



January 23, 2004

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## SENATE BILL No. 298

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DIGEST OF SB 298 (Updated January 20, 2004 5:21 pm - DI 71)

**Citations Affected:** IC 9-19; IC 9-21; noncode.

**Synopsis:** Lighting and marking of agricultural equipment. Provides that an implement of husbandry and a farm tractor manufactured after June 30, 2005, must be fitted with equipment that meets certain national standards when operated on a highway. Requires the criminal justice institute to adopt rules for the design of a slow moving vehicle emblem.

**Effective:** July 1, 2004.

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**Jackman**

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January 8, 2004, read first time and referred to Committee on Transportation and Homeland Security.  
January 22, 2004, reported favorably — Do Pass.

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SB 298—LS 6868/DI 96+



January 23, 2004

Second Regular Session 113th General Assembly (2004)

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 2003 Regular Session of the General Assembly.

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## SENATE BILL No. 298



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 9-19-6-11 IS AMENDED TO READ AS  
 2 FOLLOWS [EFFECTIVE JULY 1, 2004]: Sec. 11. (a) **This section**  
 3 **does not apply to a vehicle listed in section 11.3(a) of this chapter.**  
 4 (b) A farm tractor and a self-propelled farm equipment unit or an  
 5 implement of husbandry not equipped with an electric lighting system  
 6 must, at all times required by IC 9-21-7-2, be equipped with the  
 7 following:  
 8 (1) At least one (1) lamp displaying a white light visible from a  
 9 distance of not less than five hundred (500) feet to the front of the  
 10 vehicle.  
 11 (2) At least one (1) lamp displaying a red light visible from a  
 12 distance of not less than five hundred (500) feet to the rear of the  
 13 vehicle.  
 14 (3) Two (2) red reflectors visible from a distance of one hundred  
 15 (100) feet to six hundred (600) feet to the rear when illuminated  
 16 by the upper beams of head lamps.  
 17 The lights required by this subsection must be positioned so that one

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1 (1) lamp showing to the front and one (1) lamp or reflector showing to  
2 the rear will indicate the furthest projection of the tractor, unit, or  
3 implement on the side of the road used in passing the vehicle.

4 ~~(b)~~ (c) A combination of farm tractor and towed unit of farm  
5 equipment or implement of husbandry not equipped with an electric  
6 lighting system must, at all times required by IC 9-21-7-2, be equipped  
7 with two (2) red reflectors that meet the following requirements:

8 (1) Are visible from a distance of one hundred (100) feet to six  
9 hundred (600) feet to the rear when illuminated by the upper  
10 beams of head lamps.

11 (2) Are mounted in a manner so as to indicate as nearly as  
12 practicable the extreme left and right rear projections of the towed  
13 unit or implement on the highway.

14 ~~(c)~~ (d) A farm tractor and a self-propelled unit of farm equipment  
15 or an implement of husbandry equipped with an electric lighting  
16 system must, at all times required by IC 9-21-7-2, be equipped with the  
17 following:

18 (1) Two (2) single-beam or multiple-beam head lamps meeting  
19 the requirements of section 20 or 21 of this chapter or  
20 IC 9-21-7-9.

21 (2) Two (2) red lamps visible from a distance of not less than five  
22 hundred (500) feet to the rear, or in the alternative, one (1) red  
23 lamp visible from a distance of not less than five hundred (500)  
24 feet to the rear and two (2) red reflectors visible from a distance  
25 of one hundred (100) feet to six hundred (600) feet to the rear  
26 when illuminated by the upper beams of head lamps.

27 The red lamps or reflectors must be mounted in the rear of the farm  
28 tractor or self-propelled implement of husbandry so as to indicate as  
29 nearly as practicable the extreme left and right projections of the  
30 vehicle on the highways.

31 ~~(d)~~ (e) A combination of farm tractor and towed farm equipment or  
32 towed implement of husbandry equipped with an electric lighting  
33 system must, at all times required by IC 9-21-7-2, be equipped as  
34 follows:

35 (1) The farm tractor element of each combination must be  
36 equipped with two (2) single-beam or multiple-beam head lamps  
37 meeting the requirements of section 20 or 21 of this chapter or  
38 IC 9-21-7-9.

39 (2) The towed unit of farm equipment or implement of husbandry  
40 element of each combination must be equipped with the  
41 following:

42 (A) Two (2) red lamps visible from a distance of not less than

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1 five hundred (500) feet to the rear, or as an alternative, one (1)  
2 red lamp visible from a distance of not less than five hundred  
3 (500) feet to the rear.

4 (B) Two (2) red reflectors visible from a distance of one  
5 hundred (100) feet to six hundred (600) feet to the rear when  
6 illuminated by the upper beams of head lamps.

7 The red lamps or reflectors must be located so as to indicate as  
8 nearly as practicable the extreme left and right rear projections of  
9 the towed unit or implement on the highway.

10 (3) A combination of farm tractor and towed farm equipment or  
11 towed implement of husbandry equipped with an electric lighting  
12 system must be equipped with the following:

13 (A) A lamp displaying a white or an amber light, or any shade  
14 of color between white and amber, visible from a distance of  
15 not less than five hundred (500) feet to the front.

16 (B) A lamp displaying a red light visible from a distance of not  
17 less than five hundred (500) feet to the rear.

18 The lamps must be installed or capable of being positioned so as  
19 to indicate to the front and rear the furthest projection of that  
20 combination on the side of the road used by other vehicles in  
21 passing that combination.

22 ~~(e)~~ (f) A farm tractor, a self-propelled farm equipment unit, or an  
23 implement of husbandry must not display blinding field or flood lights  
24 when operated on a highway.

25 ~~(f)~~ (g) All rear lighting requirements may be satisfied by having a  
26 vehicle with flashing lights immediately trail farm equipment in  
27 accordance with IC 9-21-7-11.

28 SECTION 2. IC 9-19-6-11.3 IS ADDED TO THE INDIANA CODE  
29 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
30 1, 2004]: **Sec. 11.3. (a) This section applies to the following vehicles  
31 manufactured after June 30, 2005, when operated on a highway:**

- 32 (1) An implement of husbandry.
- 33 (2) A farm tractor.
- 34 (b) A vehicle listed in subsection (a) must be equipped with:
  - 35 (1) head lamps;
  - 36 (2) tail lamps;
  - 37 (3) worklamps;
  - 38 (4) warning lamps;
  - 39 (5) extremity lamps;
  - 40 (6) turn indicators;
  - 41 (7) rear reflectors;
  - 42 (8) front and rear conspicuity material; and

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1           **(9) front, rear, and side retroreflective material;**  
 2           **that comply with the standards contained in the American Society**  
 3           **of Agricultural Engineers (ASAE) Standard S279.11 DEC01 or any**  
 4           **subsequent standards developed by ASAE at the time of**  
 5           **manufacture of the vehicle.**

6           SECTION 3. IC 9-19-6-12 IS AMENDED TO READ AS  
 7           FOLLOWS [EFFECTIVE JULY 1, 2004]: Sec. 12. **(a) This section**  
 8           **does not apply to a vehicle listed in section 11.3(a) of this chapter.**

9           **(b)** A vehicle, including an animal-drawn vehicle and a vehicle  
 10           referred to in IC 9-19-1-1 not specifically required by this article to be  
 11           equipped with lamps or other lighting devices, must, at all times  
 12           required by IC 9-21-7-2, be equipped with at least two (2) red reflectors  
 13           visible from distances of one hundred (100) feet to six hundred (600)  
 14           feet to the rear when illuminated by the upper beams of head lamps.

15           SECTION 4. IC 9-21-9-5 IS AMENDED TO READ AS FOLLOWS  
 16           [EFFECTIVE JULY 1, 2004]: Sec. 5. (a) The Indiana criminal justice  
 17           institute ~~may~~ **shall** adopt rules under IC 4-22-2 establishing standards  
 18           and specifications for the design, materials, and mounting of a standard  
 19           slow moving vehicle emblem for the uniform identification of slow  
 20           moving vehicles.

21           **(b)** In adopting rules under subsection (a), the Indiana criminal  
 22           justice institute shall ~~consider the standard markings used in other~~  
 23           ~~states and~~ **substantially adhere to** the current recommendations of the  
 24           American Society of Agricultural Engineers, **the American National**  
 25           **Standards Institute**, and the Society of Automotive Engineers so that  
 26           the slow moving vehicle emblem may be more universally recognizable  
 27           and of adequate quality.

28           **(c) The Indiana criminal justice institute shall adopt revisions**  
 29           **to the standards and specifications adopted as required under**  
 30           **subsection (a) as amendments are made to the recommendations of**  
 31           **the American Society of Agricultural Engineers, the American**  
 32           **National Standards Institute, and the Society of Automotive**  
 33           **Engineers regarding the slow moving vehicle emblem.**

34           SECTION 5. [EFFECTIVE JULY 1, 2004] (a) **Notwithstanding**  
 35           **IC 9-21-9-5, as amended by this act, the Indiana criminal justice**  
 36           **institute shall carry out the duties imposed on it under IC 9-21-9-5,**  
 37           **as amended by this act, under interim written guidelines approved**  
 38           **by the executive director of the Indiana criminal justice institute.**

39           **(b) This SECTION expires on the earlier of the following:**  
 40           **(1) The date rules are adopted under IC 9-21-9-5, as amended**  
 41           **by this act.**  
 42           **(2) December 31, 2004.**

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COMMITTEE REPORT

Madam President: The Senate Committee on Transportation and Homeland Security, to which was referred Senate Bill No. 298, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 298 as introduced.)

WYSS, Chairperson

Committee Vote: Yeas 6, Nays 0.

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