



Reprinted
February 2, 2010

HOUSE BILL No. 1203

DIGEST OF HB 1203 (Updated February 1, 2010 5:56 pm - DI 103)

Citations Affected: IC 9-13; IC 9-18; IC 9-19; IC 9-29.

Synopsis: Vehicle license plates. Authorizes a person to apply for, receive, and display a disabled veteran license plate on the person's vehicle if the person, as the result of having served in the armed forces of the United States, has been rated by the United States Department of Veterans Affairs as being 100% disabled and is receiving service related compensation from the United States Department of Veterans Affairs. Adds the Indiana Gold Star family license plate as a license plate available from the bureau of motor vehicles to certain family members of an individual who has died while serving on active duty, or dies as a result of injuries sustained while serving on active duty, as a member of the armed forces of the United States or the national guard. Requires the bureau of motor vehicles to authorize the display of a restored or refurbished authentic license plate from the model year of an antique motor vehicle on an antique motor vehicle. Provides that motorcycle handlebars may not rise higher than the shoulders of the driver when the driver is seated in the driver's seat. Deletes outdated language.

Effective: January 1, 2010 (retroactive); July 1, 2010.

Smith M, Grubb, Steuerwald, Reske

January 7, 2010, read first time and referred to Committee on Roads and Transportation.
January 28, 2010, amended, reported — Do Pass.
February 1, 2010, read second time, amended, ordered engrossed.

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Second Regular Session 116th General Assembly (2010)

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 2009 Regular and Special Sessions of the General Assembly.

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HOUSE BILL No. 1203

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 9-13-2-69.8 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE
3 JANUARY 1, 2010 (RETROACTIVE)]: **Sec. 69.8. "Gold Star family
4 member" for purposes of IC 9-18-54, has the meaning set forth in
5 IC 9-18-54-1.**
- 6 SECTION 2. IC 9-18-12-2.5, AS ADDED BY P.L.79-2006,
7 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
8 JULY 1, 2010]: Sec. 2.5. (a) ~~After December 31, 2007~~, A person who
9 registers an antique motor vehicle under this chapter may:
10 (1) furnish; and
11 (2) display on the antique motor vehicle;
12 an Indiana license plate from the model year of the antique motor
13 vehicle.
14 (b) A license plate furnished and displayed under this section must
15 be an authentic license plate from the model year of the antique motor
16 vehicle.
17 (c) Before a license plate is mounted on an antique motor vehicle

HB 1203—LS 6572/DI 96+



1 under this section, the license plate must be inspected by the bureau to
2 determine whether the license plate:

- 3 (1) complies with this section;
- 4 (2) is in suitable condition to be displayed; and
- 5 (3) bears a unique plate number at the time of the registration of
6 the antique motor vehicle.

7 The bureau shall **authorize the display of a restored or refurbished**
8 **authentic license plate, but** may prohibit the display of an authentic
9 license plate under this section if the authentic license plate is not in
10 conformance with this subsection.

11 (d) If an Indiana license plate from the model year of the antique
12 motor vehicle is displayed on a motor vehicle registered as an antique
13 motor vehicle under this chapter, the current certificate of registration
14 of the antique motor vehicle shall be:

- 15 (1) kept at all times in the vehicle; and
- 16 (2) made available for inspection upon the demand of a law
17 enforcement officer.

18 Notwithstanding IC 9-18-2-21, this subsection is not satisfied by
19 keeping a reproduction of the certificate of registration in the vehicle
20 or making a reproduction of the certificate of registration available for
21 inspection.

22 (e) The fee to register and display an authentic license plate from
23 the model year of an antique motor vehicle is as provided in
24 IC 9-29-5-32.5.

25 SECTION 3. IC 9-18-15-1, AS AMENDED BY P.L.182-2009(ss),
26 SECTION 286, IS AMENDED TO READ AS FOLLOWS
27 [EFFECTIVE JANUARY 1, 2010 (RETROACTIVE)]: Sec. 1. (a) A
28 person who is the registered owner or lessee of a:

- 29 (1) passenger motor vehicle;
- 30 (2) motorcycle;
- 31 (3) recreational vehicle; or
- 32 (4) vehicle registered as a truck with a declared gross weight of
33 not more than:
 - 34 (A) eleven thousand (11,000) pounds;
 - 35 (B) nine thousand (9,000) pounds; or
 - 36 (C) seven thousand (7,000) pounds;

37 registered with the bureau or who makes an application for an original
38 registration or renewal registration of a vehicle may apply to the bureau
39 for a personalized license plate to be affixed to the vehicle for which
40 registration is sought instead of the regular license plate.

- 41 (b) A person who:
 - 42 (1) is the registered owner or lessee of a vehicle described in

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- 1 subsection (a); and
- 2 (2) is eligible to receive a license plate for the vehicle under:
- 3 (A) IC 9-18-17 (prisoner of war license plates);
- 4 (B) IC 9-18-18 (disabled veteran license plates);
- 5 (C) IC 9-18-19 (Purple Heart license plates);
- 6 (D) IC 9-18-20 (Indiana National Guard license plates);
- 7 (E) IC 9-18-21 (Indiana Guard Reserve license plates);
- 8 (F) IC 9-18-22 (license plates for persons with disabilities);
- 9 (G) IC 9-18-23 (amateur radio operator license plates);
- 10 (H) IC 9-18-24 (civic event license plates);
- 11 (I) IC 9-18-24.5 (In God We Trust license plates);
- 12 (J) IC 9-18-25 (special group recognition license plates);
- 13 (K) IC 9-18-29 (environmental license plates);
- 14 (L) IC 9-18-30 (kids first trust license plates);
- 15 (M) IC 9-18-31 (education license plates);
- 16 (N) IC 9-18-32.2 (drug free Indiana trust license plates);
- 17 (O) IC 9-18-33 (Indiana FFA trust license plates);
- 18 (P) IC 9-18-34 (Indiana firefighter license plates);
- 19 (Q) IC 9-18-35 (Indiana food bank trust license plates);
- 20 (R) IC 9-18-36 (Indiana girl scouts trust license plates);
- 21 (S) IC 9-18-37 (Indiana boy scouts trust license plates);
- 22 (T) IC 9-18-38 (Indiana retired armed forces member license
- 23 plates);
- 24 (U) IC 9-18-39 (Indiana antique car museum trust license
- 25 plates);
- 26 (V) IC 9-18-40 (D.A.R.E. Indiana trust license plates);
- 27 (W) IC 9-18-41 (Indiana arts trust license plates);
- 28 (X) IC 9-18-42 (Indiana health trust license plates);
- 29 (Y) IC 9-18-43 (Indiana mental health trust license plates);
- 30 (Z) IC 9-18-44 (Indiana Native American trust license plates);
- 31 (AA) IC 9-18-45.8 (Pearl Harbor survivor license plates);
- 32 (BB) IC 9-18-46.2 (Indiana state educational institution trust
- 33 license plates);
- 34 (CC) IC 9-18-47 (Lewis and Clark bicentennial license plates);
- 35 (DD) IC 9-18-48 (Riley Children's Foundation license plates);
- 36 (EE) IC 9-18-49 (National Football League franchised
- 37 professional football team license plates);
- 38 (FF) IC 9-18-50 (Hoosier veteran license plates);
- 39 (GG) IC 9-18-51 (support our troops license plates);
- 40 (HH) IC 9-18-52 (Abraham Lincoln bicentennial license
- 41 plates); **or**
- 42 (II) IC 9-18-53 (Earlham College Trust license plates); **or**

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(JJ) IC 9-18-54 (Indiana Gold Star family member license plates);

may apply to the bureau for a personalized license plate to be affixed to the vehicle for which registration is sought instead of the regular special recognition license plate.

SECTION 4. IC 9-18-18-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2010]: Sec. 1. (a) A person may apply for, receive, and display a disabled veteran license plate on the person's vehicle for private and personal use if the person, as the result of having served in the armed forces of the United States, has:

- (1) lost sight in both eyes or suffered permanent impairment of vision in both eyes to the extent of being eligible for service-connected compensation for the loss;
- (2) suffered the loss of one (1) or both feet or the permanent loss of use of one (1) or both feet;
- (3) suffered the loss of one (1) or both hands or the permanent loss of use of one (1) or both hands; ~~or~~
- (4) a physical condition that precludes the person from walking without pain or difficulty; ~~or~~
- (5) been rated by the United States Department of Veterans Affairs as being one hundred percent (100%) disabled and is receiving service related compensation from the United States Department of Veterans Affairs.**

(b) An application for a disabled veteran license plate must be accompanied by a certificate from the:

- (1) United States Department of Veterans Affairs; or
 - (2) appropriate branch of the armed forces of the United States;
- confirming the eligibility of the person submitting the application for the disabled veteran license plate.

SECTION 5. IC 9-18-25-1, AS AMENDED BY P.L.30-2008, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2010 (RETROACTIVE)]: Sec. 1. This chapter does not apply to the following:

- (1) Antique motor vehicle license plates (IC 9-18-12).
- (2) Recovery vehicle license plates (IC 9-18-13).
- (3) Personalized license plates (IC 9-18-15).
- (4) Prisoner of war license plates (IC 9-18-17).
- (5) Disabled veteran license plates (IC 9-18-18).
- (6) Purple Heart license plates (IC 9-18-19).
- (7) Indiana National Guard license plates (IC 9-18-20).
- (8) Person with a disability license plates (IC 9-18-22).
- (9) Amateur radio operator license plates (IC 9-18-23).

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- 1 (10) In God We Trust license plates (IC 9-18-24.5).
- 2 (11) Pearl Harbor survivor license plates (IC 9-18-45.8).
- 3 (12) Hoosier veteran license plates (IC 9-18-50).
- 4 (13) Support our troops license plates (IC 9-18-51).
- 5 (14) Abraham Lincoln bicentennial license plates (IC 9-18-52).
- 6 **(15) Indiana Gold Star family member license plates**
- 7 **(IC 9-18-54).**

8 SECTION 6. IC 9-18-54 IS ADDED TO THE INDIANA CODE AS
 9 A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE
 10 JANUARY 1, 2010 (RETROACTIVE)]:

11 **Chapter 54. Indiana Gold Star Family Member License Plate**
 12 **Sec. 1. As used in this chapter, "Gold Star family member"**
 13 **means:**

- 14 (1) a parent;
 - 15 (2) a child;
 - 16 (3) a sibling;
 - 17 (4) a grandparent;
 - 18 (5) a great grandparent; or
 - 19 (6) the spouse;
- 20 of an individual who has died while serving on active duty, or dies
 21 as a result of injuries sustained while serving on active duty, as a
 22 member of the armed forces of the United States or the National
 23 Guard (as defined in IC 10-16-1-13).

24 **Sec. 2. The bureau shall design and issue an Indiana Gold Star**
 25 **family member license plate beginning January 1, 2010.**

26 **Sec. 3. An Indiana Gold Star family member license plate must**
 27 **include the following:**

- 28 (1) A basic design for the plate, with consecutive numbers or
- 29 letters, or both, to properly identify the vehicle.
- 30 (2) A background design, an emblem, or colors that designate
- 31 the license plate as an Indiana Gold Star family member
- 32 license plate.
- 33 (3) Any other information that the bureau considers
- 34 necessary.

35 **Sec. 4. An Indiana Gold Star family member license plate issued**
 36 **under this chapter may be displayed on the following:**

- 37 (1) A passenger motor vehicle.
- 38 (2) A truck registered as a truck with a declared gross weight
- 39 of not more than eleven thousand (11,000) pounds.
- 40 (3) A recreational vehicle.

41 **Sec. 5. A person who is an Indiana Gold Star family member**
 42 **and who is eligible to register and display a license plate on a**

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1 vehicle under this title may receive an Indiana Gold Star family
2 member license plate for one (1) or more vehicles after doing the
3 following:

- 4 (1) Completing an application for an Indiana Gold Star family
- 5 member license plate.
- 6 (2) Providing the bureau with appropriate documentation as
- 7 defined by the bureau to establish eligibility as an Indiana
- 8 Gold Star family member.
- 9 (3) Paying the fee under section 6 of this chapter.

10 **Sec. 6. The fee for an Indiana Gold Star family member license**
11 **plate is the appropriate fee under IC 9-29-5-38.6.**

12 SECTION 7. IC 9-19-7-2 IS AMENDED TO READ AS FOLLOWS
13 [EFFECTIVE JULY 1, 2010]: Sec. 2. (a) Except as provided in
14 subsection (b), a motorcycle operated on the streets or highways by a
15 resident of Indiana must meet the following requirements:

- 16 (1) Be equipped with handlebars that rise not ~~more than fifteen~~
17 ~~(15) inches above the level of~~ **higher than the shoulders of the**
18 **driver when the driver is seated in** the driver's seat or saddle.
19 ~~when occupied.~~
- 20 (2) Be equipped with brakes in good working order on both front
21 and rear wheels.
- 22 (3) Be equipped with footrests or pegs for both operator and
23 passenger.
- 24 (4) Be equipped with lamps and reflectors meeting the standards
25 of the United States Department of Transportation.

26 (b) A motorcycle manufactured before January 1, 1956, is not
27 required to be equipped with lamps and other illuminating devices
28 under subsection (a) if the motorcycle is not operated at the times when
29 lighted head lamps and other illuminating devices are required under
30 IC 9-21-7-2.

31 SECTION 8. IC 9-29-5-38.6 IS ADDED TO THE INDIANA CODE
32 AS A **NEW SECTION TO READ AS FOLLOWS [EFFECTIVE**
33 **JANUARY 1, 2010 (RETROACTIVE)]: Sec. 38.6. A vehicle**
34 **registered under IC 9-18-54 is subject to an annual registration fee**
35 **and any other fee or tax required of a person registering a vehicle**
36 **under this title.**

37 SECTION 9. **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 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 9-13-2-69.8 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2010 (RETROACTIVE)]: **Sec. 69.8. "Gold Star family member" for purposes of IC 9-18-54, has the meaning set forth in IC 9-18-54-1.**

SECTION 2. IC 9-18-12-2.5, AS ADDED BY P.L.79-2006, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2010]: Sec. 2.5. (a) ~~After December 31, 2007~~, A person who registers an antique motor vehicle under this chapter may:

- (1) furnish; and
- (2) display on the antique motor vehicle;

an Indiana license plate from the model year of the antique motor vehicle.

(b) A license plate furnished and displayed under this section must be an authentic license plate from the model year of the antique motor vehicle.

(c) Before a license plate is mounted on an antique motor vehicle under this section, the license plate must be inspected by the bureau to determine whether the license plate:

- (1) complies with this section;
- (2) is in suitable condition to be displayed; and
- (3) bears a unique plate number at the time of the registration of the antique motor vehicle.

The bureau **shall authorize the display of a restored or refurbished authentic license plate, but** may prohibit the display of an authentic license plate under this section if the authentic license plate is not in conformance with this subsection.

(d) If an Indiana license plate from the model year of the antique motor vehicle is displayed on a motor vehicle registered as an antique motor vehicle under this chapter, the current certificate of registration of the antique motor vehicle shall be:

- (1) kept at all times in the vehicle; and
- (2) made available for inspection upon the demand of a law enforcement officer.

Notwithstanding IC 9-18-2-21, this subsection is not satisfied by

HB 1203—LS 6572/DI 96+

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keeping a reproduction of the certificate of registration in the vehicle or making a reproduction of the certificate of registration available for inspection.

(e) The fee to register and display an authentic license plate from the model year of an antique motor vehicle is as provided in IC 9-29-5-32.5.

SECTION 3. IC 9-18-15-1, AS AMENDED BY P.L.182-2009(ss), SECTION 286, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2010 (RETROACTIVE)]: Sec. 1. (a) A person who is the registered owner or lessee of a:

- (1) passenger motor vehicle;
- (2) motorcycle;
- (3) recreational vehicle; or
- (4) vehicle registered as a truck with a declared gross weight of not more than:
 - (A) eleven thousand (11,000) pounds;
 - (B) nine thousand (9,000) pounds; or
 - (C) seven thousand (7,000) pounds;

registered with the bureau or who makes an application for an original registration or renewal registration of a vehicle may apply to the bureau for a personalized license plate to be affixed to the vehicle for which registration is sought instead of the regular license plate.

(b) A person who:

- (1) is the registered owner or lessee of a vehicle described in subsection (a); and
- (2) is eligible to receive a license plate for the vehicle under:
 - (A) IC 9-18-17 (prisoner of war license plates);
 - (B) IC 9-18-18 (disabled veteran license plates);
 - (C) IC 9-18-19 (Purple Heart license plates);
 - (D) IC 9-18-20 (Indiana National Guard license plates);
 - (E) IC 9-18-21 (Indiana Guard Reserve license plates);
 - (F) IC 9-18-22 (license plates for persons with disabilities);
 - (G) IC 9-18-23 (amateur radio operator license plates);
 - (H) IC 9-18-24 (civic event license plates);
 - (I) IC 9-18-24.5 (In God We Trust license plates);
 - (J) IC 9-18-25 (special group recognition license plates);
 - (K) IC 9-18-29 (environmental license plates);
 - (L) IC 9-18-30 (kids first trust license plates);
 - (M) IC 9-18-31 (education license plates);
 - (N) IC 9-18-32.2 (drug free Indiana trust license plates);
 - (O) IC 9-18-33 (Indiana FFA trust license plates);
 - (P) IC 9-18-34 (Indiana firefighter license plates);

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(Q) IC 9-18-35 (Indiana food bank trust license plates);
 (R) IC 9-18-36 (Indiana girl scouts trust license plates);
 (S) IC 9-18-37 (Indiana boy scouts trust license plates);
 (T) IC 9-18-38 (Indiana retired armed forces member license plates);
 (U) IC 9-18-39 (Indiana antique car museum trust license plates);
 (V) IC 9-18-40 (D.A.R.E. Indiana trust license plates);
 (W) IC 9-18-41 (Indiana arts trust license plates);
 (X) IC 9-18-42 (Indiana health trust license plates);
 (Y) IC 9-18-43 (Indiana mental health trust license plates);
 (Z) IC 9-18-44 (Indiana Native American trust license plates);
 (AA) IC 9-18-45.8 (Pearl Harbor survivor license plates);
 (BB) IC 9-18-46.2 (Indiana state educational institution trust license plates);
 (CC) IC 9-18-47 (Lewis and Clark bicentennial license plates);
 (DD) IC 9-18-48 (Riley Children's Foundation license plates);
 (EE) IC 9-18-49 (National Football League franchised professional football team license plates);
 (FF) IC 9-18-50 (Hoosier veteran license plates);
 (GG) IC 9-18-51 (support our troops license plates);
 (HH) IC 9-18-52 (Abraham Lincoln bicentennial license plates); or
 (II) IC 9-18-53 (Earlham College Trust license plates); or
(JJ) IC 9-18-54 (Indiana Gold Star family member license plates);

may apply to the bureau for a personalized license plate to be affixed to the vehicle for which registration is sought instead of the regular special recognition license plate."

Page 2, after line 7, begin a new paragraph and insert:

"SECTION 5. IC 9-18-25-1, AS AMENDED BY P.L.30-2008, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2010 (RETROACTIVE)]: Sec. 1. This chapter does not apply to the following:

- (1) Antique motor vehicle license plates (IC 9-18-12).
- (2) Recovery vehicle license plates (IC 9-18-13).
- (3) Personalized license plates (IC 9-18-15).
- (4) Prisoner of war license plates (IC 9-18-17).
- (5) Disabled veteran license plates (IC 9-18-18).
- (6) Purple Heart license plates (IC 9-18-19).
- (7) Indiana National Guard license plates (IC 9-18-20).
- (8) Person with a disability license plates (IC 9-18-22).



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- (9) Amateur radio operator license plates (IC 9-18-23).
- (10) In God We Trust license plates (IC 9-18-24.5).
- (11) Pearl Harbor survivor license plates (IC 9-18-45.8).
- (12) Hoosier veteran license plates (IC 9-18-50).
- (13) Support our troops license plates (IC 9-18-51).
- (14) Abraham Lincoln bicentennial license plates (IC 9-18-52).
- (15) Indiana Gold Star family member license plates (IC 9-18-54).**

SECTION 6. IC 9-18-54 IS ADDED TO THE INDIANA CODE AS A **NEW CHAPTER** TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2010 (RETROACTIVE)]:

Chapter 54. Indiana Gold Star Family Member License Plate

Sec. 1. As used in this chapter, "Gold Star family member" means:

- (1) a parent;**
- (2) a child;**
- (3) a sibling;**
- (4) a grandparent;**
- (5) a great grandparent; or**
- (6) the spouse;**

of an individual who has died while serving on active duty, or dies as a result of injuries sustained while serving on active duty, as a member of the armed forces of the United States or the National Guard (as defined in IC 10-16-1-13).

Sec. 2. The bureau shall design and issue an Indiana Gold Star family member license plate beginning January 1, 2010.

Sec. 3. An Indiana Gold Star family member license plate must include the following:

- (1) A basic design for the plate, with consecutive numbers or letters, or both, to properly identify the vehicle.**
- (2) A background design, an emblem, or colors that designate the license plate as an Indiana Gold Star family member license plate.**
- (3) Any other information that the bureau considers necessary.**

Sec. 4. An Indiana Gold Star family member license plate issued under this chapter may be displayed on the following:

- (1) A passenger motor vehicle.**
- (2) A truck registered as a truck with a declared gross weight of not more than eleven thousand (11,000) pounds.**
- (3) A recreational vehicle.**

Sec. 5. A person who is an Indiana Gold Star family member

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and who is eligible to register and display a license plate on a vehicle under this title may receive an Indiana Gold Star family member license plate for one (1) or more vehicles after doing the following:

- (1) Completing an application for an Indiana Gold Star family member license plate.
- (2) Providing the bureau with appropriate documentation as defined by the bureau to establish eligibility as an Indiana Gold Star family member.
- (3) Paying the fee under section 6 of this chapter.

Sec. 6. The fee for an Indiana Gold Star family member license plate is the appropriate fee under IC 9-29-5-38.6.

SECTION 7. IC 9-29-5-38.6 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2010 (RETROACTIVE)]: **Sec. 38.6. A vehicle registered under IC 9-18-54 is subject to an annual registration fee and any other fee or tax required of a person registering a vehicle under this title.**

SECTION 8. **An emergency is declared for this act."**

Re-number all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1203 as introduced.)

AUSTIN, Chair

Committee Vote: yeas 12, nays 0.

HOUSE MOTION

Mr. Speaker: I move that House Bill 1203 be amended to read as follows:

Page 6, between lines 11 and 12, begin a new paragraph and insert: "SECTION 7. IC 9-19-7-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2010]: Sec. 2. (a) Except as provided in subsection (b), a motorcycle operated on the streets or highways by a resident of Indiana must meet the following requirements:

- (1) Be equipped with handlebars that rise not ~~more than fifteen~~ (+5) inches above the level of ~~higher than the shoulders of the driver when the driver is seated in~~ the driver's seat or saddle. ~~when occupied.~~

HB 1203—LS 6572/DI 96+



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(2) Be equipped with brakes in good working order on both front and rear wheels.

(3) Be equipped with footrests or pegs for both operator and passenger.

(4) Be equipped with lamps and reflectors meeting the standards of the United States Department of Transportation.

(b) A motorcycle manufactured before January 1, 1956, is not required to be equipped with lamps and other illuminating devices under subsection (a) if the motorcycle is not operated at the times when lighted head lamps and other illuminating devices are required under IC 9-21-7-2."

Renumber all SECTIONS consecutively.

(Reference is to HB 1203 as printed January 29, 2010.)

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