

HOUSE BILL No. 1165

DIGEST OF INTRODUCED BILL

Citations Affected: IC 9-21-5-2.

Synopsis: Elimination of lower speed limit for trucks. Reconciles the conflicting provisions regarding the maximum speed limit in an alley. Provides that an alley is not subject to the statutory maximum speed limit of 55 miles per hour. Increases the maximum speed limit for a vehicle having a declared gross weight greater than 26,000 pounds from 65 miles per hour to 70 miles per hour when the vehicle is operated on a highway that is: (1) on the national system of interstate and defense highways located outside an urbanized area with a population of at least 50,000; or (2) the responsibility of the Indiana finance authority.

Effective: July 1, 2023.

Aylesworth

January 10, 2023, read first time and referred to Committee on Roads and Transportation.



First Regular Session of the 123rd General Assembly (2023)

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 2022 Regular Session of the General Assembly.

HOUSE BILL No. 1165

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

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

1 SECTION 1. IC 9-21-5-2, AS AMENDED BY P.L.189-2018,
2 SECTION 104, IS AMENDED TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2023]: Sec. 2. (a) Except when a special hazard
4 exists that requires lower speed for compliance with section 1 of this
5 chapter, the slower speed limit specified in this section or established
6 as authorized by section 3 of this chapter is the maximum lawful speed.
7 A person may not drive a vehicle on a highway at a speed in excess of
8 the following maximum limits:
9 (1) Thirty (30) miles per hour in an urban district.
10 (2) Fifty-five (55) miles per hour, except as provided in
11 subdivisions (1), (3), (4), (5), (6), and (7).
12 (3) Seventy (70) miles per hour on a highway on the national
13 system of interstate and defense highways located outside of an
14 urbanized area (as defined in 23 U.S.C. 101) with a population of
15 at least fifty thousand (50,000). ~~except as provided in subdivision~~
16 ~~(4).~~
17 ~~(4) Sixty-five (65) miles per hour for a vehicle (other than a bus)~~



1 having a declared gross weight greater than twenty-six thousand
 2 (26,000) pounds on a highway on the national system of interstate
 3 and defense highways located outside an urbanized area (as
 4 defined in 23 U.S.C. 101) with a population of at least fifty
 5 thousand (50,000).

6 ~~(5)~~ **(4)** Sixty-five (65) miles per hour on:

7 (A) U.S. 20 from the intersection of U.S. 20 and County Road
 8 17 in Elkhart County to the intersection of U.S. 20 and U.S. 31
 9 in St. Joseph County;

10 (B) U.S. 31 from the intersection of U.S. 31 and U.S. 20 in St.
 11 Joseph County to the boundary line between Indiana and
 12 Michigan; and

13 (C) a highway classified by the Indiana department of
 14 transportation as an INDOT Freeway.

15 ~~(6)~~ **(5)** **Seventy (70) miles per hour** on a highway that is the
 16 responsibility of the Indiana finance authority established by
 17 IC 5-1.2-3.

18 ~~(A)~~ **(A)** seventy (70) miles per hour for:

19 (i) a motor vehicle having a declared gross weight of not
 20 more than twenty-six thousand (26,000) pounds; or

21 (ii) a bus; or

22 ~~(B)~~ **(B)** sixty-five (65) miles per hour for a motor vehicle having
 23 a declared gross weight greater than twenty-six thousand
 24 (26,000) pounds.

25 ~~(7)~~ **(6)** Sixty (60) miles per hour on a highway that:

26 (A) is not designated as a part of the national system of
 27 interstate and defense highways;

28 (B) has four (4) or more lanes;

29 (C) is divided into two (2) or more roadways by:

30 (i) an intervening space that is unimproved and not intended
 31 for vehicular travel;

32 (ii) a physical barrier; or

33 (iii) a dividing section constructed to impede vehicular
 34 traffic; and

35 (D) is located outside an urbanized area (as defined in 23
 36 U.S.C. 101) with a population of at least fifty thousand
 37 (50,000).

38 ~~(8)~~ **(7)** Fifteen (15) miles per hour in an alley.

39 (b) A person who violates subsection (a) commits a Class C
 40 infraction.

