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# HOUSE BILL No. 1175

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 9-13-2; IC 9-17-1-1; IC 9-18-1-2; IC 9-21-8-46.

**Synopsis:** Use of mini-trucks. Authorizes the use of mini-trucks on Indiana roads. Requires a mini-truck that is operated on an Indiana road to be titled and registered. Prohibits the operation of a mini-truck on an interstate or state highway. Requires a dealer of mini-trucks to register as a dealer. Makes conforming amendments.

**Effective:** Upon passage; July 1, 2010.

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## Wolkins, Grubb

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January 7, 2010, read first time and referred to Committee on Roads and Transportation.

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Second Regular Session 116th General Assembly (2010)

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 2009 Regular and Special Sessions of the General Assembly.

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# HOUSE BILL No. 1175



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 9-13-2-42, AS AMENDED BY P.L.147-2009,  
2 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2010]: Sec. 42. (a) "Dealer" means, except as otherwise  
4 provided in this section, a person who sells to the general public,  
5 including a person who sells directly by the Internet or other computer  
6 network, at least twelve (12) vehicles each year for delivery in Indiana.  
7 The term includes a person who sells off-road vehicles **or mini-trucks**.  
8 A dealer must have an established place of business that meets the  
9 minimum standards prescribed by the bureau under rules adopted  
10 under IC 4-22-2.

- 11 (b) The term does not include the following:  
12 (1) A receiver, trustee, or other person appointed by or acting  
13 under the judgment or order of a court.  
14 (2) A public officer while performing official duties.  
15 (3) A person who is a dealer solely because of activities as a  
16 transfer dealer.  
17 (4) An automotive mobility dealer.



1 (c) "Dealer", for purposes of IC 9-31, means a person that sells to  
2 the general public for delivery in Indiana at least six (6):

3 (1) boats; or

4 (2) trailers:

5 (A) designed and used exclusively for the transportation of  
6 watercraft; and

7 (B) sold in general association with the sale of watercraft;  
8 per year.

9 SECTION 2. IC 9-13-2-103.1 IS ADDED TO THE INDIANA  
10 CODE AS A NEW SECTION TO READ AS FOLLOWS  
11 [EFFECTIVE JULY 1, 2010]: **Sec. 103.1. "Mini-truck" means a**  
12 **truck that:**

13 **(1) is powered by an internal combustion engine with a piston**  
14 **or rotary displacement of not less than six hundred sixty (660)**  
15 **cubic centimeters;**

16 **(2) is sixty (60) inches or less in width;**

17 **(3) has an unladen dry weight of one thousand six hundred**  
18 **(1,600) pounds or less;**

19 **(4) can achieve a top speed of not more than sixty (60) miles**  
20 **per hour;**

21 **(5) is manufactured with a locking enclosed cab and a heated**  
22 **interior; and**

23 **(6) is operated on a highway.**

24 SECTION 3. IC 9-17-1-1, AS AMENDED BY P.L.182-2009(ss),  
25 SECTION 284, IS AMENDED TO READ AS FOLLOWS  
26 [EFFECTIVE JULY 1, 2010]: Sec. 1. **(a)** This article does not apply to  
27 farm wagons, a golf cart when operated in accordance with an  
28 ordinance adopted under IC 9-21-1-3(a)(14) or IC 9-21-1-3.3(a), or a  
29 motor vehicle that was designed to have a maximum design speed of  
30 not more than twenty-five (25) miles per hour and that was built,  
31 constructed, modified, or assembled by a person other than the  
32 manufacturer.

33 **(b) IC 9-17-2, IC 9-17-3, IC 9-17-4, IC 9-17-5, and IC 9-17-8**  
34 **apply to a mini-truck.**

35 SECTION 4. IC 9-18-1-2 IS ADDED TO THE INDIANA CODE  
36 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
37 1, 2010]: **Sec. 2. This article applies to a mini-truck with the**  
38 **exception of the following:**

39 **(1) IC 9-18-7.**

40 **(2) IC 9-18-9 through IC 9-18-11.**

41 **(3) IC 9-18-13.**

42 **(4) IC 9-18-27.**

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1 SECTION 5. IC 9-21-8-46, AS AMENDED BY P.L.210-2005,  
 2 SECTION 34, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 3 JULY 1, 2010]: Sec. 46. **(a)** A person may not drive or operate:  
 4 (1) an implement of agriculture designed to be operated primarily  
 5 in a farm field or on farm premises; **or**  
 6 (2) a piece of special machinery; **or**  
 7 **(3) a mini-truck;**  
 8 upon any part of an interstate highway.  
 9 **(b) In addition to the prohibition set forth in subsection (a), a**  
 10 **mini-truck may not be operated on a highway designated as a part**  
 11 **of the state highway system under IC 8-23-4-2.**  
 12 SECTION 6. [EFFECTIVE UPON PASSAGE] **(a) As used in this**  
 13 **SECTION, "bureau" refers to the bureau of motor vehicles**  
 14 **created by IC 9-14-1-1.**  
 15 **(b) As used in this SECTION, "mini-truck" has the meaning set**  
 16 **forth in IC 9-13-2-103.1, as added by this act.**  
 17 **(c) Before July 1, 2010, in accordance with IC 6-6-5-3(b), the**  
 18 **bureau shall determine the true tax value for each make and model**  
 19 **of mini-truck, subject to review and adjustment by the department**  
 20 **of local government finance.**  
 21 **(d) This SECTION expires December 31, 2011.**  
 22 SECTION 7. An emergency is declared for this act.

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