



January 29, 2010

SENATE BILL No. 142

DIGEST OF SB 142 (Updated January 26, 2010 1:00 pm - DI 71)

Citations Affected: IC 9-14; IC 9-18; IC 14-19; noncode.

Synopsis: Disabled Hoosier veteran license plate. Renames the disabled veteran license plate the disabled Hoosier veteran license plate. Provides that a person who receives a disabled Hoosier veteran license plate due to a walking impairment must have a service connected disability of lower than 40%. Provides for only one design for disabled Hoosier veteran license plates. Repeals the provision requiring two distinct designs for disabled veteran license plates.

Effective: July 1, 2010.

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January 5, 2010, read first time and referred to Committee on Homeland Security, Transportation & Veterans Affairs.
January 28, 2010, amended, reported favorably — Do Pass.

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January 29, 2010

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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SENATE BILL No. 142

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 9-14-5-7 IS AMENDED TO READ AS FOLLOWS
2 [EFFECTIVE JULY 1, 2010]: Sec. 7. A placard issued under this
3 chapter must be displayed on the dashboard of a motor vehicle that is
4 parked in a parking space reserved for persons with physical
5 disabilities under this chapter unless the motor vehicle bears a license
6 plate for a person with a disability issued under IC 9-18-22, a disabled
7 **Hoosier** veteran's license plate issued under IC 9-18-18, or an
8 equivalent parking permit issued under the laws of another state. If a
9 placard is lost, stolen, damaged, or destroyed, the bureau shall provide
10 a duplicate placard upon the application of the person who was issued
11 the placard.

12 SECTION 2. IC 9-18-15-1, AS AMENDED BY P.L.182-2009(ss),
13 SECTION 286, IS AMENDED TO READ AS FOLLOWS
14 [EFFECTIVE JULY 1, 2010]: Sec. 1. (a) A person who is the
15 registered owner or lessee of a:

- 16 (1) passenger motor vehicle;
17 (2) motorcycle;

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- 1 (3) recreational vehicle; or
- 2 (4) vehicle registered as a truck with a declared gross weight of
- 3 not more than:
- 4 (A) eleven thousand (11,000) pounds;
- 5 (B) nine thousand (9,000) pounds; or
- 6 (C) seven thousand (7,000) pounds;
- 7 registered with the bureau or who makes an application for an original
- 8 registration or renewal registration of a vehicle may apply to the bureau
- 9 for a personalized license plate to be affixed to the vehicle for which
- 10 registration is sought instead of the regular license plate.
- 11 (b) A person who:
- 12 (1) is the registered owner or lessee of a vehicle described in
- 13 subsection (a); and
- 14 (2) is eligible to receive a license plate for the vehicle under:
- 15 (A) IC 9-18-17 (prisoner of war license plates);
- 16 (B) IC 9-18-18 (disabled **Hoosier** veteran license plates);
- 17 (C) IC 9-18-19 (Purple Heart license plates);
- 18 (D) IC 9-18-20 (Indiana National Guard license plates);
- 19 (E) IC 9-18-21 (Indiana Guard Reserve license plates);
- 20 (F) IC 9-18-22 (license plates for persons with disabilities);
- 21 (G) IC 9-18-23 (amateur radio operator license plates);
- 22 (H) IC 9-18-24 (civic event license plates);
- 23 (I) IC 9-18-24.5 (In God We Trust license plates);
- 24 (J) IC 9-18-25 (special group recognition license plates);
- 25 (K) IC 9-18-29 (environmental license plates);
- 26 (L) IC 9-18-30 (kids first trust license plates);
- 27 (M) IC 9-18-31 (education license plates);
- 28 (N) IC 9-18-32.2 (drug free Indiana trust license plates);
- 29 (O) IC 9-18-33 (Indiana FFA trust license plates);
- 30 (P) IC 9-18-34 (Indiana firefighter license plates);
- 31 (Q) IC 9-18-35 (Indiana food bank trust license plates);
- 32 (R) IC 9-18-36 (Indiana girl scouts trust license plates);
- 33 (S) IC 9-18-37 (Indiana boy scouts trust license plates);
- 34 (T) IC 9-18-38 (Indiana retired armed forces member license
- 35 plates);
- 36 (U) IC 9-18-39 (Indiana antique car museum trust license
- 37 plates);
- 38 (V) IC 9-18-40 (D.A.R.E. Indiana trust license plates);
- 39 (W) IC 9-18-41 (Indiana arts trust license plates);
- 40 (X) IC 9-18-42 (Indiana health trust license plates);
- 41 (Y) IC 9-18-43 (Indiana mental health trust license plates);
- 42 (Z) IC 9-18-44 (Indiana Native American trust license plates);

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- 1 (AA) IC 9-18-45.8 (Pearl Harbor survivor license plates);
- 2 (BB) IC 9-18-46.2 (Indiana state educational institution trust
- 3 license plates);
- 4 (CC) IC 9-18-47 (Lewis and Clark bicentennial license plates);
- 5 (DD) IC 9-18-48 (Riley Children's Foundation license plates);
- 6 (EE) IC 9-18-49 (National Football League franchised
- 7 professional football team license plates);
- 8 (FF) IC 9-18-50 (Hoosier veteran license plates);
- 9 (GG) IC 9-18-51 (support our troops license plates);
- 10 (HH) IC 9-18-52 (Abraham Lincoln bicentennial license
- 11 plates); or
- 12 (II) IC 9-18-53 Earlham College Trust license plates;

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

16 SECTION 3. IC 9-18-18-1 IS AMENDED TO READ AS
 17 FOLLOWS [EFFECTIVE JULY 1, 2010]: Sec. 1. (a) A person may
 18 apply for, receive, and display a disabled **Hoosier** veteran license plate
 19 on the person's vehicle for private and personal use if the person, as the
 20 result of having served in the armed forces of the United States, has:

- 21 (1) lost sight in both eyes or suffered permanent impairment of
- 22 vision in both eyes to the extent of being eligible for
- 23 service-connected compensation for the loss;
- 24 (2) suffered the loss of one (1) or both feet or the permanent loss
- 25 of use of one (1) or both feet;
- 26 (3) suffered the loss of one (1) or both hands or the permanent
- 27 loss of use of one (1) or both hands; or
- 28 (4) a **United States Department of Veterans Affairs disability**
- 29 **rating for a** physical condition that precludes the person from
- 30 walking without pain or difficulty.

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

- 33 (1) United States Department of Veterans Affairs; or
 - 34 (2) appropriate branch of the armed forces of the United States;
- 35 confirming the eligibility of the person submitting the application for
 36 the disabled **Hoosier** veteran license plate. **If the person is eligible**
 37 **under subsection (a)(4) and has a United States Department of**
 38 **Veterans Affairs disability rating lower than forty percent (40%),**
 39 **the certificate submitted under this subsection must specifically**
 40 **indicate that the person's eligibility is due to a walking impairment.**

41 SECTION 4. IC 9-18-18-2, AS AMENDED BY P.L.6-2009,
 42 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

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1 JULY 1, 2010]: Sec. 2. (a) A person qualifying under section 1 of this
 2 chapter may not be:
 3 (1) charged a fee for parking in a metered space; or
 4 (2) assessed a penalty for parking in a metered space for longer
 5 than the time permitted.
 6 (b) This section does not authorize parking of a motor vehicle in a
 7 parking place during a time when parking in the space is prohibited if
 8 the prohibition is:
 9 (1) posted; and
 10 (2) authorized:
 11 (A) by ordinances in cities and towns; or
 12 (B) by order of the Indiana department of transportation.
 13 (c) A person other than the owner of the motor vehicle displaying
 14 a disabled **Hoosier** veteran license plate authorized by this chapter is
 15 not entitled to the parking privileges authorized by this section.
 16 SECTION 5. IC 9-18-18-3 IS AMENDED TO READ AS
 17 FOLLOWS [EFFECTIVE JULY 1, 2010]: Sec. 3. The bureau:
 18 (1) may design and issue disabled **Hoosier** veteran license plates
 19 to implement this chapter; and
 20 (2) shall administer this chapter relating to proper certification for
 21 a person applying for a disabled **Hoosier** veteran license plate.
 22 SECTION 6. IC 9-18-18-4 IS AMENDED TO READ AS
 23 FOLLOWS [EFFECTIVE JULY 1, 2010]: Sec. 4. Not more than two
 24 (2) disabled **Hoosier** veteran license plates may be issued to each
 25 eligible person.
 26 SECTION 7. IC 9-18-18-5 IS AMENDED TO READ AS
 27 FOLLOWS [EFFECTIVE JULY 1, 2010]: Sec. 5. The disabled
 28 **Hoosier** veteran license plates authorized under this chapter shall be
 29 issued by the bureau for any classification of vehicle required to be
 30 registered under Indiana law, but the license plate may not be used for
 31 commercial vehicles.
 32 SECTION 8. IC 9-18-18-7 IS AMENDED TO READ AS
 33 FOLLOWS [EFFECTIVE JULY 1, 2010]: Sec. 7. A ~~Class 1 disabled~~
 34 **Hoosier veteran** license plate must be ~~blue and~~ gold in color **with blue**
 35 **lettering** and contain the following:
 36 (1) Identification numerals.
 37 (2) The words "~~Disabled Am Vet~~ **Hoosier Veteran**".
 38 SECTION 9. IC 9-18-25-1, AS AMENDED BY P.L.30-2008,
 39 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 40 JULY 1, 2010]: Sec. 1. This chapter does not apply to the following:
 41 (1) Antique motor vehicle license plates (IC 9-18-12).
 42 (2) Recovery vehicle license plates (IC 9-18-13).

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- 1 (3) Personalized license plates (IC 9-18-15).
 2 (4) Prisoner of war license plates (IC 9-18-17).
 3 (5) Disabled **Hoosier** veteran license plates (IC 9-18-18).
 4 (6) Purple Heart license plates (IC 9-18-19).
 5 (7) Indiana National Guard license plates (IC 9-18-20).
 6 (8) Person with a disability license plates (IC 9-18-22).
 7 (9) Amateur radio operator license plates (IC 9-18-23).
 8 (10) In God We Trust license plates (IC 9-18-24.5).
 9 (11) Pearl Harbor survivor license plates (IC 9-18-45.8).
 10 (12) Hoosier veteran license plates (IC 9-18-50).
 11 (13) Support our troops license plates (IC 9-18-51).
 12 (14) Abraham Lincoln bicentennial license plates (IC 9-18-52).
- 13 SECTION 10. IC 14-19-3-4, AS AMENDED BY P.L.1-2006,
 14 SECTION 211, IS AMENDED TO READ AS FOLLOWS
 15 [EFFECTIVE JULY 1, 2010]: Sec. 4. (a) Upon application to the
 16 department, a resident of Indiana:
 17 (1) who:
 18 (A) if born in 1933, 1934, 1935, 1936, or 1937, is at least sixty
 19 (60) years of age; or
 20 (B) if born before 1933 or after 1937, is at least sixty-five (65)
 21 years of age;
 22 (2) who is eligible for Social Security disability payments under
 23 42 U.S.C. 423;
 24 (3) who is eligible for a disabled **Hoosier** veteran license plate
 25 under IC 9-18-18-1; or
 26 (4) who is issued a prisoner of war license plate under
 27 IC 9-18-17-1;
 28 may purchase or is eligible to receive an annual Golden Hoosier
 29 Passport.
 30 (b) A Golden Hoosier Passport entitles:
 31 (1) the resident;
 32 (2) the resident's motor vehicle; and
 33 (3) the resident's passengers;
 34 to unlimited admission for one (1) calendar year to the Indiana state
 35 parks, recreation areas, reservoirs, forests, historic sites, museums,
 36 memorials, and other department properties for which admission is
 37 charged during the year for which the passport was issued.
 38 (c) Except as provided in subsection (d), the fee for an annual
 39 Golden Hoosier Passport issued under this section is fifty percent
 40 (50%) of the fee that the department charges a resident who is not
 41 described in subsection (a)(1), (a)(2), or (a)(3) for unlimited admission
 42 for one (1) calendar year to the Indiana state parks, recreation areas,

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1 reservoirs, forests, historic sites, museums, memorials, and other
2 department properties for which admission is charged.
3 (d) A fee may not be charged for an annual Golden Hoosier Passport
4 issued under this section to a resident described in subsection (a)(4).
5 SECTION 11. IC 9-18-18-6 IS REPEALED [EFFECTIVE JULY 1,
6 2010].
7 SECTION 12. [EFFECTIVE JULY 1, 2010] (a) **IC 9-18-18-7, as**
8 **amended by this act, applies to license plates issued or renewed**
9 **after December 31, 2010.**
10 (b) **This SECTION expires June 30, 2015.**

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COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security, Transportation and Veterans Affairs, to which was referred Senate Bill No. 142, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 3, line 28, after "a" insert "**United States Department of Veterans Affairs disability rating for a**".

Page 3, line 28, reset in roman "physical condition that precludes the person from walking".

Page 3, line 29, reset in roman "without pain or difficulty".

Page 3, line 29, delete "disability rating of at least ten".

Page 3, delete lines 30 through 31.

Page 3, line 38, after "a" insert "**United States Department of Veterans Affairs**".

Page 3, line 38, delete "of at least ten".

Page 3, line 39, delete "percent (10%) but not more" and insert "**lower**".

and when so amended that said bill do pass.

(Reference is to SB 142 as introduced.)

WYSS, Chairperson

Committee Vote: Yeas 8, Nays 0.

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