



April 5, 2011

ENGROSSED
SENATE BILL No. 293

DIGEST OF SB 293 (Updated March 31, 2011 3:31 pm - DI 97)

Citations Affected: IC 9-16.

Synopsis: License branch contractor insurance. Limits the liability insurance coverage requirement for a partial service license branch contractor to \$2 million and requires indemnification of the bureau of motor vehicles commission for additional liability.

Effective: July 1, 2011.

Holdman, Wyss, Lanane

(HOUSE SPONSOR — MAHAN)

January 6, 2011, read first time and referred to Committee on Homeland Security, Transportation & Veterans Affairs.

January 18, 2011, reported favorably — Do Pass.

January 20, 2011, read second time, ordered engrossed.

January 21, 2011, engrossed.

January 25, 2011, read third time, passed. Yeas 49, nays 0.

HOUSE ACTION

March 28, 2011, read first time and referred to Committee on Insurance.

April 4, 2011, reported — Do Pass.

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ES 293—LS 6512/DI 97+



April 5, 2011

First Regular Session 117th General Assembly (2011)

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 2010 Regular Session of the General Assembly.

ENGROSSED SENATE BILL No. 293



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 9-16-1-4.5, AS AMENDED BY P.L.210-2005,
2 SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2011]: Sec. 4.5. (a) The commission may contract with a
4 qualified person to provide partial services at a qualified person's
5 location, including locations within a facility used for other purposes,
6 such as electronic titling and title application services and self-serve
7 terminal access.
8 (b) A contract for providing motor vehicle registration and renewal
9 services at a location must include the following provisions:
10 (1) The contractor must provide trained personnel to properly
11 process motor vehicle registration and renewal transactions.
12 (2) The contractor shall do the following:
13 (A) Collect and transmit all bureau fees and taxes collected at
14 the contract location.
15 (B) Deposit the taxes collected at the contract location with the
16 county treasurer in the manner prescribed by IC 6-3.5 or
17 IC 6-6-5.

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ES 293—LS 6512/DI 97+



- 1 (3) The contractor shall provide fidelity bond coverage in an
- 2 amount prescribed by the commission.
- 3 **(4) The contractor shall provide:**
- 4 **(A) liability insurance coverage in an amount not to exceed**
- 5 **two million dollars (\$2,000,000) per occurrence, as**
- 6 **prescribed by the commission; and**
- 7 **(B) indemnification of the commission for any liability in**
- 8 **excess of the amount of coverage provided under clause**
- 9 **(A), not to exceed five million dollars (\$5,000,000) per**
- 10 **occurrence.**
- 11 ~~(4)~~ **(5)** The contractor shall pay the cost of any post audits
- 12 conducted by the commission or the state board of accounts on an
- 13 actual cost basis.
- 14 ~~(5)~~ **(6)** The commission must approve each location and physical
- 15 facility used by a contractor.
- 16 ~~(6)~~ **(7)** The term of the contract must be for a fixed period.

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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. 293, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 293 as introduced.)

WYSS, Chairperson

Committee Vote: Yeas 9, Nays 0.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Insurance, to which was referred Senate Bill 293, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

LEHMAN, Chair

Committee Vote: yeas 10, nays 0.

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