

SENATE BILL No. 285

DIGEST OF INTRODUCED BILL

Citations Affected: IC 36-8-24.

Synopsis: Traffic obstruction by protestors. Defines "mass traffic obstruction" and "responsible public official". Requires a responsible public official to, not later than 15 minutes after the responsible public official learns of a mass traffic obstruction, dispatch all available law enforcement personnel with instructions to clear the roads of persons unlawfully obstructing vehicular traffic.

Effective: July 1, 2017.

Tomes

January 9, 2017, read first time and referred to Committee on Local Government.



First Regular Session 120th General Assembly (2017)

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 2016 Regular Session of the General Assembly.

SENATE BILL No. 285

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

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

1 SECTION 1. IC 36-8-24 IS ADDED TO THE INDIANA CODE AS
2 A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2017]:

4 **Chapter 24. Duty to Clear Roads**

5 **Sec. 1. The following definitions apply throughout this chapter:**

6 (1) **"Mass traffic obstruction"** means an incident in which, as
7 part of (or as the result of) a protest, riot, or other assembly,
8 at least ten (10) persons obstruct vehicular traffic in violation
9 of IC 35-44.1-2-13 (obstruction of traffic).

10 (2) **"Responsible public official"** means the:

11 (A) mayor of a city, with respect to an incident that occurs
12 in a city;

13 (B) town board, with respect to an incident that occurs in
14 a town; or

15 (C) sheriff, with respect to an incident that occurs in the
16 unincorporated area of a county.

17 **Sec. 2. A responsible public official shall, not later than fifteen**



1 **(15) minutes after first learning that a mass traffic obstruction**
2 **exists in the official's jurisdiction, dispatch all available law**
3 **enforcement officers to the mass traffic obstruction with directions**
4 **to use any means necessary to clear the roads of the persons**
5 **unlawfully obstructing vehicular traffic.**

