
SENATE BILL No. 328

DIGEST OF INTRODUCED BILL

Citations Affected: IC 9-18-47.

Synopsis: Indiana child protection trust license plate. Requires the bureau of motor vehicles to issue an Indiana child protection trust license plate. Requires the additional fee required for the Indiana child protection trust license plate to be deposited in the Indiana child protection trust fund and distributed to an organization established to raise funds for child adoption agencies, crisis pregnancy centers, Indiana Citizens for Life, Indiana Right to Life, local affiliates of the Indiana Right to Life, local affiliates of Indiana Citizens for Life, or any other charitable organization approved by the organization established to raise funds for the above organizations.

Effective: January 1, 2001.

Server, Craycraft

January 10, 2000, read first time and referred to Committee on Transportation and Interstate Cooperation.

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Second Regular Session 111th General Assembly (2000)

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 1999 General Assembly.

SENATE BILL No. 328



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 9-18-47 IS ADDED TO THE INDIANA CODE AS
2 A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
3 JANUARY 1, 2001]:

4 **Chapter 47. Indiana Child Protection Trust License Plates**

5 **Sec. 1. As used in this chapter, "child adoption agency" means**
6 **a nonpublic charitable organization exempt from federal taxation**
7 **under Section 501(c) of the Internal Revenue Code that:**

8 (1) is licensed as a child placing agency under IC 12-17.4-6;

9 and

10 (2) facilitates the adoption of children.

11 **Sec. 2. As used in this chapter, "crisis pregnancy center" means**
12 **a charitable organization exempt from federal taxation under**
13 **Section 501(c) of the Internal Revenue Code that is:**

14 (1) located within Indiana; and

15 (2) organized for the purpose of providing counseling for
16 pregnant women and persons relative to the pregnancy on
17 matters intended to result in a live birth and possible home



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1 placement of the child.

2 **Sec. 3.** The bureau of motor vehicles shall design and issue an
3 Indiana child protection trust license plate. The Indiana child
4 protection trust license plate shall be designed and issued as a
5 special group recognition license plate under IC 9-18-25.

6 **Sec. 4.** A person who is eligible to register a vehicle under this
7 title is eligible to receive an Indiana child protection trust license
8 plate under this chapter upon doing the following:

9 (1) Completing an application for an Indiana child protection
10 trust license plate.

11 (2) Paying the fees under section 5 of this chapter.

12 **Sec. 5.** (a) The fees for an Indiana child protection trust license
13 plate are as follows:

14 (1) The appropriate fee under IC 9-29-5-38(a).

15 (2) An annual fee of twenty-five dollars (\$25).

16 (b) The bureau shall collect the fee described in subsection
17 (a)(2).

18 (c) The annual fee described in subsection (a)(2) shall be
19 deposited in the fund established by section 6 of this chapter.

20 **Sec. 6.** (a) The Indiana child protection trust fund is established.

21 (b) The treasurer of state shall invest the money in the fund not
22 currently needed to meet the obligations of the fund in the same
23 manner as other public trust funds are invested. Interest that
24 accrues from these investments shall be deposited in the fund.

25 (c) The commissioner shall administer the trust fund. Expenses
26 of administering the fund shall be paid from money in the fund.

27 (d) On June 30 of each year the commissioner shall distribute
28 the money from the fund to the organization established under
29 section 7 of this chapter.

30 (e) Money in the fund at the end of a state fiscal year does not
31 revert to the state general fund.

32 **Sec. 7.** (a) To qualify for distributions from the Indiana child
33 protection trust fund, representatives of charitable organizations
34 that are located within Indiana, that are exempt from federal
35 taxation under Section 501(c) of the Internal Revenue Code, and
36 that are designated in subsection (b) must establish an organization
37 that:

38 (1) is a charitable organization exempt from federal taxation
39 under Section 501(c) of the Internal Revenue Code;

40 (2) is registered to do business in Indiana;

41 (3) is located in Indiana; and

42 (4) exists for the purpose of raising funds on behalf of the

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- 1 **organizations designated in subsection (b).**
- 2 **(b) An organization established under subsection (a) must**
- 3 **include two (2) representatives from each of the following:**
- 4 **(1) Crisis pregnancy centers.**
- 5 **(2) Child adoption agencies.**
- 6 **(3) Indiana Citizens for Life.**
- 7 **(4) Indiana Right to Life.**
- 8 **(c) The organization established under subsection (a) shall**
- 9 **distribute money received through a distribution under section 6**
- 10 **of this chapter to the organizations designated under section 8 of**
- 11 **this chapter.**
- 12 **Sec. 8. (a) The organization established under section 7(a) of this**
- 13 **chapter shall provide applications that allow a person purchasing**
- 14 **an Indiana child protection trust license plate to designate:**
- 15 **(1) a crisis pregnancy center;**
- 16 **(2) a child adoption agency;**
- 17 **(3) a local affiliate of Indiana Citizens for Life;**
- 18 **(4) a local affiliate of Indiana Right to Life;**
- 19 **(5) any other charitable organization that is:**
- 20 **(A) exempt from federal taxation under Section 501(c) of**
- 21 **the Internal Revenue Code;**
- 22 **(B) registered to do business in Indiana;**
- 23 **(C) located in Indiana; and**
- 24 **(D) approved by the organization established under**
- 25 **subsection 7(a);**
- 26 **(6) Indiana Citizens for Life; or**
- 27 **(7) Indiana Right to Life;**
- 28 **as the recipient of the fee collected from the person under section**
- 29 **5(a)(2) of this chapter.**
- 30 **(b) In any calendar year, an organization referred to in**
- 31 **subsection (a) may no longer receive fees paid under section 5(a)(2)**
- 32 **of this chapter if the organization has already been designated as**
- 33 **the recipient of fees collected under section 5(a)(2) of this chapter**
- 34 **in the purchase of at least twenty-five (25) Indiana child protection**
- 35 **license plates.**
- 36 **(c) Notwithstanding the designation of fees under this section,**
- 37 **the organization established under section 7(a) of this chapter may**
- 38 **retain from each distribution of funds to the organization under**
- 39 **section 6(d) of this chapter an amount sufficient to pay the**
- 40 **reasonable costs of administering the program.**

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