

## **IC 9-21-13**

### **Chapter 13. Funeral Processions**

#### **IC 9-21-13-0.3**

##### **Repealed**

*(As added by P.L.236-2003, SEC.6. Repealed by P.L.80-2012, SEC.5.)*

#### **IC 9-21-13-0.5**

##### **Repealed**

*(As added by P.L.236-2003, SEC.7. Repealed by P.L.24-2006, SEC.4.)*

#### **IC 9-21-13-0.7**

##### **Markings for funeral escort vehicle**

Sec. 0.7. (a) Except as provided in subsection (b), a funeral escort vehicle must be clearly marked with the words "funeral escort" on both the right and left sides of the vehicle in letters that are at least five (5) inches in height.

(b) A motorcycle that is a funeral escort vehicle must be clearly marked with the words "funeral escort" on both the right and left sides of the vehicle in letters that are at least two (2) inches in height.

(c) A funeral escort vehicle may not bear:

- (1) markings similar to the markings used by a law enforcement agency of the state or the federal government;
- (2) words, emblems, seals, or other insignia that could cause a reasonable person to confuse the funeral escort vehicle with a police vehicle; or
- (3) the words "sheriff", "police", "deputy", "marshal", "agent", "patrolman", "officer", or another word that could cause a reasonable person to confuse the operator of the funeral escort vehicle with a law enforcement officer.

*As added by P.L.80-2012, SEC.6.*

#### **IC 9-21-13-1**

##### **Right-of-way at intersections; conditions; exceptions**

Sec. 1. (a) A vehicle with lighted headlights in a funeral procession has the right-of-way at an intersection and may proceed through the intersection if the procession is headed by a lead or funeral escort vehicle displaying alternately flashing red and white, flashing red, or flashing amber lights or an authorized emergency vehicle, except if either of the following conditions exist:

- (1) When the right-of-way is required by an authorized emergency vehicle giving an audible signal.
- (2) When the vehicles in procession are directed otherwise by a police officer.

(b) Before assuming the right-of-way, a person who drives a vehicle in the funeral procession must exercise due caution with regard to crossing traffic.

*As added by P.L.2-1991, SEC.9. Amended by P.L.236-2003, SEC.8; P.L.80-2012, SEC.7.*

#### **IC 9-21-13-2**

##### **Driving between vehicles of a funeral procession; prohibition; exceptions**

Sec. 2. A person who drives a vehicle that is not in a funeral procession may not drive the vehicle between the vehicles of the funeral procession, except when:

- (1) authorized to do so by a traffic officer; or
- (2) the vehicle is an authorized emergency vehicle giving audible signal by siren.

*As added by P.L.2-1991, SEC.9.*

#### **IC 9-21-13-3**

##### **Formation of procession and lighting headlights for purpose of securing right-of-way; prohibition**

Sec. 3. A person who drives a vehicle that is not a part of a funeral procession may not join the procession or form a procession and have headlights lighted for the purpose of securing the right-of-way granted by this chapter to funeral processions.

*As added by P.L.2-1991, SEC.9. Amended by P.L.236-2003, SEC.9.*

#### **IC 9-21-13-4**

##### **Lead and escort vehicles; flashing lights; restrictions on use**

Sec. 4. (a) The lead and funeral escort vehicles in a funeral procession may be equipped with flashing amber lights that may be used only when the vehicles are used in a funeral procession.

(b) Notwithstanding any other provisions in this article that govern emergency vehicles, the lead and funeral escort vehicles in a funeral procession may be equipped with flashing red lights that may be used only when the vehicles are used in a funeral procession. The flashing red lights may only be used to gain the right-of-way at intersections and to protect a funeral procession while crossing an intersection.

*As added by P.L.2-1991, SEC.9. Amended by P.L.236-2003, SEC.10.*

#### **IC 9-21-13-4.5**

##### **Funeral procession; duty to exercise due caution; required lights**

Sec. 4.5. (a) A person operating a vehicle in a funeral procession:

- (1) must exercise due caution while in the funeral procession; and
- (2) must follow the preceding vehicle in the funeral procession as closely as is practical and safe.

(b) A vehicle that is part of a funeral procession:

- (1) must have its headlights and taillights illuminated; and
- (2) may display flashing amber lights.

(c) The operator of:

- (1) a vehicle immediately following the lead vehicle in a funeral procession; and

(2) the last vehicle in the funeral procession;  
may illuminate the vehicle's hazard warning lights while in the funeral procession.

*As added by P.L.236-2003, SEC.11.*

#### **IC 9-21-13-5**

##### **Vehicle in procession; pennants, flags, or windshield stickers; lights**

Sec. 5. A vehicle that is a part of a funeral procession may use:

(1) funeral pennants or flags;

(2) windshield stickers; or

(3) an amber light as described in section 4.5(b) of this chapter; to identify the vehicle as a part of the procession.

*As added by P.L.2-1991, SEC.9. Amended by P.L.236-2003, SEC.12.*

#### **IC 9-21-13-6**

##### **Passing of funeral processions; multiple lane highways**

Sec. 6. A person who drives a vehicle may pass a funeral procession on the procession's left side on a multiple lane highway if the passing can be done safely.

*As added by P.L.2-1991, SEC.9.*

#### **IC 9-21-13-7**

##### **Violations; Class C infraction**

Sec. 7. A person who violates this chapter commits a Class C infraction.

*As added by P.L.2-1991, SEC.9.*