (c) **An adopting entity must provide the bureau of motor
16 vehicles with an ordinance adopted under this section not later
17 than:**

18 **(1) for an ordinance adopted before May 1, 2026, not later
19 than May 1, 2026; and**

20 **(2) for an ordinance adopted after April 30, 2026, not later
21 than September 1 of the year the ordinance is adopted.**

22 SECTION 5. IC 6-3.5-4-6, AS AMENDED BY P.L.178-2019,
23 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
24 JULY 1, 2026]: Sec. 6. (a) If an adopting entity adopts an ordinance to
25 impose, rescind, or change the rate or amount of the surtax, the
26 adopting entity shall send a copy of the ordinance, and, if applicable,
27 a copy of the letter from the Indiana department of transportation
28 approving the adopting entity's transportation asset management plan,
29 to the bureau of motor vehicles on or before September 1, to be
30 effective January 1 of the following calendar year.

31 (b) An adopting entity shall submit all copies under subsection (a)
32 in a manner prescribed by the bureau of motor vehicles.

33 (c) **To be eligible for a distribution under IC 8-23-30-2(k), an
34 adopting entity must provide the bureau of motor vehicles with a
35 copy of the adopting entity's approved transportation asset
36 management plan not later than:**

37 **(1) for the distribution made in 2026, May 1, 2026; and**

38 **(2) for a distribution made in a subsequent year, September
39 1 of the prior calendar year.**

40 SECTION 6. IC 6-3.5-4-13, AS AMENDED BY P.L.146-2016,
41 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
42 UPON PASSAGE]: Sec. 13. (a) In the case of a county that does not

M
e
r
g
e
d



1 contain a consolidated city of the first class, the county treasurer shall
 2 deposit the surtax revenues in a fund to be known as the " _____
 3 County Surtax Fund".

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

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

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

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

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

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

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

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

33 SECTION 7. IC 6-3.5-5-2, AS AMENDED BY P.L.173-2025,
 34 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 35 UPON PASSAGE]: Sec. 2. (a) The adopting entity of any county may,
 36 subject to the limitation imposed by subsection (b), adopt an ordinance
 37 to impose a county wheel tax in accordance with this chapter on each
 38 vehicle that:

39 (1) is included in one (1) of the classes of vehicles listed in
 40 section 3 of this chapter;

41 (2) is not exempt from the wheel tax under section 4 of this
 42 chapter; and

ES 179—LS 6725/DI 137



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

M
e
r
g
e
d

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

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

9 (c) The adopting entity may impose the wheel tax at a different
10 rate for each of the classes of vehicles listed in section 3 of this chapter.
11 In addition, the adopting entity may establish different rates within the
12 classes of buses, semitrailers, trailers, tractors, and trucks based on
13 weight classifications of those vehicles that are established by the
14 bureau of motor vehicles for use throughout Indiana. Except as
15 otherwise provided in subsection (f), the wheel tax rate for a particular
16 class or weight classification of vehicles:

17 (1) may not be less than five dollars (\$5) and may not exceed
18 forty dollars (\$40), if the county does not use a transportation
19 asset management plan approved by the Indiana department of
20 transportation; or

21 (2) may not be less than five dollars (\$5) and may not exceed
22 eighty dollars (\$80), if the county uses a transportation asset
23 management plan approved by the Indiana department of
24 transportation.

25 The adopting entity shall state the initial wheel tax rates in the
26 ordinance that imposes the tax.

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

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

33 (1) registration year immediately preceding the current
34 registration year;

35 (2) current registration year; and

36 (3) registration year immediately following the current
37 registration year.

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

M
e
r
g
e
d



1 SECTION 8. IC 6-3.5-5-5, AS AMENDED BY P.L.218-2017,
 2 SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 3 UPON PASSAGE]: Sec. 5. If an adopting entity adopts an ordinance
 4 imposing the wheel tax after December 31 but before September 1 of
 5 the following year, a ~~vehicle described in section 2(a) of this chapter~~
 6 ~~is subject to the wheel tax if it is registered in the county~~ **applies** after
 7 December 31 of the year in which the ordinance is adopted. If an
 8 adopting entity adopts an ordinance imposing the wheel tax after
 9 August 31 but before the following January 1, a ~~vehicle described in~~
 10 ~~section 2(a) of this chapter~~ ~~is subject to the wheel tax if it is registered~~
 11 ~~in the county~~ **applies** after December 31 of the year following the year
 12 in which the ordinance is adopted. However, in the first year the tax is
 13 effective, the tax does not apply to the registration of a motor vehicle
 14 for the registration year that commenced in the calendar year preceding
 15 the year the tax is first effective.

16 SECTION 9. IC 6-3.5-5-15, AS AMENDED BY P.L.146-2016,
 17 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 18 UPON PASSAGE]: Sec. 15. (a) In the case of a county that does not
 19 contain a consolidated city, the county treasurer shall deposit the wheel
 20 tax revenues in a fund to be known as the "County Wheel Tax Fund".

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

29 **(1) the population of a city or town that is an adopting**
 30 **municipality in which a municipal wheel tax is in effect is**
 31 **considered to be zero (0);**

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

35 **(3) the allocation to a city or town that is an adopting**
 36 **municipality in which a municipal wheel tax is in effect is**
 37 **zero dollars (\$0).**

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

ES 179—LS 6725/DI 137



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

M
e
r
g
e
d

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

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

5 (2) as a contribution to an authority established under
6 IC 36-7-23; or

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

10 SECTION 10. IC 8-14-1-4, AS AMENDED BY P.L.173-2025,
11 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
12 JULY 1, 2026]: Sec. 4. (a) The funds allocated to the respective
13 counties of the state from the motor vehicle highway account shall
14 annually be budgeted as provided by law, and, when distributed shall
15 be used for construction, reconstruction, preservation, and maintenance
16 of the highways of the respective counties, including highways which
17 traverse the streets of incorporated towns, the cost of the repair and
18 maintenance of which prior to the tenth day of September, 1932, was
19 paid from the county gravel road repair fund excepting where the
20 department is charged by law with the maintenance or construction of
21 any such highway so traversing such streets. Subject to subsection (b),
22 any surplus existing in the funds at the end of the year shall thereafter
23 continue as a part of the highway funds of the said counties and shall
24 be rebudgeted and used as already provided in this chapter. The
25 purchase, rental and repair of highway equipment, painting of bridges
26 and acquisition of grounds for erection and construction of storage
27 buildings, acquisition of rights of way and the purchase of fuel oil, and
28 supplies necessary to the performance of construction, reconstruction,
29 preservation, and maintenance of highways, shall be paid out of the
30 highway account of the various counties.

31 (b) Except as provided in subsection (c) and section 4.1 of this
32 chapter, for funds distributed to a county from the motor vehicle
33 highway account, the county shall use at least fifty percent (50%) of the
34 money for the construction, reconstruction, and preservation of the
35 county's highways.

36 (c) This subsection applies to a county containing a consolidated
37 city. For funds distributed to a county from the motor vehicle highway
38 account, the county shall use at least sixty-five percent (65%) of the
39 money for the construction, reconstruction, and preservation of the
40 county's highways.

41 (d) **A county, including a county containing a consolidated city,**
42 **may not budget or designate any funds that are distributed to the**

M
e
r
g
e
d

ES 179—LS 6725/DI 137



1 **county from the motor vehicle highway account for a project to be**
 2 **selected by an individual member of the county fiscal body.**

3 SECTION 11. IC 8-14-2-4, AS AMENDED BY P.L.9-2024,
 4 SECTION 292, IS AMENDED TO READ AS FOLLOWS
 5 [EFFECTIVE JULY 1, 2026]: Sec. 4. (a) The state comptroller shall
 6 establish a special account to be called the "local road and street
 7 account" and credit this account monthly with thirty-seven percent
 8 (37%) of the money deposited in the highway, road and street fund.

9 (b) The state comptroller shall distribute to units of local
 10 government money from this account each month. Before making any
 11 other distributions under this chapter, the state comptroller shall
 12 distribute E85 incentive payments to all political subdivisions entitled
 13 to a payment under section 8 of this chapter.

14 (c) After distributing E85 incentive payments required under
 15 section 8 of this chapter, the state comptroller shall allocate to each
 16 county the remaining money in this account on the basis of the ratio of
 17 each county's passenger car registrations to the total passenger car
 18 registrations of the state. The state comptroller shall further determine
 19 the suballocation between the county and the cities within the county
 20 as follows:

21 (1) In counties having a population of more than fifty thousand
 22 (50,000), sixty percent (60%) of the money shall be distributed
 23 on the basis of the population of the city or town as a percentage
 24 of the total population of the county and forty percent (40%)
 25 distributed on the basis of the ratio of city and town street
 26 mileage to county road mileage.

27 (2) In counties having a population of fifty thousand (50,000) or
 28 less, twenty percent (20%) of the money shall be distributed on
 29 the basis of the population of the city or town as a percentage of
 30 the total population of the county and eighty percent (80%)
 31 distributed on the basis of the ratio of city and town street
 32 mileage to county road mileage.

33 (3) For the purposes of allocating funds as provided in this
 34 section, towns which become incorporated as a town between the
 35 effective dates of decennial censuses shall be eligible for
 36 allocations upon the effectiveness of a corrected population
 37 count for the town under IC 1-1-3.5.

38 (4) Money allocated under the provisions of this section to
 39 counties containing a consolidated city shall be credited or
 40 allocated to the department of transportation of the consolidated
 41 city.

42 (d) Each month the state comptroller shall inform the department

M
e
r
g
e
d

ES 179—LS 6725/DI 137



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

1 of the amounts allocated to each unit of local government from the
2 local road and street account.

3 **(e) A county, including a county containing a consolidated city,**
4 **may not budget or designate any funds that are distributed to the**
5 **county from the local road and street account for a project to be**
6 **selected by an individual member of the county fiscal body.**

7 SECTION 12. IC 8-23-2-6.1 IS ADDED TO THE INDIANA
8 CODE AS A NEW SECTION TO READ AS FOLLOWS
9 [EFFECTIVE JULY 1, 2026]: **Sec. 6.1. (a) The department may**
10 **assume the responsibilities of the United States Department of**
11 **Transportation with respect to the United States Department of**
12 **Transportation's duties under the federal National Environmental**
13 **Policy Act of 1969 (42 U.S.C. 4321 et seq.) and other federal**
14 **environmental laws. The department may:**

15 **(1) assume responsibility under 23 U.S.C. 326 and 23 U.S.C.**
16 **327; and**

17 **(2) enter into one (1) or more agreements, including**
18 **memoranda of understanding, with the United States**
19 **Department of Transportation related to:**

20 **(A) designating categorical exclusions from federally**
21 **required environmental assessments or impact**
22 **statements for highway projects, as provided in 23**
23 **U.S.C. 326; and**

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

28 **(b) Except as provided in subsection (c), the department**
29 **waives its immunity from civil liability, including immunity from**
30 **suit in federal court, and consents to the jurisdiction of the federal**
31 **courts over its civil liability with regard to the compliance,**
32 **discharge, or enforcement of the responsibilities assumed by the**
33 **department under subsection (a).**

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

38 **(d) The department may adopt rules under IC 4-22-2 to**
39 **implement this section. The department may adopt the relevant**
40 **federal environmental standards as the standards for a program**
41 **described in subsection (a)(2).**

42 SECTION 13. IC 8-23-9.5-0.1 IS ADDED TO THE INDIANA

M
e
r
g
e
d



1 CODE AS A NEW SECTION TO READ AS FOLLOWS
2 [EFFECTIVE JULY 1, 2023 (RETROACTIVE)]: **Sec. 0.1. It is the**
3 **intent of the general assembly that this chapter applies only to a**
4 **contract for the delivery of a project of the department. This**
5 **chapter does not apply to a contract for the delivery of a project of**
6 **a public agency (as defined in IC 5-30-1-11).**

7 SECTION 14. IC 8-23-9.5-18, AS ADDED BY P.L.60-2023,
8 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
9 JULY 1, 2026]: Sec. 18. (a) Upon approval of the final scoring of the
10 CMGCs or the PDBs by the commissioner, the department shall enter
11 into negotiations with the CMGC or PDB with the highest score as
12 determined under section 17 of this chapter for a contract.

13 (b) If the department is unable to negotiate a contract with the
14 person with the highest score for an amount of compensation that the
15 department and the person determine to be fair and reasonable, the
16 department shall terminate negotiations with that person. The
17 department or its authorized representative may then undertake
18 negotiations with the person with the next highest score and continue
19 in this manner until an agreement is reached or until a determination
20 is made by the department to reject all proposals submitted under this
21 chapter.

22 (c) If the department does not receive at least two (2) proposals,
23 the department may not enter into a contract under this chapter.

24 (d) The department may only enter into a contract for services
25 under this chapter for not more than ~~two (2)~~ **five (5)** projects each
26 calendar year.

27 SECTION 15. IC 8-23-23-6, AS ADDED BY P.L.173-2025,
28 SECTION 25, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
29 JULY 1, 2026]: Sec. 6. The commissioner shall ensure that the
30 department makes information available to county boards of
31 commissioners and county highway departments about funding from
32 federal and private sources that might be available to the counties for
33 projects involving the reconstruction or replacement of low water
34 crossings (as defined in ~~IC 8-23-30-1(d)~~, **IC 8-23-30-1(e)**), including
35 the following:

- 36 (1) The federal Surface Transportation Block Grant Program (23
37 U.S.C. 133).
- 38 (2) The United States Fish and Wildlife Service.

39 SECTION 16. IC 8-23-30-1, AS AMENDED BY P.L.173-2025,
40 SECTION 26, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
41 JULY 1, 2026]: Sec. 1. (a) As used in this chapter, "eligible project"
42 means either of the following:

M
e
r
g
e
d



- 1 (1) A project:
- 2 (A) that is undertaken by a local unit;
- 3 (B) that repairs or increases the capacity of local roads and
- 4 bridges; and
- 5 (C) that is part of the local unit's transportation asset
- 6 management plan.
- 7 (2) A project that:
- 8 (A) is undertaken by a local unit; and
- 9 (B) reduces the risk to human life from low water crossings.
- 10 **(b) As used in this chapter, "enhanced asset management**
- 11 **plan" refers to a data driven asset management plan adopted by a**
- 12 **local unit that:**
- 13 **(1) is designed to maximize the lifecycle performance and**
- 14 **cost effective management of the entire network of**
- 15 **transportation assets for which the local unit is responsible;**
- 16 **(2) inventories all streets or road segments within the local**
- 17 **unit's transportation network, including sufficient detail to**
- 18 **support network-level and segment-level analysis;**
- 19 **(3) includes objective, repeatable condition assessments for**
- 20 **each street or road segment using the Pavement Surface**
- 21 **Evaluation and Rating (PASER) system or another**
- 22 **pavement condition rating methodology approved by the**
- 23 **department;**
- 24 **(4) incorporates measures of roadway deterioration,**
- 25 **roughness, surface distress, or other physical characteristics**
- 26 **approved by the department relevant to pavement**
- 27 **performance and remaining service life;**
- 28 **(5) concatenates geospatial data with the asset condition or**
- 29 **rating data of each street or segment;**
- 30 **(6) is used by the local unit to prioritize maintenance,**
- 31 **preservation, rehabilitation, and reconstruction activities in**
- 32 **a manner intended to extend asset service life and minimize**
- 33 **long term lifecycle costs across the entire transportation**
- 34 **network;**
- 35 **(7) is updated at intervals established by the department to**
- 36 **ensure the ongoing accuracy and usefulness of the data for**
- 37 **lifecycle management purposes, but not less than once every**
- 38 **year; and**
- 39 **(8) makes the concatenated geospatial data and asset**
- 40 **condition or rating data available for access and display on**
- 41 **both the local unit's website, and the website maintained by**
- 42 **the local technical assistance program.**

M
e
r
g
e
d



- 1 **(b) (c)** As used in this chapter, "fund" refers to the local road and
- 2 bridge matching grant fund established by section 2 of this chapter.
- 3 **(c) (d)** As used in this chapter, "local unit" means a county or
- 4 municipality.
- 5 **(d) (e)** As used in this chapter, "low water crossing" means a
- 6 public road waterway crossing:
- 7 (1) other than a bridge where construction improvements have
- 8 been made in the stream, river, or lake bed to provide a firm
- 9 surface for vehicles to travel across the water course; and
- 10 (2) that is designed and constructed to be passable to traffic most
- 11 of the year during periods of ordinary stream flow but is
- 12 impassable to traffic during periods of high water.
- 13 **(e) (f)** As used in this chapter, "transportation asset management
- 14 plan" includes planning for drainage systems and rights-of-way that
- 15 affect transportation assets.
- 16 **(f) (g)** As used in this chapter, "wheel tax" means the tax imposed
- 17 in an ordinance adopted under:
- 18 (1) IC 6-3.5-5, in the case of a county; and
- 19 (2) IC 6-3.5-11, in the case of a municipality.
- 20 SECTION 17. IC 8-23-30-2, AS AMENDED BY P.L.173-2025,
- 21 SECTION 28, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 22 UPON PASSAGE]: Sec. 2. (a) The local road and bridge matching
- 23 grant fund is established to provide matching grants to local units for
- 24 eligible projects.
- 25 (b) The department shall administer the fund.
- 26 (c) The fund consists of the following:
- 27 (1) Appropriations by the general assembly.
- 28 (2) Interest deposited in the fund under subsection (d).
- 29 (3) Money deposited in or transferred to the fund from any other
- 30 source.
- 31 (d) The treasurer of state shall invest money in the fund not
- 32 currently needed to meet the obligations of the fund in the same
- 33 manner as other public money may be invested. Interest that accrues
- 34 from these investments shall be deposited in the fund.
- 35 (e) Money in the fund at the end of a state fiscal year does not
- 36 revert to the state general fund.
- 37 (f) Not later than June 1, 2025, the department shall report to the
- 38 state comptroller the amount of matching grants awarded by the
- 39 department from the fund in the state fiscal year beginning July 1,
- 40 2024, and ending June 30, 2025, that the department will not distribute
- 41 before July 1, 2025.
- 42 (g) The state comptroller shall determine the balance of the money

M
e
r
g
e
d



1 in the fund on June 15, 2025, and on June 15 of each year thereafter.
 2 After determining the balance of money in the fund under this
 3 subsection, the money in the fund must be allocated in accordance with
 4 subsection (h), transferred in accordance with subsections (i) and (j),
 5 and distributed in accordance with subsection (k).

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

8 (1) On June 30, 2025, the department must allocate the total of
 9 the amount determined under subsection (f) plus one hundred
 10 million dollars (\$100,000,000) of money in the fund to make
 11 matching grants in the state fiscal year beginning July 1, 2025,
 12 and ending June 30, 2026, to all local units. The department may
 13 not award more than ~~one hundred million dollars (\$100,000,000)~~
 14 **one hundred seventy-five million dollars (\$175,000,000)** of
 15 matching grants in the state fiscal year beginning July 1, 2025,
 16 and ending June 30, 2026. **The department may not award a**
 17 **local unit more than one (1) matching grant in the state fiscal**
 18 **year beginning July 1, 2025, and ending June 30, 2026.**

19 (2) On June 30, 2026, and June 30 of each year thereafter, the
 20 department must allocate the first one hundred million dollars
 21 (\$100,000,000) of money in the fund to make matching grants in
 22 the next state fiscal year to all local units.

23 (i) After the department allocates the money in the fund under
 24 subsection (h), the state comptroller shall make the following five (5)
 25 transfers:

26 (1) On June 30, 2026, a transfer of:
 27 (A) to the state general fund, the total amount of the state
 28 tax credits certified for 2025 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 (2) On June 30, 2027, a transfer of:
 37 (A) to the state general fund, the total amount of the state
 38 tax credits certified for 2026 by the department of state
 39 revenue under IC 6-3.1-38.1-8(c); and

40 (B) to the department, an amount equal to twenty million
 41 dollars (\$20,000,000) minus the amount under clause (A)
 42 for deposit in the state highway road construction and

M
e
r
g
e
d



- 1 improvement fund established under IC 8-14-10 for the
- 2 department's use in financing a railroad crossing upgrade
- 3 project as described in IC 8-14.5-8.
- 4 (3) On June 30, 2028, a transfer of:
- 5 (A) to the state general fund, the total amount of the state
- 6 tax credits certified for 2027 by the department of state
- 7 revenue under IC 6-3.1-38.1-8(c); and
- 8 (B) to the department, an amount equal to twenty million
- 9 dollars (\$20,000,000) minus the amount under clause (A)
- 10 for deposit in the state highway road construction and
- 11 improvement fund established under IC 8-14-10 for the
- 12 department's use in financing a railroad crossing upgrade
- 13 project as described in IC 8-14.5-8.
- 14 (4) On June 30, 2029, a transfer of twenty million dollars
- 15 (\$20,000,000) to the department for deposit in the state highway
- 16 road construction and improvement fund established under
- 17 IC 8-14-10 for the department's use in financing a railroad
- 18 crossing upgrade project as described in IC 8-14.5-8.
- 19 (5) On June 30, 2030, a transfer of twenty million dollars
- 20 (\$20,000,000) to the department for deposit in the state highway
- 21 road construction and improvement fund established under
- 22 IC 8-14-10 for the department's use in financing a railroad
- 23 crossing upgrade project as described in IC 8-14.5-8.
- 24 (j) Beginning on June 30, 2027, and on June 30 of each year
- 25 thereafter, **until the consolidated city is no longer able to match the**
- 26 **distribution as required under this subsection**, after the department
- 27 allocates the money under subsection (h) and the state comptroller
- 28 makes a transfer under subsection (i), when applicable, the state
- 29 comptroller shall transfer fifty million dollars (\$50,000,000) of money
- 30 in the fund to the consolidated city in Marion County for the
- 31 construction, reconstruction, and preservation of the consolidated city's
- 32 local streets (as defined in IC 8-14-2-1(9)). The consolidated city in
- 33 Marion County shall not use these revenues for ~~(1)~~ reducing the
- 34 capacity of existing roads and streets, **or for** ~~(2)~~ greenways, ~~(3)~~ bike
- 35 lanes, ~~(4)~~ bike trails, **and or** ~~(5)~~ sidewalks. ~~One hundred percent~~
- 36 ~~(100%) of the~~ **The** money distributed to the consolidated city under this
- 37 subsection shall be matched with an appropriation by the consolidated
- 38 city. **The city in an amount according to the following:**
- 39 **(1) For the June 30, 2027, distribution, fifty million dollars**
- 40 **(\$50,000,000).**
- 41 **(2) For the June 30, 2028, distribution, seventy million**
- 42 **dollars (\$70,000,000).**

M
e
r
g
e
d



- 1 **(3) For the June 30, 2029, distribution, eighty million dollars**
- 2 **(\$80,000,000).**
- 3 **(4) For the June 30, 2030, distribution, ninety million dollars**
- 4 **(\$90,000,000).**
- 5 **(5) For the June 30, 2031, distribution, and for each**
- 6 **distribution thereafter, one hundred million dollars**
- 7 **(\$100,000,000).**

8 **The appropriation required under this subsection must be new revenue**
 9 **each year** and may not include revenue allocated to public safety
 10 purposes under IC 6-3.6-6 **or revenue that was previously used for**
 11 **a match under this subsection.**

12 (k) ~~Beginning~~ **On June 30, 2027, 2026, after the state**
 13 **comptroller makes a transfer under subsection (i),** and on June 30
 14 of each year thereafter, after the state comptroller makes a transfer
 15 under subsection (j), the state comptroller shall distribute the remainder
 16 of the money in the fund, as follows:

- 17 (1) To be eligible to receive a distribution under this subsection,
- 18 a local unit must have:
 - 19 (A) adopted a wheel tax **and vehicle excise tax;** and
 - 20 (B) provided the local technical assistance program at
 - 21 Purdue University with an updated transportation asset
 - 22 management plan within the last twelve (12) months.
- 23 (2) The distribution to a local unit eligible to receive a
- 24 distribution under subdivision (1) must be proportional to the
- 25 local unit's share of the total lane mileage for all local units
- 26 eligible to receive a distribution under subdivision (1). The
- 27 department shall provide to the state comptroller the total lane
- 28 mileage for purposes of making the distribution under this
- 29 subsection.

30 A local unit may use a distribution made under this subsection only for
 31 eligible projects. **A local unit that is eligible for a distribution under**
 32 **this subsection may receive a matching grant under this chapter,**
 33 **subject to the limits provided in section 3.5 of this chapter.**

34 (l) Money in the fund is continuously appropriated for the purpose
 35 of the fund.

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

- 40 (1) The department may distribute funds to a local unit that has
- 41 been approved for a grant under this chapter without budget
- 42 committee review.

M
e
r
g
e
d



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

4 SECTION 18. IC 8-23-30-3.5, AS ADDED BY P.L.173-2025,
5 SECTION 29, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
6 UPON PASSAGE]: Sec. 3.5. In each state fiscal year beginning after
7 June 30, ~~2027~~, **2026**, a local unit that receives a distribution under
8 section 2(k) of this chapter may ~~not apply~~ **be eligible** for a grant ~~from~~
9 **the local road and bridge matching grant fund described in under**
10 **section 2(h) of this chapter. The grant distribution amount may not**
11 **exceed the maximum amount in an amount that is greater than the**
12 **maximum grant amount** set under section 8 of this chapter minus the
13 amount the local unit received from a distribution under section 2(k) of
14 this chapter. **A distribution made under section 2(k) of this chapter**
15 **may limit the total amount a local unit is eligible to receive from**
16 **the local road and bridge grant matching grant under section 2(h)**
17 **of this chapter only for the calendar year in which the funds are**
18 **received.**

19 SECTION 19. IC 8-23-30-5, AS AMENDED BY P.L.173-2025,
20 SECTION 30, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
21 JULY 1, 2026]: Sec. 5. (a) In the evaluation of applications for grants
22 from the fund for projects described in section 1(a) of this chapter, the
23 department shall give preference to projects that are anticipated by the
24 department to have the greatest regional economic significance for the
25 region in which the local unit is located.

26 (b) **Notwithstanding subsection (a), the department may give**
27 **preference to projects submitted by local units that have submitted**
28 **enhanced asset management plans to the department and the local**
29 **technical assistance program at Purdue University.**

30 SECTION 20. IC 8-23-30-6, AS AMENDED BY P.L.173-2025,
31 SECTION 31, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
32 JULY 1, 2026]: Sec. 6. If the department approves a grant to a local
33 unit under this chapter, the required local matching amount by the local
34 unit is equal to the following applicable percentage of the total cost of
35 the eligible project:

- 36 (1) For a county applicant, the following:
37 (A) Fifty percent (50%), if the county has a population
38 greater than or equal to fifty-five thousand (55,000).
39 (B) Twenty percent (20%), if the county has a population of
40 less than fifty-five thousand (55,000).
41 (2) For a city or town applicant, the following:
42 (A) Fifty percent (50%), if the city or town has a population

M
e
r
g
e
d



1 greater than or equal to ~~ten thousand (10,000)~~: **twelve**
 2 **thousand five hundred (12,500)**.
 3 (B) Twenty percent (20%), if the city or town has a
 4 population of less than ~~ten thousand (10,000)~~: **twelve**
 5 **thousand five hundred (12,500)**.
 6 SECTION 21. IC 9-20-4-1, AS AMENDED BY P.L.198-2016,
 7 SECTION 339, IS AMENDED TO READ AS FOLLOWS
 8 [EFFECTIVE JULY 1, 2026]: Sec. 1. (a) Except as provided in
 9 subsections (b) and (c), a person may not operate or cause to be
 10 operated upon a highway a vehicle or combination of vehicles having
 11 weight in excess of one (1) or more of the following limitations:
 12 (1) The total gross weight, with load, in pounds of any vehicle or
 13 combination of vehicles may not exceed an overall gross weight
 14 on a group of two (2) or more consecutive axles produced by
 15 application of the following formula:
 16
$$W = 500 \{ [(LN) \div (N-1)] + 12N + 36 \}$$

 17 where W equals the overall gross weight on any group of two (2)
 18 or more consecutive axles to the nearest five hundred (500)
 19 pounds, L equals the distance in feet between the extreme of any
 20 group of two (2) or more consecutive axles, and N equals the
 21 number of axles in the group under consideration, except that
 22 two (2) consecutive sets of tandem axles may carry a gross load
 23 of thirty-four thousand (34,000) pounds each, providing the
 24 overall distance between the first and last axles of the
 25 consecutive sets of tandem axles is thirty-six (36) feet or more.
 26 The overall gross weight limit, calculated under this subdivision,
 27 may not exceed eighty thousand (80,000) pounds.
 28 (2) The weight concentrated on the roadway surface from any
 29 tandem axle group may not exceed the following:
 30 (A) Thirty-four thousand (34,000) pounds total weight.
 31 (B) Twenty thousand (20,000) pounds on an individual axle
 32 in a tandem group.
 33 (3) A vehicle may not have a maximum wheel weight, unladen
 34 or with load, in excess of eight hundred (800) pounds per inch
 35 width of tire, measured between the flanges of the rim or an axle
 36 weight in excess of twenty thousand (20,000) pounds.
 37 (b) The enforcement of weight limits under this section is subject
 38 to the following:
 39 (1) It is lawful to operate within the scope of a permit, under
 40 weight limitations established by the Indiana department of
 41 transportation and in effect on July 1, 1956, as provided in
 42 IC 9-20-6.

M
e
r
g
e
d



- 1 (2) It is lawful to operate or cause to be operated a vehicle or
- 2 combination of vehicles on a heavy duty highway or an extra
- 3 heavy duty highway designated by the Indiana department of
- 4 transportation if operated within the imposed limitations.
- 5 (3) Subsection (a) does not apply to any highway, road, street, or
- 6 bridge for which a lesser weight limit is imposed by local
- 7 authorities under IC 9-20-1-3 or IC 9-20-7-2. However, the local
- 8 authority may by appropriate action establish and designate a
- 9 county or city highway, road, or street or part of a highway, road,
- 10 or street as a heavy duty highway subject to the weight
- 11 limitations established under IC 9-20-5.
- 12 (4) Vehicles operated on toll road facilities are subject to rules
- 13 of weight adopted for toll road facilities by the Indiana
- 14 department of transportation under IC 8-15-2 and are not subject
- 15 to subsection (a) when operated on a toll road facility.
- 16 (5) For purposes of a heavy duty vehicle that is equipped with an
- 17 auxiliary power unit, the weight limitations provided in
- 18 subsection (a) are increased by four hundred (400) pounds.
- 19 (6) For purposes of a vehicle that uses natural gas as a motor fuel
- 20 **or is powered primarily by means of electric battery power,**
- 21 the weight limitations provided in subsection (a) are increased
- 22 by two thousand (2,000) pounds.
- 23 (c) The greater of the weight limits imposed under subsection (a)
- 24 or this subsection applies to vehicles operated upon a highway. The
- 25 weight limits in effect on January 4, 1975, for any highway that is not
- 26 designated as a heavy duty highway under IC 9-20-5 are the following:
- 27 (1) The total gross weight, with load, in pounds of a vehicle or
- 28 combination of vehicles may not exceed seventy-three thousand
- 29 two hundred eighty (73,280) pounds.
- 30 (2) The total weight concentrated on the roadway surface from
- 31 a tandem axle group may not exceed sixteen thousand (16,000)
- 32 pounds for each axle of a tandem assembly.
- 33 (3) A vehicle may not have a maximum wheel weight, unladen
- 34 or with load, in excess of eight hundred (800) pounds per inch
- 35 width of tire, measured between the flanges of the rim, or an axle
- 36 weight greater than eighteen thousand (18,000) pounds.
- 37 (d) For purposes of this section, "auxiliary power unit" means an
- 38 integrated system that:
- 39 (1) provides heat, air conditioning, engine warming, or
- 40 electricity to components on a heavy duty vehicle; and
- 41 (2) is certified by the administrator of the United States
- 42 Environmental Protection Agency under 40 CFR 89 as meeting

M
e
r
g
e
d



1 applicable emission standards.
 2 (e) For purposes of this section, "heavy duty vehicle" means a
 3 vehicle that:
 4 (1) has a gross vehicle weight rating greater than eight thousand
 5 five hundred (8,500) pounds; and
 6 (2) is powered by a diesel engine.
 7 SECTION 22. IC 9-20-6-2, AS AMENDED BY P.L.182-2009(ss),
 8 SECTION 290, IS AMENDED TO READ AS FOLLOWS
 9 [EFFECTIVE JULY 1, 2026]: Sec. 2. (a) The Indiana department of
 10 transportation or local authority that:
 11 (1) has jurisdiction over a highway or street; and
 12 (2) is responsible for the repair and maintenance of the highway
 13 or street;
 14 may, upon proper application in writing and upon good cause shown,
 15 grant a permit for transporting heavy vehicles and loads or other
 16 objects not conforming to this article, including a vehicle transporting
 17 an ocean going container, if the department or authority finds that other
 18 traffic will not be seriously affected and the highway or bridge will not
 19 be seriously damaged.
 20 (b) The permit granted under subsection (a) must authorize the
 21 operation of a tractor-semitrailer and load that:
 22 (1) exceeds the maximum length limitation under this chapter;
 23 and
 24 (2) is subject to regulation under this chapter;
 25 from one-half (1/2) hour before sunrise to one-half (1/2) hour after
 26 sunset.
 27 (c) A permit may be issued under this section for the following:
 28 (1) A single trip. **A permit issued under this subdivision is**
 29 **valid for five (5) days from the date it is issued. However, if**
 30 **a tractor-semitrailer and load require a law enforcement**
 31 **escort, a permit issued under this subdivision is valid for ten**
 32 **(10) days from the date it is issued.**
 33 (2) A definite time not exceeding thirty (30) days.
 34 (3) A ninety (90) day period.
 35 (4) A one (1) year period.
 36 (d) This subsection applies to the transportation of ocean going
 37 containers that:
 38 (1) have been sealed at the place of origin and have not been
 39 opened except by an agent of the federal government that may
 40 inspect the contents; and
 41 (2) are being transported to or from a distribution facility.
 42 The total gross weight, with load of a vehicle or combination of

M
e
r
g
e
d



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

7 SECTION 23. IC 9-20-9-1, AS AMENDED BY P.L.227-2025,
 8 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 9 JULY 1, 2026]: Sec. 1. (a) As used in this section, "drive away or tow
 10 away" means the delivery service performed by a transport operator by
 11 which motor vehicles in transit are delivered by driving singly or in
 12 combination by the towbar, saddlemount, or fullmount methods or any
 13 lawful combination of those methods, including coupling equipment or
 14 where a truck or tractor draws or tows a semitrailer or trailer in transit.

15 (b) A combination of two (2) vehicles coupled together, including
 16 load, may not exceed a total length of sixty (60) feet, except for the
 17 following:

18 (1) A combination of two (2) vehicles coupled together that are
 19 especially constructed to transport other vehicles or boats. This
 20 exception includes any combination of a truck, tractor,
 21 semitrailer, and trailer if the combination is used exclusively or
 22 primarily in connection with motorsports.

23 (2) A combination of two (2) vehicles coupled together being
 24 transported in a drive away or tow away service.

25 (3) A pole trailer owned by or operated for a public utility (as
 26 defined in IC 8-1-2-1), while the pole trailer is being used in
 27 connection with the utility services of the public utility.

28 (4) Trailers used in transporting oil field equipment or pipe for
 29 the transmission of oil or gas.

30 (5) Construction vehicles with a towbar connection used in
 31 connection with a trailer used to haul heavy equipment **or**
 32 **construction materials.**

33 SECTION 24. IC 9-28-4-6, AS AMENDED BY P.L.42-2007,
 34 SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 35 JULY 1, 2026]: Sec. 6. (a) The department of state revenue, on behalf
 36 of the state, may enter into reciprocal agreements providing for the
 37 registration of vehicles on an apportionment or allocation basis with the
 38 proper authority of any state, any commonwealth, the District of
 39 Columbia, a state or province of a foreign country, or a territory or
 40 possession of either the United States or of a foreign country.

41 (b) To implement this chapter, the state may enter into and become
 42 a member of the International Registration Plan or other designation

M
e
r
g
e
d

ES 179—LS 6725/DI 137



1 that may be given to a reciprocity plan developed by the American
2 Association of Motor Vehicle Administrators.

3 (c) The department of state revenue may adopt rules under
4 IC 4-22-2 to carry out and enforce the provisions of the International
5 Registration Plan or any other agreement entered into under this
6 chapter.

7 (d) If the state enters into the International Registration Plan or
8 into any other agreement under this chapter, and if the provisions set
9 forth in the plan or other agreements are different from provisions
10 prescribed by law, then the agreement provisions prevail.

11 (e) All payments for the renewal of a fleet of vehicles previously
12 registered under the International Registration Plan are due on or
13 before the ~~fifteenth~~ **last** day of the last month of the registration period
14 preceding the period being renewed.

15 (f) All payments for billings, other than renewal, issued under the
16 International Registration Plan are due within fifteen (15) days after the
17 mailing date on the billing unless stated otherwise.

18 (g) This chapter constitutes complete authority for the registration
19 of vehicles, including the registration of fleet vehicles, upon an
20 apportionment or allocation basis without reference to or application
21 of any other Indiana law.

22 (h) A person who fails to comply with subsections (e) and (f) is
23 subject to the penalties and interest imposed under IC 6-8.1-10.

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

27 **ARTICLE 19.5. DESCRIBING REAL PROPERTY;**
28 **INDIANA PLANE COORDINATE SYSTEM**

29 **Chapter 1. Applicability and Definitions**

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

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

33 **(2) the Indiana Coordinate System of 1983, as provided in**
34 **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.**

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

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.**

ES 179—LS 6725/DI 137



M
e
r
g
e
d

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, Indiana is
18 divided into a statewide zone layer and a multizone layer.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

M
e
r
g
e
d



1 massive civil infrastructure such as manufacturing
2 plants, bridges, and dams; and

3 (D) city or county geographic information systems.

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

8 Chapter 3. Coordinates; Geodetic Control; Recording
9 Requirements

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

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

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

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

31 Sec. 3. Coordinates based on the Indiana coordinate system of
32 1927 (as described in IC 32-19), the Indiana coordinate system of
33 1983 (as described in IC 32-19), the INPCS, or any other
34 coordinate system published by an agency of the federal
35 government or the state, including the Indiana Geospatial
36 Coordinate System, purporting to define the position of a point on
37 a land boundary map may not be presented to be recorded in any
38 public land records or deed records unless the recording document
39 contains the following:

- 40 (1) The method used to relate the coordinates to the NSRS.
41 (2) The name and zone of the coordinate system, including
42 the following metadata:

M
e
r
g
e
d



- 1 (A) Reference frame or datum.
- 2 (B) Datum realization.
- 3 (C) Epoch.
- 4 (D) Units.
- 5 Sec. 4. The official geodetic datums to which geodetic
- 6 coordinates are referenced within Indiana must be as defined for
- 7 the NSRS.
- 8 Chapter 4. Descriptions of Land Using the Indiana Plane
- 9 Coordinate System
- 10 Sec. 1. As established for use in any of the zones within the
- 11 multizone layer, the INPCS:
- 12 (1) must be named; and
- 13 (2) in any land description in which it is used, must be
- 14 designated by the official name promulgated by the National
- 15 Oceanic and Atmospheric Administration's NGS.
- 16 Sec. 2. When a tract of land to be defined by a single
- 17 description extends from one (1) zone into other adjacent zones, the
- 18 positions of all points on the boundaries of the tract being defined
- 19 must be referred to by the zone that is specifically named in the
- 20 description.
- 21 Sec. 3. (a) Descriptions of tracts of land by reference to the
- 22 United States public land surveys, other original pertinent surveys,
- 23 or subdivisions are recognized as the basic and prevailing method
- 24 for describing such tracts.
- 25 (b) If coordinates of the INPCS are used to describe a tract of
- 26 land that, in the same document, is also described by reference to
- 27 any subdivision, line, or corner of the United States public land
- 28 surveys, other original pertinent surveys, or subdivisions:
- 29 (1) the description by coordinates must be construed as
- 30 supplemental to the basic description of the subdivision, line,
- 31 or corner contained in the official plats and field notes filed
- 32 of record; and
- 33 (2) in the event of any conflict, the description by reference
- 34 to the subdivision, line, or corner of the United States land
- 35 surveys, other original pertinent surveys, or subdivisions
- 36 prevails over the description by coordinates.
- 37 SECTION 26. IC 36-6-9-5, AS AMENDED BY P.L.173-2025,
- 38 SECTION 36, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 39 JULY 1, 2026]: Sec. 5. (a) Before ~~July 1, 2025~~, **January 1, 2028**, this
- 40 chapter applies to a township if the total amount of funds in a
- 41 township's capital improvement funds exceeds:
- 42 (1) one hundred fifty percent (150%) of the township's total

M
e
r
g
e
d



1 annual budget estimate prepared under IC 6-1.1-17-2 for the
 2 ensuing year; and
 3 (2) two hundred thousand dollars (\$200,000).
 4 (b) After ~~June 30, 2025~~, **December 31, 2027**, this chapter applies
 5 to all townships, **including those townships that have merged under**
 6 **IC 36-6-1.5 or reorganized under IC 36-1.5.**
 7 SECTION 27. IC 36-6-9-7, AS AMENDED BY P.L.173-2025,
 8 SECTION 37, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 9 JULY 1, 2026]: Sec. 7. A township that meets the requirements of
 10 section 5 of this chapter must:
 11 (1) adopt a capital improvement plan not later than September
 12 30 of each calendar year; and
 13 (2) submit a copy of the adopted capital improvement plan to the
 14 department of local government finance **not later than five (5)**
 15 **business days after a budget is adopted under**
 16 **IC 6-1.1-17-5(a). The submission must be** in the manner
 17 prescribed by the department.
 18 SECTION 28. IC 36-6-9-11, AS ADDED BY P.L.129-2019,
 19 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 20 JULY 1, 2026]: Sec. 11. ~~A~~ **The plan adopted in the immediately**
 21 **preceding calendar year** shall be considered by the county fiscal body
 22 in reviewing the township budget under IC 6-1.1-17-3.6.
 23 SECTION 29. IC 36-6-9-12, AS ADDED BY P.L.173-2025,
 24 SECTION 38, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 25 JULY 1, 2026]: Sec. 12. (a) Beginning ~~July 1, 2025~~, **January 1, 2028**,
 26 a township must adopt a plan on an annual basis. The township must
 27 file the plan with the department of local government finance in the
 28 form and manner prescribed by the department of local government
 29 finance.
 30 (b) A plan must include:
 31 (1) the balance of all unrestricted funds that exceed the
 32 township's budget for the following year; and
 33 (2) the purpose for which all unrestricted funds are being
 34 retained.
 35 SECTION 30. IC 36-9-42.2-4.5, AS AMENDED BY
 36 P.L.173-2025, SECTION 40, IS AMENDED TO READ AS
 37 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 4.5. As used in this
 38 chapter, "transportation asset management plan" has the meaning set
 39 forth in ~~IC 8-23-30-1(e)~~. **IC 8-23-30-1(f).**
 40 SECTION 31. **An emergency is declared for this act.**

M
e
r
g
e
d

