



February 4, 2005

HOUSE BILL No. 1593

DIGEST OF HB 1593 (Updated February 1, 2005 11:28 am - DI 103)

Citations Affected: IC 9-18; IC 10-15.

Synopsis: Donations for emergency medical services equipment. Permits a person registering a vehicle to donate at least \$1, to be placed in the defibrillator grant account of the emergency medical services fund for grants for the purchase of defibrillators. Requires the emergency management, fire and building services, and public safety training foundation to administer the defibrillator grants.

Effective: July 1, 2005.

Ruppel, Davis, Bischoff

January 18, 2005, read first time and referred to Committee on Public Safety and Homeland Security.
February 3, 2005, amended, reported — Do Pass.

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HB 1593—LS 7345/DI 96+



February 4, 2005

First Regular Session 114th General Assembly (2005)

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 2004 Regular Session of the General Assembly.

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HOUSE BILL No. 1593

A BILL FOR AN ACT to amend the Indiana Code concerning public safety.

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

1 SECTION 1. IC 9-18-2-16 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 16. (a) A person who
3 owns a vehicle must sign an application in ink to register the vehicle.
4 (b) An application to register a vehicle must contain the following:
5 (1) The:
6 (A) name, bona fide residence, and mailing address, including
7 the name of the county, of the person who owns the vehicle; or
8 (B) business address, including the name of the county, of the
9 person that owns the vehicle if the person is a firm, a
10 partnership, an association, a corporation, a limited liability
11 company, or a unit of government.
12 If the vehicle that is being registered has been leased and is
13 subject to the motor vehicle excise tax under IC 6-6-5 or the
14 commercial vehicle excise tax under IC 6-6-5.5, the application
15 must contain the address of the person who is leasing the vehicle.
16 If the vehicle that is being registered has been leased and is not
17 subject to the motor vehicle excise tax under IC 6-6-5 or the

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1 commercial vehicle excise tax under IC 6-6-5.5, the application
 2 must contain the address of the person who owns the vehicle, the
 3 person who is the lessor of the vehicle, or the person who is the
 4 lessee of the vehicle. If a leased vehicle is to be registered under
 5 the International Registration Plan, the registration procedures are
 6 governed by the terms of the plan.

7 (2) A brief description of the vehicle to be registered, including
 8 the following information if available:

9 (A) The name of the manufacturer of the vehicle.
 10 (B) The vehicle identification number.
 11 (C) The manufacturer's rated capacity if the vehicle is a truck,
 12 tractor, trailer, or semitrailer.
 13 (D) The type of body of the vehicle.
 14 (E) The model year of the vehicle.
 15 (F) Any other information reasonably required by the bureau
 16 to enable the bureau to determine if the vehicle may be
 17 registered. The bureau may request the person applying for
 18 registration to provide the vehicle's odometer reading.

19 (3) A space on the application in which the person registering the
 20 vehicle may indicate the person's desire to donate money to
 21 organizations that promote the procurement of organs for
 22 anatomical gifts. The space on the application must:

23 (A) allow the person registering the vehicle to indicate the
 24 amount the person desires to donate; and
 25 (B) provide that the minimum amount a person may donate is
 26 one dollar (\$1).

27 Funds collected under this subdivision shall be deposited with the
 28 treasurer of state in a special account. The auditor of state shall
 29 monthly distribute the money in the special account to the
 30 anatomical gift promotion fund established by IC 16-19-3-26. The
 31 bureau may deduct from the funds collected under this
 32 subdivision the costs incurred by the bureau in implementing and
 33 administering this subdivision.

34 **(4) A space on the application in which the person registering**
 35 **the vehicle may indicate the person's desire to donate at least**
 36 **one dollar (\$1) to the emergency medical services fund**
 37 **established by IC 10-15-3-1(a)(4), to be used for grants to**
 38 **purchase of defibrillators. Donations collected under this**
 39 **subdivision shall be deposited with the treasurer of state in a**
 40 **special account, known as the defibrillator grant account,**
 41 **with a record made of the county from which each donation**
 42 **came. The auditor of state shall monthly:**

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(A) distribute the money in the defibrillator grant account to the emergency medical services fund established by IC 10-15-3-1(a)(4); and
(B) report to the Indiana emergency management, fire and building services, and public safety training foundation established by IC 10-15-2-1 the amount of donations made in each county during the preceding month.

The bureau may deduct from the funds collected under this subdivision the costs incurred by the bureau in implementing and administering this subdivision.

(c) The department of state revenue may audit records of persons who register trucks, trailers, semitrailers, buses, and rental cars under the International Registration Plan to verify the accuracy of the application and collect or refund fees due.

SECTION 2. IC 10-15-1-2.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: **Sec. 2.5. "Defibrillator" has the meaning set forth in IC 16-31-6.5-3.**

SECTION 3. IC 10-15-3-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 1. (a) The following funds are established:

- (1) Emergency management fund.
- (2) Fire services fund.
- (3) Building services fund.
- (4) Emergency medical services fund.
- (5) Stewardship fund.

(b) The funds established by subsection (a)(1) through (a)(4) consist of:

- (1) gifts and proceeds received under section 5 of this chapter; and
- (2) fees from license plates as set forth in section 6 of this chapter.

(c) The stewardship fund established by subsection (a)(5) consists of fees from license plates as set forth in section 6 of this chapter.

(d) The emergency medical services fund established by subsection (a)(4) also consists of money received under IC 9-18-2-16(b)(4) from donations from persons registering vehicles.

SECTION 4. IC 10-15-3-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 2. (a) The money in the emergency management fund shall be used to pay for projects of the agency.

(b) The money in the fire services fund shall be used to pay for

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1 projects of the office of the state fire marshal.

2 (c) The money in the building services fund shall be used to pay for
3 projects of the office of the state building commissioner.

4 (d) **Except as provided in section 2.5 of this chapter**, the money
5 in the emergency medical services fund shall be used to pay for
6 emergency medical services projects of the agency.

7 (e) The money in the stewardship fund shall be used to pay for the
8 promotion of safety first license plates under IC 9-18-45 and for the
9 costs of administering this article.

10 SECTION 5. IC 10-15-3-2.5 IS ADDED TO THE INDIANA CODE
11 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
12 1, 2005]: **Sec. 2.5. (a) For purposes of this section, "eligible entity"**
13 **means:**

14 (1) **a unit of local government; or**

15 (2) **a school corporation (as defined in IC 20-10.1-1-1).**

16 (b) **The foundation shall use money in the emergency medical**
17 **services fund that is donated by persons registering vehicles under**
18 **IC 9-18-2-16(b)(4) for grants to eligible entities for the purchase of**
19 **defibrillators as provided in subsection (c).**

20 (c) **An eligible entity may apply to the foundation for a grant**
21 **under this subsection at any time. The foundation shall determine**
22 **a process and schedule for grant applications. The foundation shall**
23 **determine the amount of grants to be distributed to each eligible**
24 **entity. The total amount of grants distributed to all eligible entities**
25 **in a county during a grant application period may not exceed the**
26 **amount of donations made in each county under IC 9-18-2-16(b)(4)**
27 **during the preceding grant application period.**

28 (d) **If there is not sufficient money in the fund for a defibrillator**
29 **grant for an eligible entity in a particular county:**

30 (1) **other funds from the emergency medical services fund**
31 **may be provided to complete the amount needed to provide a**
32 **grant for a defibrillator for that eligible entity as an**
33 **emergency medical services project of the agency; or**

34 (2) **the county emergency management organization or**
35 **interjurisdictional disaster agency of the county may**
36 **contribute funds to complete the amount needed for the grant**
37 **to purchase a defibrillator.**

38 (e) **An eligible entity that receives a grant under this section may**
39 **not purchase a defibrillator for a private entity. If the recipient of**
40 **a defibrillator purchased with a grant received under this section**
41 **ceases to exist or no longer uses the defibrillator, the recipient shall**
42 **return the defibrillator to the eligible entity that applied for the**

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1 **grant used to purchase the defibrillator for redistribution.**
2 **(f) An eligible entity that receives a grant under this section**
3 **may, at the discretion of the foundation, receive grants from the**
4 **foundation in addition to a grant under this section for the**
5 **purchase of defibrillators.**
6 SECTION 6. IC 10-15-3-5 IS AMENDED TO READ AS
7 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 5. Gifts of money to the
8 funds or the foundation, **including donations from persons**
9 **registering vehicles under IC 9-18-2-16(b)(4)**, or the proceeds from
10 the sale of gifts donated to the funds or the foundation shall be
11 deposited in the designated fund.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Safety and Homeland Security, to which was referred House Bill 1593, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete amendments adopted by the house public safety and homeland security committee on January 25, 2005.

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill do pass.

(Reference is to HB 1593 as introduced and as amended by the house public safety and homeland security committee on January 25, 2005.)

RUPPEL, Chair

Committee Vote: yeas 11, nays 0.

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