

# SENATE BILL No. 146

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 8-23-2-21.

**Synopsis:** Requiring local input for transportation projects. Provides that the Indiana department of transportation (department) may not perform traffic surveys of, engage in planning for, or perform construction, reconstruction, improvement, maintenance, or repair to an intersection until the department has received input and approval from the legislative body of the unit that has control over the intersection.

**Effective:** July 1, 2023.

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## Randolph Lonnie M

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January 9, 2023, read first time and referred to Committee on Homeland Security and Transportation.

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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.

# SENATE BILL No. 146



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

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

1 SECTION 1. IC 8-23-2-21 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2023]: **Sec. 21. (a) As used in this section, "intersection" means**  
4 **the area embraced within:**  
5 (1) **the prolongation or connection of the lateral curb lines, or**  
6 **if none, then the lateral boundary lines of the roadways of two**  
7 **(2) highways, streets, or roads that join at, or approximately**  
8 **at, right angles; or**  
9 **(2) the area within which vehicles traveling upon different**  
10 **highways, streets, or roads joining at any other angle may**  
11 **come in conflict.**  
12 **(b) As used in this section, "legislative body" means the**  
13 **following:**  
14 **(1) The board of county commissioners, for a county not**  
15 **subject to IC 36-2-3.5 or IC 36-3-1.**  
16 **(2) The county council, for a county subject to IC 36-2-3.5.**  
17 **(3) The city-county council, for a consolidated city or county**



- 1           **having a consolidated city.**
- 2           **(4) The common council, for a city other than a consolidated**
- 3           **city.**
- 4           **(5) The town council, for a town.**
- 5           **(6) The township board, for a township.**
- 6           **(7) The governing body of any other political subdivision that**
- 7           **has a governing body.**
- 8           **(8) The chief executive officer of any other political**
- 9           **subdivision that does not have a governing body.**
- 10          **(c) As used in this section, "unit" means a county, municipality,**
- 11          **township, or political subdivision.**
- 12          **(d) The department may not:**
- 13           **(1) perform traffic surveys of;**
- 14           **(2) engage in planning for; or**
- 15           **(3) perform construction, reconstruction, improvement,**
- 16           **maintenance, or repair to;**
- 17          **an intersection until the department has received input and**
- 18          **approval from the legislative body of the unit that has control over**
- 19          **the intersection where the tasks described in subdivisions (1)**
- 20          **through (3) would occur.**

