

## SENATE BILL No. 293

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### DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 9-16-1-4.5.

**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.

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**Holdman**

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

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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.

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## 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.



- 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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