



January 25, 2008

# HOUSE BILL No. 1203

DIGEST OF HB 1203 (Updated January 23, 2008 4:24 pm - DI 96)

**Citations Affected:** IC 9-18; IC 9-29; IC 20-27; noncode.

**Synopsis:** Registration of certain school buses. Modifies the registration cycle for school buses not owned by a school corporation. Requires that a school bus not owned by a school corporation must be registered before July 29 of each year. Permits a school bus not owned by a school corporation that is registered after January 31 for the prior calendar year to be registered at 1/2 the regular rate. Provides that a license plate issued before March 1, 2008, for a school bus not owned by a school corporation may be displayed through July 28, 2009. Makes conforming amendments and technical corrections.

**Effective:** Upon passage; July 1, 2008.

**Pflum, Saunders**

January 10, 2008, read first time and referred to Committee on Roads and Transportation.  
January 24, 2008, amended, reported — Do Pass.

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January 25, 2008

Second Regular Session 115th General Assembly (2008)

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 2007 Regular Session of the General Assembly.

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## HOUSE BILL No. 1203

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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 9-18-2-7, AS AMENDED BY P.L.79-2006,  
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2008]: Sec. 7. (a) A person who owns a vehicle subject to  
4 registration shall register each vehicle owned by the person as follows:  
5 (1) A vehicle subject to section 8 of this chapter shall be  
6 registered under section 8 **of this chapter**.  
7 (2) Subject to subsection (g), a vehicle not subject to section 8 **or**  
8 **8.5** of this chapter or to the International Registration Plan shall  
9 be registered before:  
10 (A) March 1 of each year; or  
11 (B) an earlier date subsequent to January 1 of each year as set  
12 by the bureau.  
13 (3) School buses owned by a school corporation are exempt from  
14 annual registration but are subject to registration under  
15 IC 20-27-7.  
16 (4) Subject to subsection (f), a vehicle subject to the International  
17 Registration Plan shall be registered before April 1 of each year.

HB 1203—LS 6604/DI 96+



1           **(5) A school bus not owned by a school corporation shall be**  
 2           **registered subject to section 8.5 of this chapter.**  
 3           (b) Registrations and reregistrations under this section are for the  
 4           calendar year. Registration and reregistration for school buses owned  
 5           by a school corporation may be for more than a calendar year.  
 6           (c) License plates for a vehicle subject to this section may be  
 7           displayed during:  
 8               (1) the calendar year for which the vehicle is registered; and  
 9               (2) the period of time:  
 10                (A) subsequent to the calendar year; and  
 11                (B) before the date that the vehicle must be reregistered.  
 12           (d) Except as provided in IC 9-18-12-2.5, a person who owns or  
 13           operates a vehicle may not operate or permit the operation of a vehicle  
 14           that:  
 15               (1) is required to be registered under this chapter; and  
 16               (2) has expired license plates.  
 17           (e) If a vehicle that is required to be registered under this chapter  
 18           has:  
 19               (1) been operated on the highways; and  
 20               (2) not been properly registered under this chapter;  
 21           the bureau shall, before the vehicle is reregistered, collect the  
 22           registration fee that the owner of the vehicle would have paid if the  
 23           vehicle had been properly registered.  
 24           (f) The department of state revenue may adopt rules under IC 4-22-2  
 25           to issue staggered registration to motor vehicles subject to the  
 26           International Registration Plan.  
 27           (g) **Except as provided in section 8.5 of this chapter**, the bureau  
 28           may adopt rules under IC 4-22-2 to issue staggered registration to  
 29           motor vehicles described in subsection (a)(2).  
 30           SECTION 2. IC 9-18-2-8.5 IS ADDED TO THE INDIANA CODE  
 31           AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
 32           1, 2008]: **Sec. 8.5. (a) Notwithstanding section 8 of this chapter, a**  
 33           **school bus owned by a person other than a school corporation shall**  
 34           **be registered before July 29 of each year.**  
 35           **(b) Registration and reregistration for a school bus under this**  
 36           **section is for one (1) year.**  
 37           **(c) A certificate of inspection as required under IC 20-27-7-16**  
 38           **must accompany a registration and reregistration application of a**  
 39           **school bus under this section.**  
 40           **(d) A person registering a school bus under this section shall pay**  
 41           **the annual registration fee required under IC 9-29-5-8 and any fees**  
 42           **and service charges required of a vehicle registered under this**

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**chapter.**  
**(e) Upon registration of a school bus under this section, the bureau shall issue a license plate under section 30 of this chapter, including:**

- (1) an annual renewal tag; or**
- (2) other indicia;**

**to be attached on the semipermanent plate.**

**(f) A license plate with a renewal tag or other indicia of registration issued under this section may be displayed during:**

- (1) the calendar year for which the school bus is registered; and**
- (2) the period:**
  - (A) after the calendar year; and**
  - (B) before July 29 of the subsequent year.**

SECTION 3. IC 9-29-5-42, AS AMENDED BY P.L.210-2005, SECTION 65, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2008]: Sec. 42. (a) Except as provided in subsection (c), vehicles not subject to IC 9-18-2-8 **or IC 9-18-2-8.5** shall be registered at one-half (1/2) of the regular rate, subject to IC 9-18-2-7, if the vehicle is registered after July 31 of any year. This subsection does not apply to the following:

- (1) Special machinery.
- (2) Semitrailers registered on a five (5) year or permanent basis under IC 9-18-10-2.
- (3) An implement of agriculture designed to be operated primarily on a highway.

(b) Except as provided in subsection (c), subsection (a) and IC 9-18-2-7 determine the registration fee for the registration of a vehicle subject to registration under IC 9-18-2-8(c), IC 9-18-2-8(d), and IC 9-18-2-8(e) and acquired by an owner subsequent to the date required for the annual registration of vehicles by an owner set forth in IC 9-18-2-8.

(c) Subject to subsection (d), a vehicle subject to the International Registration Plan that is registered after September 30 shall be registered at a rate determined by the following formula:

- STEP ONE: Determine the number of months before April 1 of the following year beginning with the date of registration. A partial month shall be rounded to one (1) month.
- STEP TWO: Multiply the STEP ONE result by one-twelfth (1/12).
- STEP THREE: Multiply the annual registration fee for the vehicle by the STEP TWO result.

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1 (d) If the department of state revenue adopts rules under IC 9-18-2-7  
 2 to implement staggered registration for motor vehicles subject to the  
 3 International Registration Plan, a motor vehicle subject to the  
 4 International Registration Plan that is registered after the date  
 5 designated for registration of the motor vehicle in rules adopted under  
 6 IC 9-18-2-7 shall be registered at a rate determined by the following  
 7 formula:

8 STEP ONE: Determine the number of months before the motor  
 9 vehicle must be reregistered. A partial month shall be rounded to  
 10 one (1) month.

11 STEP TWO: Multiply the STEP ONE result by one-twelfth  
 12 (1/12).

13 STEP THREE: Multiply the annual registration fee for the vehicle  
 14 by the STEP TWO result.

15 **(e) A school bus subject to registration under IC 9-18-2-8.5 that**  
 16 **is registered after January 31 for the prior calendar year shall be**  
 17 **registered at one-half (1/2) the regular rate.**

18 SECTION 4. IC 20-27-7-16, AS ADDED BY P.L.1-2005,  
 19 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 20 JULY 1, 2008]: Sec. 16. When the owner of a school bus applies for a  
 21 registration plate **under IC 9-18-2-7 or IC 9-18-2-8.5**, the owner shall  
 22 submit with the application a certificate of inspection ~~and safety~~ issued  
 23 under **section 3** of this chapter. If the certificate **of inspection** does not  
 24 accompany an owner's application, the bureau of motor vehicles may  
 25 not issue a registration plate.

26 SECTION 5. IC 20-27-7-18, AS ADDED BY P.L.1-2005,  
 27 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 28 JULY 1, 2008]: Sec. 18. (a) A school corporation that owns a school  
 29 bus or a special purpose bus and uses the school bus or special purpose  
 30 bus to transport students is exempt from the payment of the annual  
 31 registration fee for the school bus or special purpose bus. On  
 32 application by a school corporation, the commissioner of motor  
 33 vehicles shall furnish registration number plates for exempted vehicles  
 34 without charge. Application for registration of exempted vehicles shall  
 35 be:

36 (1) made whenever a newly acquired school bus or special  
 37 purpose bus requires a registration number plate;

38 (2) made whenever a registration number plate is transferred from  
 39 one (1) school bus or special purpose bus owned by the school  
 40 corporation to another school bus or special purpose bus owned  
 41 by the school corporation;

42 (3) made in the name of the school corporation that owns the

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1 school bus or special purpose bus to be registered; and  
 2 (4) signed by the proper official of the school corporation.  
 3 (b) An owner other than a school corporation that owns a school bus  
 4 or a special purpose bus and uses the school bus or special purpose bus  
 5 to transport students is not exempt from annual registration **as**  
 6 **required under IC 9-18-2-8.5** or payment of the annual registration  
 7 fee for school buses.  
 8 SECTION 6. [EFFECTIVE UPON PASSAGE] (a) **A person that**  
 9 **has registered a school bus owned by a person other than a school**  
 10 **corporation before March 1, 2008, in compliance with IC 9-18-2-7,**  
 11 **before its amendment by this act, may display the license plates**  
 12 **issued for the school bus in 2008 and through July 28, 2009.**  
 13 (b) **This SECTION expires December 31, 2009.**  
 14 SECTION 7. **An emergency is declared for this act.**

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred House Bill 1203, 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:

Page 2, line 34, delete "August 1" and insert "**July 29**".

Page 3, line 14, delete "August 1" and insert "**July 29**".

Page 5, line 12, delete "July 31," and insert "**July 28,**".

and when so amended that said bill do pass.

(Reference is to HB 1203 as introduced.)

AUSTIN, Chair

Committee Vote: yeas 11, nays 0.

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**Y**

