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| PREVAILED | Roll Call No. _____ |
| FAILED | Ayes _____ |
| WITHDRAWN | Noes _____ |
| RULED OUT OF ORDER | |

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1051 be amended to read as follows:

- 1 Page 2, after line 26, begin a new paragraph and insert:
- 2 "SECTION 2. IC 6-6-6.5-1 IS AMENDED TO READ AS
- 3 FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 1. As used in this
- 4 chapter, unless the context clearly indicates otherwise:
- 5 (a) "Aircraft" means a device which is designed to provide air
- 6 transportation for one (1) or more individuals or for cargo.
- 7 (b) "State" means the state of Indiana.
- 8 (c) "Department" refers to the department of state revenue.
- 9 (d) "Person" includes an individual, a partnership, a firm, a
- 10 corporation, a limited liability company, an association, a trust, or an
- 11 estate, or a legal representative of such.
- 12 (e) "Owner" means a person who holds or is required to obtain a
- 13 certificate of registration from the Federal Aviation Administration for
- 14 a specific aircraft. In the event an aircraft is the subject of an agreement
- 15 for the conditional sale or lease with the right of purchase upon the
- 16 performance of the conditions stated in the agreement and with an
- 17 immediate right of possession of the aircraft vested in the conditional
- 18 vendee or lessee, or in the event the mortgagor of an aircraft is entitled
- 19 to possession, then the conditional vendee or lessee or mortgagor shall
- 20 be deemed to be the owner for purposes of this chapter.
- 21 (f) "Dealer" means a person who has an established place of
- 22 business in this state, is required to obtain a certificate under
- 23 IC 6-2.5-8-1 or IC 6-2.5-8-3 and is engaged in the business of
- 24 manufacturing, buying, selling, or exchanging new or used aircraft.

1 (g) "Maximum landing weight" means the maximum weight of the
2 aircraft, accessories, fuel, pilot, passengers, and cargo that is permitted
3 on landing under the best conditions, as determined for an aircraft by
4 the appropriate federal agency or the certified allowable gross weight
5 published by the manufacturer of the aircraft.

6 (h) "Resident" means an individual or a fiduciary who resides or is
7 domiciled within Indiana or any corporation or business association
8 which maintains a fixed and established place of business within
9 Indiana for a period of more than sixty (60) days in any one (1) year.

10 (i) "Taxable aircraft" means an aircraft required to be registered
11 with the department by this chapter.

12 (j) "Regular annual registration date" means the last day of February
13 of each year.

14 (k) "Taxing district" means a geographic area within which property
15 is taxed by the same taxing units and at the same total rate.

16 (l) "Taxing unit" means an entity which has the power to impose ad
17 valorem property taxes.

18 (m) "Base" means the location or place where the aircraft is
19 normally hangared, tied down, housed, parked, or kept, when not in
20 use.

21 (n) "Homebuilt aircraft" means an aircraft constructed primarily by
22 an individual for personal use. The term homebuilt aircraft does not
23 include an aircraft constructed primarily by a for-profit aircraft
24 manufacturing business.

25 (o) "Pressurized aircraft" means an aircraft equipped with a system
26 designed to control the atmospheric pressure in the crew or passenger
27 cabins.

28 (p) "Establishing a base" means renting or leasing a hangar or tie
29 down for a particular aircraft for at least thirty-one (31) days.

30 (q) "Inventory aircraft" means an aircraft held for resale by a
31 registered Indiana dealer.

32 (r) **"Repair station" means a person who holds a repair station**
33 **certificate that was issued to the person by the Federal Aviation**
34 **Administration under 14 CFR Part 145.**

35 SECTION 3. IC 6-6-6.5-2 IS AMENDED TO READ AS
36 FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 2. (a) Except as
37 otherwise provided in this chapter, any resident of this state who owns
38 an aircraft shall register the aircraft with the department not later than
39 thirty-one (31) days after the purchase date.

40 (b) Except as otherwise provided in this chapter, any nonresident
41 who bases an aircraft in this state for more than sixty (60) days shall
42 register the aircraft with the department under this chapter not later
43 than sixty (60) days after establishing a base in Indiana.

44 (c) Except as otherwise provided in this chapter, an Indiana resident
45 who owns a homebuilt aircraft shall register the aircraft with the
46 department not later than thirty-one (31) days after the date the Federal

1 Aviation Administration has issued the certificate of registration and
2 air worthiness certificate for the aircraft.

3 (d) Notwithstanding subsection (b), if a nonresident bases an aircraft
4 in Indiana with a dealer **or repair station** solely for repairing,
5 remodeling, or refurbishing the aircraft, neither the nonresident nor the
6 dealer **or repair station** is required to register the aircraft with the
7 department under this chapter. However, the dealer **or repair station**
8 shall file a report with the department the month after the end of each
9 calendar quarter. The report must list only:

10 (1) the ~~dealer's~~ name **and** address **and of the dealer or repair**
11 **station;**

12 (2) **either:**

13 (A) **the dealer's** certification number; **or**

14 (B) **the repair station's certificate number;** and

15 (3) the N number of each aircraft that was based in this state for
16 more than sixty (60) days during the preceding quarter."

(Reference is to HB 1051 as printed February 16, 2007.)

Representative Leonard