

**ORDINANCE NO. 11-07-2022**  
**AN ORDINANCE REGULATING THE OPERATION OF**  
**GOLF CARTS ON PUBLIC ROADS IN JASPER COUNTY, INDIANA**

WHEREAS, IC 9-21-1-3(14) and IC 9-21-1-3.3 give the Board of Commissioners of the County of Jasper the authority to regulate the use of Golf Carts on public highways in Jasper County;

WHEREAS, the Board of Commissioners approved Ordinance 4-6-20A regulating the operation of Golf Carts on Jasper County highways with the addition of Title 11, Chapter 35 to the Jasper County Code of Ordinances;

WHEREAS, the Board now has determined it is in the public interest additionally to regulate the operation of Off-Road Vehicles on Jasper County highways; and

WHEREAS, Title 11, Chapter 35 of the Jasper County Code of Ordinances should be amended to provide for the regulation of Off-Road Vehicles on Jasper County highways in addition to the regulation of Golf Carts.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF JASPER, IN THE STATE OF INDIANA:

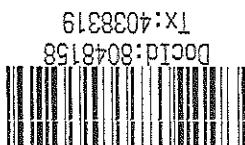
**Section 1.** Title 11, Chapter 35 is renamed "Golf Carts and Off-Road Vehicles" and is amended to read as follows:

010. Definitions.

- A. "Golf Cart" means a four (4) wheeled motor vehicle originally and specifically designed and intended to transport one (1) or more individuals and golf clubs for the purpose of playing the game of golf on a golf course, as defined in IC 9-13-2-69.7.
- B. "Financial Responsibility" means liability insurance coverage on a Golf Cart in an amount not less than the amount required by Indiana law for motor vehicles operated on public highways in the State of Indiana.
- C. "Off-Road Vehicle" means a motor driven vehicle capable of cross-country travel
  - a. without benefit of a road; and
  - b. on or immediately over land, water, snow, ice marsh, swampland, or other natural terrain;
  - c. and the term includes the following:
    - i. a multi-wheel drive or low-pressure tire vehicle;
    - ii. an amphibious machine;
    - iii. a ground effect air cushion vehicle;
    - iv. an all-terrain vehicle as defined in IC 14-8-2-5.7
    - v. a recreational off-highway vehicle as defined in IC 14-8-2-233.5;
    - vi. other means of transportation deriving motive power from a source other than muscle or wind;
  - d. and the term does not include the following:
    - i. a farm vehicle being used for farming, including, but not limited to, a farm wagon as defined in IC 9-13-2-60(2);
    - ii. a vehicle used for military or law enforcement purposes;
    - iii. a construction, mining, or other industrial related vehicle used in performance of the vehicle's common function, including, but not limited to, a farm wagon as defined in IC 9-13-2-60(2);
    - iv. a snowmobile (as defined by IC 9-13-2-261;
    - v. A registered aircraft;
    - vi. Any other vehicle property registered by the bureau of motor vehicles;
    - vii. Any watercraft that is registered under Indiana statutes;
    - viii. A Golf Cart vehicle; and
    - ix. An electric bicycle as defined in IC 9-13-2-49.2.

020. Place and Time of Operation.

- A. Golf Carts and Off-Road Vehicles may not be operated upon, along, or on the public highways, roads, or bridges within the unincorporated areas of Jasper County except as provided in this Section.



- B. Golf Carts and Off-Road Vehicles may be operated upon, along, or on the public highways, roads, or bridges within the unincorporated areas of Jasper County only between sunrise and sunset.
- C. Golf Carts and Off-Road Vehicles may cross a highway in the state highway system, at right angles, in order to travel from one (1) Jasper County highway to another Jasper County highway when the operation can be done safely.

030. Operation of Golf Carts and Off-Road Vehicles.

Golf carts and Off-Road Vehicles may not be operated on public highways unless all of the following conditions are met:

- A. A Golf Cart or Off-Road Vehicle operator must hold a driver's license.
- B. The operator of a Golf Cart or Off-Road Vehicle must carry proof of Financial Responsibility when operating a Golf Cart or Off-Road Vehicle on a highway.
- C. Golf Carts and Off-Road Vehicles shall be operated in compliance with all traffic laws and regulations of the State of Indiana regarding motor vehicles.
- D. The number of occupants in a Golf Cart or Off-Road Vehicle shall not exceed the capacity shown on the Golf Cart or Off-Road Vehicle's registration.
- E. No one under two (2) years of age may ride on a Golf Cart or Off-Road Vehicle, and no one under ten (10) years of age shall be allowed on the back seat of a Golf Cart or Off-Road Vehicle.
- F. All passengers must be seated while the Golf Cart or Off-Road Vehicle is in motion.

040. Vehicle Standards.

- A. Golf Carts and Off-Road Vehicles operating on public roads in Jasper County shall meet the following requirements:
  - a. The vehicle meets the definition of "Golf Cart" or "Off-Road Vehicle" set forth in JCC 11.35.010.
  - b. Brakes in good working condition;
  - c. Equipped with manufacturer's serial number plate, rear view mirror, headlights, taillights, brake lights, turn signals, front and rear reflectors, and a horn;
  - d. Vehicle seating capacity shall not exceed the vehicle's manufactured capacity;
  - e. The vehicle displays a triangular "slow moving vehicle" emblem on the rear of the vehicle in accordance with IC 9-21-9-2; and
  - f. The vehicle displays a registration sticker issued by the Sheriff in a location that is in plain sight.
- B. Golf Carts and Off-Road Vehicles operating on public roads in Jasper County shall be in good working condition.

050. Registration of Golf Carts and Off-Road Vehicles.

- A. The owner of a Golf Cart or Off-Road Vehicle to be operated on highways in Jasper County must register the Golf Cart or Off-Road Vehicle at the Sheriff's Office annually. Golf Cart and Off-Road Vehicle registrations will be valid for one year beginning January 1 and ending December 31 each calendar year.
- B. In order to register a Golf Cart or Off-Road Vehicle, the owner shall submit to the Sheriff a registration application which shall include the following:
  - 1. Owner shall provide the following information or certifications about the vehicle:
    - i. Make, model and year of Golf Cart or Off-Road Vehicle if available;
    - ii. Serial number of Golf Cart or Off-Road Vehicle if available;
    - iii. Vehicle capacity recommended by manufacture;
    - iv. Vehicle is a "Golf Cart" or "Off-Road Vehicle" as defined in JCC 11.35.010;
    - v. Brakes are in good working condition;
    - vi. Equipped with manufacturer's serial number plate, rear view mirror, headlights, taillights, brake lights, front and rear reflectors, and a horn; and
    - vii. The Golf Cart or Off-Road Vehicle displays a triangular "slow moving vehicle" emblem on the rear of the vehicle in accordance with IC 9-21-9-2.
  - 2. Copy of a valid driver's license;
  - 3. Proof of financial responsibility;
  - 4. Mailing address and telephone number of owner; and
  - 5. Annual registration fee.

- C. The Sheriff shall review each registration application for compliance with this Section.
  - 1. In the event that an application meets the foregoing registration requirements, the Sheriff shall:
    - i. Designate a unique registration number for a newly registered Golf Cart or Off-Road Vehicle and retain the Golf Cart or Off-Road Vehicle's registration information;
    - ii. Issue a registration decal bearing the Golf Cart or Off-Road Vehicle's registration number to the owner of a newly registered Golf Cart or Off-Road Vehicle; and
    - iii. Issue a registration decal bearing the calendar year to the owner.
  - 2. In the event that an application fails to meet the foregoing registration requirements, the Sheriff shall return the application materials to the applicant and delineate the reasons the registration application is rejected.
- D. The Sheriff shall maintain a record of:
  - 1. Registration acceptances and denials;
  - 2. List of all Golf Carts and Off-Road Vehicles with active registrations; and
  - 3. Registration documents submitted by owners of actively registered Golf Carts and Off-Road Vehicles.

060. Fees and Expenses.

- A. The annual Golf Cart or Off-Road Vehicle registration fee shall be \$25.00. With the issuance of the Golf Cart or Off-Road Vehicle registration, the Sheriff shall furnish a registration sticker to the owner.
- B. Fees collected under this Section shall be placed in the Sheriff's Accident Report Account # 1101-00482-000-0000.
- C. Expenditures related to the performance of the Sheriff's duties in registering and inspecting Golf Carts and Off-Road Vehicles shall be made from Sheriff's Accident Report Account # 1101-00482-000-0000 pursuant to the claims process of the Board of Commissioners.

070. Penalty.

Operation of a Golf Cart or Off-Road Vehicle on a highway in Jasper County in violation of this Chapter shall constitute an ordinance violation and the owner or operator shall be liable for a fine in the amount of \$200.


080. Exceptions.

- A. Employees, agents and officials of the State of Indiana, Jasper County Government, and municipalities within Jasper County while engaged in government business are exempt from application of this Chapter.
- B. Subject to the discretion of the Sheriff, temporary exceptions to this Chapter may be granted to participants in parades, festivals and other special events.

**Section 2.** This Ordinance is effective upon publication of notice once each week for two (2) consecutive weeks pursuant to IC 36-2-4-8 and IC 5-3-1-2(h).

Adopted by the Board of Commissioners of Jasper County, Indiana, on this 7th day of November, 2022.

JASPER COUNTY BOARD OF COMMISSIONERS:

  
 \_\_\_\_\_  
 Kendell Culp, President

  
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 James A. Walstra, Vice President

Richard E Maxwell  
Richard E Maxwell, Member

ATTEST:

Donya Jordan  
Donya Jordan, Auditor of Jasper County

