



February 27, 2012

**ENGROSSED
SENATE BILL No. 327**

DIGEST OF SB 327 (Updated February 23, 2012 10:29 am - DI 96)

Citations Affected: IC 9-13; IC 9-14; IC 9-18; IC 9-25; IC 9-29; IC 9-30; IC 10-11; IC 35-44; IC 35-51.

Synopsis: Registration of vehicles and license plates. Makes changes concerning registration of vehicles and issuance of license plates. Makes changes concerning the issuance of special group recognition and personalized license plates by the bureau of motor vehicles (bureau). Provides for the bureau to issue personalized license plates on a five year cycle. (Current law provides for personalized license plates to be issued on an annual basis.) Eliminates certain special group recognition license plates upon enactment, and eliminates other special group recognition license plates in 2013 and 2015. Establishes procedures for a special group to apply for and be issued a special group recognition license plate. Sets license plate sales thresholds for continued participation by a special group in the special group (Continued next page)

Effective: Upon passage; July 1, 2012.

Merritt, Wyss, Arnold

(HOUSE SPONSORS — SOLIDAY, MORRIS)

January 9, 2012, read first time and referred to Committee on Homeland Security, Transportation and Veterans Affairs.

January 24, 2012, amended, reported favorably — Do Pass.

January 31, 2012, read second time, ordered engrossed. Engrossed.

February 1, 2012, read third time, passed. Yeas 50, nays 0.

HOUSE ACTION

February 9, 2012, read first time and referred to Committee on Roads and Transportation.

February 27, 2012, amended, reported — Do Pass.

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recognition license plate program. Repeals language concerning statutory special group recognition license plates that are no longer issued. Provides that a parking placard for a person with a physical disability may be displayed on the dashboard or the rearview mirror of a vehicle. Requires a person whose driver's license, permit, or driving privileges, or certificate of registration or license plate that has been revoked or invalidated to return the license, permit, certificate of registration, or license plate to the bureau, and allows seizure by a law enforcement officer if not returned. Provides that the bureau may issue distinctive permanent plates to an elected constable of a small claims court. Repeals outdated language. Repeals language concerning low numbered motor vehicle registration license plates. Makes conforming changes.

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February 27, 2012

Second Regular Session 117th General Assembly (2012)

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 2011 Regular Session of the General Assembly.

ENGROSSED SENATE BILL No. 327

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles and to make an appropriation.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 9-13-2-94.4 IS REPEALED [EFFECTIVE JULY
2 1, 2012]. Sec. 94.4. "~~Low numbered motor vehicle registration plate~~",
3 for purposes of IC 9-29-3-19, has the meaning set forth in
4 ~~IC 9-29-3-19~~.

5 SECTION 2. IC 9-13-2-125 IS AMENDED TO READ AS
6 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 125. "Personalized
7 license plate" means a license plate that displays the registration
8 number assigned to the vehicle and issued in a combination of letters
9 or numbers, or both, requested by the owner or the lessee of the vehicle
10 **and approved by the bureau.**

11 SECTION 3. IC 9-13-2-170, AS AMENDED BY P.L.214-2005,
12 SECTION 54, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
13 UPON PASSAGE]: Sec. 170. "Special group" means:

14 (1) a class or group of persons that the bureau finds:
15 (A) **is based, headquartered, or has a chapter in Indiana;**
16 ~~(A) have~~ (B) **has made broad and significant civic,**
17 **community, and charitable contributions to the United**

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1 States, in Indiana, or the group's community or consists of
 2 individuals who are descendants of native or pioneer residents
 3 of Indiana;
 4 (C) does not discriminate in its membership practices,
 5 activities, or provision of services to its community;
 6 ~~(B) are~~ (D) is organized as a nonprofit organization (as defined
 7 under Section 501(c) of the Internal Revenue Code);
 8 ~~(E) are~~ (E) is organized for nonrecreational purposes; and
 9 ~~(D) are~~ (F) is organized as a separate, unique organization or
 10 as a coalition of separate, unique organizations, and is
 11 separate from any other organization currently
 12 participating in the special group recognition plate
 13 program; or

14 (2) a National Football League franchised professional football
 15 team.

16 SECTION 4. IC 9-14-5-7, AS AMENDED BY P.L.87-2010,
 17 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 18 JULY 1, 2012]: Sec. 7. A placard issued under this chapter must be
 19 displayed on the dashboard or rearview mirror of a motor vehicle that
 20 is parked in a parking space reserved for persons with physical
 21 disabilities under this chapter unless the motor vehicle bears:

- 22 (1) a license plate for a person with a disability issued under
- 23 IC 9-18-22;
- 24 (2) a disabled Hoosier veteran's license plate issued under
- 25 IC 9-18-18; or
- 26 (3) an equivalent parking permit issued under the laws of another
- 27 state.

28 If a placard is lost, stolen, damaged, or destroyed, the bureau shall
 29 provide a duplicate placard upon the application of the person who was
 30 issued the placard.

31 SECTION 5. IC 9-18-2-4.5 IS AMENDED TO READ AS
 32 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 4.5. (a) Upon payment
 33 of the annual registration fee under IC 9-29-5, and any applicable
 34 commercial vehicle excise tax under IC 6-6-5.5, the bureau may issue
 35 a license plate for each commercial vehicle registered to the registered
 36 owner of at least twenty-five (25) commercial vehicles. The license
 37 plate issued under this section for a commercial vehicle is valid for five
 38 (5) years.

39 (b) If the registered owner of at least twenty-five (25) commercial
 40 vehicles submits the application of registration for the commercial
 41 vehicles on an aggregate basis by electronic means, the bureau shall
 42 issue a certificate of registration that shall be carried at all times in the

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1 vehicle for which it is issued.

2 (c) The registration for a commercial vehicle is void when the
3 registered owner:

- 4 (1) sells;
5 (2) disposes of; or
6 (3) does not renew the registration of;

7 the commercial vehicle. Neither the certificate of registration nor the
8 plate may be transferred to another vehicle.

9 (d) This section does not relieve the owner of the vehicle from
10 payment of any applicable commercial vehicle excise tax under
11 IC 6-6-5.5 on a yearly basis.

12 ~~(e) The bureau shall adopt rules under IC 4-22-2 necessary to~~
13 ~~administer this section.~~

14 SECTION 6. IC 9-18-2-7, AS AMENDED BY P.L.26-2011,
15 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
16 JULY 1, 2012]: Sec. 7. (a) A person who owns a vehicle **that is**
17 **operated on Indiana roadways and is** subject to registration shall
18 register ~~each the vehicle owned by the person~~ as follows:

19 (1) A vehicle subject to section 8 of this chapter shall be
20 registered under section 8 of this chapter.

21 (2) Subject to subsection (g) or (h), a vehicle not subject to
22 section 8 or 8.5 of this chapter or to the International Registration
23 Plan shall be registered before:

24 (A) March 1 of each year; or

25 (B) an earlier date subsequent to January 1 of each year as set
26 by the bureau.

27 (3) School buses owned by a school corporation are exempt from
28 annual registration but are subject to registration under
29 IC 20-27-7.

30 (4) Subject to subsection (f), a vehicle subject to the International
31 Registration Plan shall be registered before April 1 of each year.

32 (5) A school bus not owned by a school corporation shall be
33 registered subject to section 8.5 of this chapter.

34 (b) Registrations and reregistrations under this section are for the
35 calendar year. Registration and reregistration for school buses owned
36 by a school corporation may be for more than a calendar year.

37 (c) License plates for a vehicle subject to this section may be
38 displayed during:

39 (1) the calendar year for which the vehicle is registered; and

40 (2) the period of time:

41 (A) subsequent to the calendar year; and

42 (B) before the date that the vehicle must be reregistered.

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1 (d) Except as provided in IC 9-18-12-2.5, a person who owns or
 2 operates a vehicle may not operate or permit the operation of a vehicle
 3 that:

- 4 (1) is required to be registered under this chapter; and
 5 (2) has expired license plates.

6 (e) If a vehicle that is required to be registered under this chapter
 7 has:

- 8 (1) been operated on the highways; and
 9 (2) not been properly registered under this chapter;

10 the bureau shall, before the vehicle is reregistered, collect the
 11 registration fee that the owner of the vehicle would have paid if the
 12 vehicle had been properly registered.

13 (f) The department of state revenue may adopt rules under IC 4-22-2
 14 to issue staggered registration to motor vehicles subject to the
 15 International Registration Plan.

16 (g) Except as provided in section 8.5 of this chapter, the bureau may
 17 adopt rules under IC 4-22-2 to issue staggered registration to motor
 18 vehicles described in subsection (a)(2).

19 (h) After June 30, 2011, the registration of a vehicle under
 20 ~~IC 9-18-16-1(1)~~ **IC 9-18-16-1(a)(1)** or ~~IC 9-18-16-1(2)~~
 21 **IC 9-18-16-1(a)(2)** expires on December 14 of each year. However, if
 22 a vehicle is registered under ~~IC 9-18-16-1(1)~~ **IC 9-18-16-1(a)(1)** or
 23 ~~IC 9-18-16-1(2)~~ **IC 9-18-16-1(a)(2)** and the registration of the vehicle
 24 is in effect on June 30, 2011, the registration of the vehicle remains
 25 valid:

- 26 (1) throughout calendar year 2011; and
 27 (2) during the period that:
 28 (A) begins January 1, 2012; and
 29 (B) ends on the date on which the vehicle was due for
 30 reregistration under the law in effect before this subsection
 31 took effect.

32 SECTION 7. IC 9-18-2-8, AS AMENDED BY P.L.26-2011,
 33 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 34 JULY 1, 2012]: Sec. 8. (a) Except as provided in section 7(h) of this
 35 chapter and subsection (f), the bureau shall determine the schedule for
 36 registration for the following categories of vehicles:

- 37 (1) Passenger motor vehicles.
 38 (2) Recreational vehicles.
 39 (3) Motorcycles.
 40 (4) Trucks. ~~that:~~
 41 (A) are regularly rented to others for not more than
 42 twenty-nine (29) days in the regular course of the corporation's



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- 1 business; and
 2 ~~(B) have a declared gross weight of not more than eleven~~
 3 ~~thousand (11,000) pounds.~~
 4 (b) Except as provided in IC 9-18-12-2.5, a person that owns a
 5 vehicle shall receive a license plate, renewal tag, or other indicia upon
 6 registration of the vehicle. The bureau may determine the ~~device~~
 7 **indicia** required to be displayed.
 8 (c) A corporation that owns a ~~truck that has a declared gross weight~~
 9 ~~of not more than eleven thousand (11,000) pounds~~ **vehicle** that is
 10 regularly rented to others for periods of not more than twenty-nine (29)
 11 days in the regular course of the corporation's business must register
 12 the ~~truck before March 1 of each year.~~ **vehicle on a date as prescribed**
 13 **by the bureau.**
 14 (d) A person that owns a vehicle in a category required to be
 15 registered under this section and desires to register the vehicle for the
 16 first time must apply to the bureau. ~~for a registration application form.~~
 17 The bureau shall do the following:
 18 (1) Administer the registration ~~application form.~~ **of the vehicle.**
 19 (2) Issue the license plate **in accordance with the central**
 20 **fulfillment processes of the bureau.**
 21 (3) Collect the proper registration and service fees in accordance
 22 with the procedure established by the bureau.
 23 (e) Except as provided in IC 9-18-12-2.5, the bureau shall issue a
 24 semipermanent plate under section 30 of this chapter, or:
 25 (1) an annual renewal tag; or
 26 (2) other indicia;
 27 to be affixed on the semipermanent plate.
 28 (f) After June 30, 2011, the registration of a vehicle under
 29 ~~IC 9-18-16-1(1) IC 9-18-16-1(a)(1) or IC 9-18-16-1(2)~~
 30 **IC 9-18-16-1(a)(2)** expires on December 14 of each year. However, if
 31 a vehicle is registered under ~~IC 9-18-16-1(1) IC 9-18-16-1(a)(1) or~~
 32 ~~IC 9-18-16-1(2) IC 9-18-16-1(a)(2)~~ and the registration of the vehicle
 33 is in effect on June 30, 2011, the registration of the vehicle remains
 34 valid:
 35 (1) throughout calendar year 2011; and
 36 (2) during the period that:
 37 (A) begins January 1, 2012; and
 38 (B) ends on the date on which the vehicle was due for
 39 reregistration under the law in effect before this subsection
 40 took effect.
 41 SECTION 8. IC 9-18-2-9 IS AMENDED TO READ AS FOLLOWS
 42 [EFFECTIVE JULY 1, 2012]: Sec. 9. (a) The bureau shall use due

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1 diligence in examining and determining the genuineness, regularity,
2 and legality of the following:

3 (1) ~~An application~~ **Information provided from a person as part**
4 **of a request** for the registration of a vehicle.

5 (2) ~~An application~~ **A request** for any type of license **plate**
6 required under this title for the operation of a vehicle upon the
7 highways.

8 (3) Any other application **or request** made to the bureau **under**
9 **this article.**

10 (b) The bureau may:

11 (1) make investigations or require additional information; and

12 (2) reject an application **or request;**

13 if the bureau is not satisfied of the genuineness, regularity, or legality
14 of an application or the truth of a statement contained in an application
15 **or request, and** for any other reason.

16 SECTION 9. IC 9-18-2-10 IS AMENDED TO READ AS
17 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 10. (a) Except as
18 provided in ~~section~~ **sections 18, 23, and 29.5** of this chapter, a
19 certificate of registration of a motor vehicle, semitrailer, or recreational
20 vehicle and a license plate for a motor vehicle, semitrailer, or
21 recreational vehicle, whether original issues or duplicates, may not be
22 issued or furnished by the bureau unless the person applying for the
23 certificate of registration:

24 (1) applies at the same time for and is granted a certificate of title
25 for the motor vehicle, semitrailer, or recreational vehicle; or

26 (2) presents satisfactory evidence that a certificate of title has
27 been previously issued to the person that covers the motor
28 vehicle, semitrailer, or recreational vehicle.

29 (b) **If at any time the bureau determines that the certificate of**
30 **title of a vehicle cannot be issued or is invalid:**

31 (1) **a certificate of registration may not be issued or furnished**
32 **for the vehicle by the bureau; or**

33 (2) **the bureau may invalidate the certificate of registration of**
34 **the vehicle.**

35 SECTION 10. IC 9-18-2-23 IS AMENDED TO READ AS
36 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 23. (a) This section
37 does not apply to a vehicle registered as a recovery vehicle under
38 IC 9-18-13.

39 (b) A transport operator may, instead of registering each motor
40 vehicle transported, make a verified application upon a form prescribed
41 by the bureau and furnished by the bureau for a general distinctive
42 registration number for all motor vehicles transported by the transport

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1 operator and used and operated for the purposes provided. The
2 application must contain the following:

3 (1) A brief description of each style or type of motor vehicle
4 transported.

5 (2) The name and address, including the county of residence, of
6 the transport operator.

7 (3) Any other information the bureau requires.

8 (c) The bureau, upon receiving:

9 (1) an application for a transport operator license plate; and

10 (2) the proper fee;

11 shall issue to the person who submitted the application and fee two (2)
12 certificates of registration and the license plates with numbers
13 corresponding to the numbers of the certificates of registration. A
14 transport operator may obtain as many additional pairs of license plates
15 as desired upon application and the payment to the bureau of the fee
16 prescribed under IC 9-29 for each pair of additional license plates.

17 (d) A license plate or sign other than those furnished and approved
18 by the bureau may not be used.

19 (e) A transport operator license plate may not be used on a vehicle
20 used or operated on a highway, except for the purpose of transporting
21 vehicles in transit. A person may haul other vehicles or parts of
22 vehicles in transit in the same combination.

23 (f) A transport operator may not operate a vehicle or any
24 combination of vehicles in excess of the size and weight limits
25 specified by law.

26 (g) A license plate shall be displayed on the front and rear of each
27 combination, and if only one (1) motor vehicle is transported, a license
28 plate shall be displayed on both the front and rear of the motor vehicle.

29 ~~(h) The bureau may adopt rules to prescribe the conditions under~~
30 ~~which~~ Transport operator license plates may **not** be issued to a
31 transport operator who has ~~been convicted of violating~~ **violated** this
32 section until the bureau ~~issues is satisfied that~~ the transport operator
33 ~~a new license plate:~~ **can comply with the requirements of this**
34 **section.**

35 SECTION 11. IC 9-18-2-26, AS AMENDED BY P.L.184-2011,
36 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
37 JULY 1, 2012]: Sec. 26. (a) License plates, **including temporary**
38 **license plates**, shall be displayed as follows:

39 (1) For a motorcycle, trailer, semitrailer, or recreational vehicle,
40 upon the rear of the vehicle, except as provided in subdivision (4).

41 (2) For a tractor or dump truck, upon the front of the vehicle.

42 (3) For every other vehicle, upon the rear of the vehicle, except as

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- 1 provided in subdivision (4).
 2 (4) For a truck with a rear mounted forklift or a mechanism to
 3 carry a rear mounted forklift or implement, upon the front of the
 4 vehicle.
 5 (b) A license plate shall be securely fastened, in a horizontal
 6 position, to the vehicle for which the plate is issued:
 7 (1) to prevent the license plate from swinging;
 8 (2) at a height of at least twelve (12) inches from the ground,
 9 measuring from the bottom of the license plate;
 10 (3) in a place and position that are clearly visible;
 11 (4) maintained free from foreign materials and in a condition to
 12 be clearly legible; and
 13 (5) not obstructed or obscured by tires, bumpers, accessories, or
 14 other opaque objects.
 15 (c) The bureau may adopt rules the bureau considers advisable to
 16 enforce the proper mounting and securing of license plates on vehicles
 17 consistent with this chapter.
 18 SECTION 12. IC 9-18-2-28 IS REPEALED [EFFECTIVE JULY 1,
 19 2012]. ~~Sec. 28: Notwithstanding any other law; license plates for:~~
 20 ~~(1) passenger motor vehicles;~~
 21 ~~(2) recreational vehicles;~~
 22 ~~(3) motor vehicles registered to disabled veterans under~~
 23 ~~IC 9-18-18; or~~
 24 ~~(4) motor vehicles registered to former prisoners of war under~~
 25 ~~IC 9-18-17;~~
 26 ~~that contain any of the numerals 1 through 100 following the prefix~~
 27 ~~numbers and letter shall be issued by the bureau.~~
 28 SECTION 13. IC 9-18-2-30 IS AMENDED TO READ AS
 29 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 30. **Unless otherwise**
 30 **provided in this chapter**, the bureau shall issue to the owner of each
 31 vehicle subject to registration one (1) license plate upon the registration
 32 of the vehicle.
 33 SECTION 14. IC 9-18-2-32 IS AMENDED TO READ AS
 34 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 32. (a) Except as
 35 provided in subsection (b), a license plate issued under section 30 of
 36 this chapter:
 37 (1) must be six (6) inches wide and twelve (12) inches long;
 38 (2) must display
 39 (A) the registration number assigned to the vehicle for which
 40 the plate is issued;
 41 (B) the letters "IN"; and
 42 (C) the year for which the plate is issued;



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1 (3) may have a prefix of at least one (1) letter of the alphabet to
2 designate the type of vehicle registered; and

3 (4) shall be treated with special reflective material designed to
4 increase the visibility and legibility of the license plate.

5 (b) The bureau may issue license plates in a different size or
6 character if the bureau determines that the change is appropriate to
7 effect the proper display of the license plates.

8 SECTION 15. IC 9-18-2-35 IS REPEALED [EFFECTIVE JULY 1,
9 2012]. ~~Sec. 35. The bureau, with the approval of the governor, may
10 revise the vehicle identification name designated to be embossed on a
11 given classification of license plates to reflect contemporary language
12 that is used to describe vehicles that must be registered under this
13 article.~~

14 SECTION 16. IC 9-18-2-38 IS AMENDED TO READ AS
15 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 38. A license plate
16 issued under this chapter remains valid if the person who registered the
17 passenger motor vehicle or recreational vehicle changes the person's
18 county of residence during the term of the license plate. A person who
19 registers a passenger motor vehicle or recreational vehicle and who
20 changes the person's county of residence may, at the time of
21 reregistration:

22 (1) retain the license plate originally issued; or

23 (2) request a new license plate ~~at no additional cost to the person;~~
24 indicating the person's new county of residence.

25 SECTION 17. IC 9-18-2-47, AS AMENDED BY P.L.87-2010,
26 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
27 UPON PASSAGE]: Sec. 47. (a) The commissioner shall adopt rules
28 under IC 4-22-2 prescribing the cycle for the issuance and replacement
29 of license plates under this article. The rules adopted under this section
30 shall provide that a license plate for a vehicle issued under this article
31 is valid for five (5) years.

32 (b) The rules adopted under this section do not apply to:

33 (1) truck license plates issued under section 4.5 or 18 of this
34 chapter; **or**

35 (2) **the** general assembly and other state official license plates
36 issued under IC 9-18-16. ~~and~~

37 (3) ~~personalized license plates issued under IC 9-18-15.~~

38 SECTION 18. IC 9-18-2-49 IS AMENDED TO READ AS
39 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 49. (a) Notwithstanding
40 ~~IC 9-18-2-32~~, **section 32 of this chapter**, if a person is **initially**
41 **registering a vehicle or** renewing the registration for a motor vehicle
42 that needs a new license plate, the bureau may issue a temporary paper

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1 or cardboard license plate to the person for use on the motor vehicle.
 2 (b) A temporary license plate issued under subsection (a) is valid for
 3 thirty (30) days after the date of its issuance.
 4 SECTION 19. IC 9-18-3-6, AS AMENDED BY P.L.109-2011,
 5 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 6 UPON PASSAGE]: Sec. 6. The bureau may issue distinctive
 7 permanent plates under this chapter to each of the following:
 8 (1) The state police department.
 9 (2) The department of natural resources.
 10 (3) County police departments.
 11 (4) City police departments.
 12 (5) The department of correction, for designated departmental
 13 vehicles used by correctional police officers appointed under
 14 IC 11-8-9-1.
 15 **(6) An elected constable of a small claims court, as set forth in**
 16 **IC 33-34-6-4.**
 17 SECTION 20. IC 9-18-4-1 IS AMENDED TO READ AS
 18 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 1. ~~The bureau A~~
 19 **person may accept an application by mail for register a vehicle and**
 20 **request license plate for a:**
 21 ~~(1) motor vehicle;~~
 22 ~~(2) semitrailer; or~~
 23 ~~(3) recreational vehicle;~~
 24 **plates by mail** if the person applying for the license plate has been
 25 issued a certificate of title for the motor vehicle, semitrailer, or
 26 recreational vehicle, unless excepted under IC 9-17-2-13 or
 27 IC 9-18-2-18.
 28 SECTION 21. IC 9-18-4-2 IS REPEALED [EFFECTIVE JULY 1,
 29 2012]. Sec. 2. ~~An application made by mail under section 1 of this~~
 30 ~~chapter must be for a license plate previously issued directly from the~~
 31 ~~bureau to the applicant.~~
 32 SECTION 22. IC 9-18-6-2, AS AMENDED BY P.L.109-2011,
 33 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 34 JULY 1, 2012]: Sec. 2. (a) Except as provided in subsections (b) and
 35 (e), if a license plate is:
 36 (1) **lost or stolen;**
 37 (2) ~~mutilated;~~ **damaged so as not to be legible;** or
 38 (3) destroyed;
 39 the person in whose name the license plate was issued may obtain from
 40 the bureau a ~~duplicate~~ or a replacement license plate by filing with the
 41 bureau an application on a form provided by the bureau duly sworn to
 42 as provided in IC 9-18-2.

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1 (b) If a license plate is lost **or stolen**, the bureau may not issue a
2 ~~duplicate~~ **or** replacement license plate until the person in whose name
3 the plate was issued has first notified:
4 (1) the Indiana law enforcement agency that has jurisdiction
5 where the loss **or theft** occurred; or
6 (2) the law enforcement agency that has jurisdiction over the
7 address listed on the registration;
8 that the original license plate has been lost **or stolen**.
9 (c) A law enforcement agency to whom a loss **or theft** is reported
10 shall complete and present to the person reporting the loss **or theft** a
11 form provided by the bureau indicating that the loss **or theft** has been
12 reported.
13 (d) The person must present the form described under subsection (c)
14 to the bureau before a replacement license plate may be obtained.
15 (e) If a license plate for a commercial vehicle is lost, ~~mutilated~~;
16 **stolen, damaged**, or destroyed, the person in whose name the plate was
17 issued shall notify:
18 (1) the Indiana law enforcement agency that has jurisdiction
19 where the loss, **theft, damage, or destruction** occurred; and
20 (2) the bureau;
21 that the original license plate has been lost, ~~mutilated~~, **stolen,**
22 **damaged**, or destroyed. In order to receive a ~~duplicate~~ **or** a replacement
23 license plate, the person in whose name the license plate was issued
24 must complete and submit to the bureau an application and affidavit
25 **designed prescribed** by the bureau.
26 (f) The bureau shall charge a fee for a ~~duplicate~~ **or** replacement
27 license plate under subsections (b) and (e) as set forth in IC 9-29-5-17.
28 (g) A ~~duplicate~~ **or** replacement license plate must be displayed in
29 the same manner as the original license plate was displayed.
30 SECTION 23. IC 9-18-6-5 IS AMENDED TO READ AS
31 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 5. (a) Upon the
32 disposition by sale or other means of a motor vehicle, trailer,
33 semitrailer, recreational vehicle, or motor home currently registered in
34 Indiana, the license plate from the disposed motor vehicle, trailer,
35 semitrailer, recreational vehicle, or motor home may be:
36 (1) transferred by the person who is the current registrant to any
37 other vehicle of the same type acquired by the person; and
38 (2) operated in Indiana for not more than thirty-one (31) days after
39 the date the person acquires ownership of the vehicle.
40 (b) The person who is the registrant must have in the person's
41 possession a:
42 (1) manufacturer's certificate of origin;

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1 (2) duly assigned certificate of title; or
 2 (3) ~~notarized~~ bill of sale;
 3 indicating that the person is the owner of the vehicle to which the
 4 unexpired license plates are affixed.

5 SECTION 24. IC 9-18-12-2, AS AMENDED BY P.L.79-2006,
 6 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 7 JULY 1, 2012]: Sec. 2. (a) Except as provided in section 2.5 of this
 8 chapter, the bureau shall issue one (1) license plate to the person who
 9 owns an antique motor vehicle that is registered under this chapter.

10 (b) Subject to subsection (c), a license plate for an antique motor
 11 vehicle shall be manufactured according to the bureau's specifications.

12 (c) A license plate issued under this chapter shall:

13 (1) contain:

14 (A) the registration number assigned to the registration
 15 certificate by the bureau; and

16 (B) **a designation that the words "Historic Motor vehicle
 17 State of Indiana"; is a historic vehicle;** and

18 (2) indicate the year for which the antique motor vehicle has been
 19 registered.

20 (d) Instead of issuing a new license plate each time that an antique
 21 motor vehicle is registered, the bureau may issue to the person who
 22 owns the antique motor vehicle a tag or sticker that indicates the year
 23 for which the motor vehicle has been registered.

24 (e) A license plate issued under this chapter shall be securely
 25 attached to the rear of an antique motor vehicle.

26 SECTION 25. IC 9-18-14-3 IS AMENDED TO READ AS
 27 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 3. If a person who owns
 28 a military vehicle registers the military vehicle under this chapter, the

29 ~~(1) bureau shall not issue a license plate for the military vehicle;~~
 30 ~~and~~

31 ~~(2) bureau shall authorize as a registration number the military~~
 32 ~~vehicle identification number stenciled on the military vehicle in~~
 33 ~~white or yellow letters and numbers in accordance with all~~
 34 ~~pertinent military regulations.~~

35 SECTION 26. IC 9-18-15-1, AS AMENDED BY P.L.87-2010,
 36 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 37 JULY 1, 2012]: Sec. 1. (a) A person who is the registered owner or
 38 lessee of a:

39 (1) passenger motor vehicle;

40 (2) motorcycle;

41 (3) recreational vehicle; or

42 (4) vehicle registered as a truck with a declared gross weight of

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1 not more than eleven thousand (11,000) pounds;
 2 registered with the bureau or who makes an application for an original
 3 registration or renewal registration of a vehicle may apply to the bureau
 4 for a personalized license plate to be affixed to the vehicle for which
 5 registration is sought instead of the regular license plate.

6 (b) A person who:

7 (1) is the registered owner or lessee of a vehicle described in
 8 subsection (a); and

9 (2) is eligible to receive a license plate for the vehicle under:

10 (A) IC 9-18-17 (prisoner of war license plates);

11 (B) IC 9-18-18 (disabled Hoosier veteran license plates);

12 (C) IC 9-18-19 (Purple Heart license plates);

13 (D) IC 9-18-20 (Indiana National Guard license plates);

14 ~~(E) IC 9-18-21 (Indiana Guard Reserve license plates);~~

15 ~~(F)~~ (E) IC 9-18-22 (license plates for persons with
 16 disabilities);

17 ~~(G) IC 9-18-23 (amateur radio operator license plates);~~

18 ~~(H) IC 9-18-24 (civic event license plates);~~

19 ~~(I)~~ (F) IC 9-18-24.5 (In God We Trust license plates);

20 ~~(J)~~ (G) IC 9-18-25 (special group recognition license plates);

21 ~~(K)~~ (H) IC 9-18-29 (environmental license plates);

22 ~~(L)~~ (I) IC 9-18-30 (kids first trust license plates);

23 ~~(M)~~ (J) IC 9-18-31 (education license plates);

24 ~~(N) IC 9-18-32.2 (drug free Indiana trust license plates);~~

25 ~~(O)~~ (K) IC 9-18-33 (Indiana FFA trust license plates);

26 ~~(P)~~ (L) IC 9-18-34 (Indiana firefighter license plates);

27 ~~(Q) IC 9-18-35 (Indiana food bank trust license plates);~~

28 ~~(R) IC 9-18-36 (Indiana girl scouts trust license plates);~~

29 ~~(S)~~ (M) IC 9-18-37 (Indiana boy scouts trust license plates);

30 ~~(T) IC 9-18-38 (Indiana retired armed forces member license
 31 plates);~~

32 ~~(U) IC 9-18-39 (Indiana antique car museum trust license
 33 plates);~~

34 ~~(V)~~ (N) IC 9-18-40 (D.A.R.E. Indiana trust license plates);

35 ~~(W)~~ (O) IC 9-18-41 (Indiana arts trust license plates);

36 ~~(X)~~ (P) IC 9-18-42 (Indiana health trust license plates);

37 ~~(Y) IC 9-18-43 (Indiana mental health trust license plates);~~

38 ~~(Z)~~ (Q) IC 9-18-44 (Indiana Native American trust license
 39 plates);

40 ~~(AA)~~ (R) IC 9-18-45.8 (Pearl Harbor survivor license plates);

41 ~~(BB)~~ (S) IC 9-18-46.2 (Indiana state educational institution
 42 trust license plates);

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- 1 ~~(CC)~~ (T) IC 9-18-47 (Lewis and Clark bicentennial license
- 2 plates);
- 3 ~~(DD)~~ (U) IC 9-18-48 (Riley Children's Foundation license
- 4 plates);
- 5 ~~(EE)~~ IC 9-18-49 (National Football League franchised
- 6 professional football team license plates);
- 7 ~~(FF)~~ (V) IC 9-18-50 (Hoosier veteran license plates);
- 8 ~~(GG)~~ (W) IC 9-18-51 (support our troops license plates);
- 9 ~~(HH)~~ (X) IC 9-18-52 (Abraham Lincoln bicentennial license
- 10 plates);
- 11 ~~(II)~~ (Y) IC 9-18-53 (Earlham College Trust license plates); or
- 12 ~~(JJ)~~ (Z) IC 9-18-54 (Indiana Gold Star family member license
- 13 plates);

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

17 SECTION 27. IC 9-18-15-2 IS AMENDED TO READ AS
 18 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. (a) A
 19 personalized license plate may be the same color and size and contain
 20 similar required information as regular license plates issued for the
 21 respective class of vehicle.

- 22 (b) A personalized license plate is limited to the:
- 23 (1) numerals 0 through 9; or
- 24 (2) letters A through Z;

25 in a continuous combination of numbers and letters with at least two
 26 (2) positions.

27 (c) A personalized license plate may not be issued to duplicate a
 28 regularly issued plate.

29 (d) Only one (1) personalized plate, without regard to classification
 30 of registration, may be issued by the bureau with the same
 31 configuration of numbers and letters.

32 SECTION 28. IC 9-18-15-4 IS AMENDED TO READ AS
 33 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 4. (a) A person
 34 who applies for:

- 35 (1) a personalized license plate; or
- 36 (2) the renewal of a personalized license plate in the subsequent
 37 period;

38 must file an application in the manner the bureau requires, indicating
 39 the combination of letters or numerals, or both, requested. ~~as a~~
 40 ~~registration number.~~

41 (b) The bureau may refuse to issue a combination of letters or
 42 numerals, or both, that:

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1 (1) carries a connotation offensive to good taste and decency; or
 2 (2) would be misleading; or
 3 **(3) the bureau otherwise deems not proper for issuance.**
 4 SECTION 29. IC 9-18-15-5.5, AS ADDED BY P.L.103-2006,
 5 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 6 UPON PASSAGE]: Sec. 5.5. ~~After December 31, 2006,~~ The bureau
 7 shall issue personalized license plates ~~annually.~~ **on the same five (5)**
 8 **year cycle prescribed for license plates under IC 9-18-2-47.**
 9 SECTION 30. IC 9-18-15-8, AS AMENDED BY P.L.2-2005,
 10 SECTION 31, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 11 UPON PASSAGE]: Sec. 8. (a) If a person has registered a vehicle and
 12 has been issued a personalized license plate for use on a leased vehicle,
 13 and:
 14 (1) the person cancels the lease; or
 15 (2) the lease expires during the registration year;
 16 the person may transfer the registration to another vehicle eligible to be
 17 registered under this chapter.
 18 ~~(b) A transfer of a license plate under subsection (a) must take place~~
 19 ~~not more than thirty-one (31) days after the expiration of the lease.~~
 20 ~~(c)~~ **(b)** The bureau may reissue the license plate with the
 21 combination of numerals and letters returned under subsection (a) upon
 22 receiving an application for registration under this chapter.
 23 SECTION 31. IC 9-18-15-9 IS REPEALED [EFFECTIVE UPON
 24 PASSAGE]. ~~Sec. 9: A person who has registered a vehicle with the~~
 25 ~~current year's license plate and applies for a personalized license plate~~
 26 ~~for the same vehicle shall surrender the regular license plate and~~
 27 ~~registration to the bureau when the personalized license plate is~~
 28 ~~delivered to the person.~~
 29 SECTION 32. IC 9-18-15-10, AS AMENDED BY P.L.233-2005,
 30 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 31 UPON PASSAGE]: Sec. 10. (a) In addition to the applicable excise tax
 32 imposed under IC 6-6-5, the regular registration fees, and any
 33 additional fee required to receive a special recognition license plate
 34 described in section 1(b) of this chapter, a person applying for or
 35 renewing the registration of a personalized license plate shall pay the
 36 personalized license plate fee under IC 9-29-5-32.5 upon an original
 37 application or registration renewal, as provided in this chapter.
 38 (b) ~~Each license branch~~ **The bureau** shall collect the personalized
 39 license plate fee at the time of application or registration renewal for
 40 the personalized license plate.
 41 (c) Upon the payment of the required fee and service charges for an
 42 original application or renewal of a personalized license plate, the

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1 bureau shall issue a receipt. ~~designating and acknowledging a state fee~~
 2 ~~and the service charge under IC 9-29.~~

3 (d) ~~The payment of regular registration fees and excise tax, if~~
 4 ~~applicable, may be deferred until the time that the personalized license~~
 5 ~~plate is delivered to the person who applied for the plate.~~

6 (e) ~~A license branch~~ (d) **The bureau** shall collect the service charge
 7 prescribed under IC 9-29 for each initial or renewal application for a
 8 personalized license plate as a reservation and special processing fee.

9 SECTION 33. IC 9-18-15-11 IS AMENDED TO READ AS
 10 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 11. If a person who
 11 applies for a personalized license plate with a given configuration of
 12 letters or numbers is not able to obtain the license plate requested or a
 13 satisfactory alternative configuration, ~~a license branch~~ **the bureau** shall
 14 refund the entire **personalized license plate** fee to the person.
 15 However, a refund of a personalized license plate fee may not be made
 16 when the person who applies for the personalized license plate cancels
 17 the request.

18 SECTION 34. IC 9-18-16-1 IS AMENDED TO READ AS
 19 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 1. (a) License plates
 20 shall be issued to the following:

- 21 (1) Members of the general assembly.
- 22 (2) Spouses of members of the general assembly.
- 23 (3) Other state officials who receive special license plates on an
 24 annual basis.

25 (b) **A license plate issued under this chapter may also be issued**
 26 **to the company or business owned by the persons described in**
 27 **subsection (a).**

28 SECTION 35. IC 9-18-18-4 IS REPEALED [EFFECTIVE JULY 1,
 29 2012]. Sec. 4. Not more than two (2) disabled Hoosier veteran license
 30 plates may be issued to each eligible person.

31 SECTION 36. IC 9-18-19-4 IS ADDED TO THE INDIANA CODE
 32 AS A **NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY**
 33 **1, 2012]: Sec. 4. (a) A person qualifying under section 2 of this**
 34 **chapter may not be:**

- 35 (1) **charged a fee for parking in a metered space; or**
- 36 (2) **assessed a penalty for parking in a metered space for**
 37 **longer than the time permitted.**

38 (b) **This section does not authorize parking of a motor vehicle in**
 39 **a parking place during a time when parking in the space is**
 40 **prohibited if the prohibition is:**

- 41 (1) **posted; and**
- 42 (2) **authorized:**



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1 (A) by city or town ordinance; or
 2 (B) by order of the Indiana department of transportation.
 3 (c) A person other than the owner of a motor vehicle displaying
 4 a disabled Hoosier veteran license plate authorized by this chapter
 5 is not entitled to the parking privileges authorized by this section.
 6 SECTION 37. IC 9-18-20-1 IS AMENDED TO READ AS
 7 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 1. The bureau shall
 8 design and issue a vehicle license plate under IC 9-18-25 that will
 9 designate a vehicle as being registered by an active member of the
 10 Indiana National Guard.
 11 SECTION 38. IC 9-18-20-2 IS AMENDED TO READ AS
 12 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 2. An Indiana A
 13 National Guard license plate must display the following:
 14 (1) An identification number.
 15 (2) Any other information and design selected by the bureau.
 16 SECTION 39. IC 9-18-20-3 IS AMENDED TO READ AS
 17 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 3. (a) A resident of
 18 Indiana who is an active member of the Indiana Army or Air National
 19 Guard may apply for and receive one (1) or more license plates under
 20 this chapter.
 21 (b) A person applying for a National Guard license plate under this
 22 chapter must demonstrate the person's status as an active member of
 23 the Indiana Army or Air National Guard by presenting the following
 24 with the person's application:
 25 (1) A current armed forces identification card.
 26 (2) A letter signed by the person's commanding officer identifying
 27 the person as a current active member.
 28 SECTION 40. IC 9-18-20-4 IS AMENDED TO READ AS
 29 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 4. An Indiana A
 30 National Guard license plate must be displayed on a vehicle legally
 31 registered by the person described in section 3 of this chapter.
 32 SECTION 41. IC 9-18-21 IS REPEALED [EFFECTIVE JULY 1,
 33 2012]. (Indiana Guard Reserve License Plates).
 34 SECTION 42. IC 9-18-22-1 IS AMENDED TO READ AS
 35 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 1. The bureau shall
 36 issue a license plate ~~or decal~~ for a person with a disability that
 37 designates a vehicle as a vehicle that is regularly used to transport a
 38 person who:
 39 (1) has been issued a permanent parking placard under IC 9-14-5;
 40 (2) has a permanent physical disability that requires the
 41 permanent use of a wheelchair, walker, braces, or crutches as
 42 certified by a health care provider listed in subdivision (4);

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1 (3) has permanently lost the use of one (1) or both legs;
2 (4) is certified **to be permanently or severely restricted in**
3 **mobility due to a pulmonary or cardiovascular disability,**
4 **arthritic condition, or orthopedic or neurological impairment**
5 **by:**

6 (A) a physician having an unlimited license to practice
7 medicine; ~~in Indiana to be severely and permanently restricted;~~
8 ~~(A) in mobility;~~

9 (B) ~~by a pulmonary or cardiovascular disability;~~ **a physician**
10 **who is a commissioned medical officer of the armed forces**
11 **of the United States or of the United States Public Health**
12 **Service;**

13 (C) ~~by an arthritic condition;~~ **or a physician who is a medical**
14 **officer of the United States Department of Veterans**
15 **Affairs;**

16 (D) ~~by an orthopedic or a neurological impairment;~~ **or**
17 **chiropractor with a valid, unrestricted license under**
18 **IC 25-10-1;**

19 (E) **a podiatrist with a valid, unrestricted license under**
20 **IC 25-29; or**

21 (F) **an advanced practice nurse with a valid, unrestricted**
22 **license under IC 25-23; or**

23 (5) is certified by an optometrist or ophthalmologist ~~licensed with~~
24 **a valid, unrestricted license** to practice in Indiana to be:

25 (A) blind (as defined in IC 12-7-2-21(2)); or

26 (B) visually impaired (as defined in IC 12-7-2-198).

27 SECTION 43. IC 9-18-22-2 IS AMENDED TO READ AS
28 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 2. The license plate ~~or~~
29 ~~decet~~ for a person with a disability must bear:

30 (1) the official international wheelchair symbol;

31 (2) a reasonable facsimile of the international wheelchair symbol;

32 or

33 (3) another symbol selected by the bureau;

34 to designate the vehicle as being used to transport a person with a
35 disability.

36 SECTION 44. IC 9-18-22-3 IS AMENDED TO READ AS
37 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 3. The license plate ~~or~~
38 ~~decet~~ for a person with a disability may only be issued to the following:

39 (1) A person with a disability.

40 (2) A person who owns a vehicle that is:

41 (A) frequently operated by a person with a disability; or

42 (B) used to transport a person with a disability.

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1 SECTION 45. IC 9-18-22-4 IS AMENDED TO READ AS
 2 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 4. The license plate ~~or~~
 3 ~~decal~~ for a person with a disability:

4 (1) shall be assigned to a vehicle subject to registration under
 5 Indiana law; and

6 (2) may be displayed only on a legally registered vehicle.

7 SECTION 46. IC 9-18-22-5 IS AMENDED TO READ AS
 8 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 5. The motor vehicle
 9 bearing the license plate ~~or decal~~ for a person with a disability may
 10 only be used by the person who has registered the motor vehicle for
 11 private and personal purposes.

12 SECTION 47. IC 9-18-22-6 IS AMENDED TO READ AS
 13 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 6. (a) A person who
 14 knowingly and falsely professes to have the qualifications to obtain a
 15 license plate ~~or decal~~ for a person with a disability under this chapter
 16 commits a Class C misdemeanor.

17 (b) A person who owns a vehicle bearing a license plate ~~or decal~~ for
 18 a person with a disability when the person knows the person is not
 19 entitled to the license plate ~~or decal~~ for a person with a disability under
 20 this chapter commits a Class C misdemeanor.

21 SECTION 48. IC 9-18-23-6 IS ADDED TO THE INDIANA CODE
 22 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 23 1, 2012]: **Sec. 6. After December 31, 2012, the bureau shall issue
 24 amateur radio operator license plates on a semipermanent basis.**

25 SECTION 49. IC 9-18-25-1.7 IS AMENDED TO READ AS
 26 FOLLOWS [EFFECTIVE UPON PASSAGE]. Sec. 1.7. (a) Section 15
 27 of this chapter does not apply to a college or university special group
 28 recognition license plate **issued under IC 9-18-46.2 or IC 9-18-53.**

29 **(b) This section expires December 31, 2015.**

30 SECTION 50. IC 9-18-25-2 IS REPEALED [EFFECTIVE UPON
 31 PASSAGE]. Sec. 2: (a) ~~The bureau shall adopt rules under IC 4-22-2
 32 establishing the requirements to qualify for participation in the special
 33 group recognition license plate program:~~

34 (b) ~~Representatives of a special group shall petition the bureau to
 35 qualify for participation in the special group recognition license plate
 36 program:~~

37 (c) ~~Each petition submitted under this section must contain the
 38 printed name; address; and signature of at least five hundred (500)
 39 members of the special group who pledge to purchase the special group
 40 recognition license plate if a special group recognition license plate is
 41 issued for the group under this chapter:~~

42 (d) ~~When a petition containing the information required in~~

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1 subsection (c) is submitted to the bureau; the bureau may design and
 2 issue a special group recognition license plate that designates a vehicle
 3 as being registered under this chapter by a person (as defined in
 4 IC 9-13-2-124) who is a member of the special group.

5 SECTION 51. IC 9-18-25-2.3 IS ADDED TO THE INDIANA
 6 CODE AS A NEW SECTION TO READ AS FOLLOWS
 7 [EFFECTIVE UPON PASSAGE]: **Sec. 2.3 (a) After December 31,**
 8 **2013, participation in the special group recognition license plate**
 9 **program by a special group is determined only by statute. A special**
 10 **group recognition license plate that was issued by the bureau under**
 11 **IC 9-18-25-2 (before its repeal) shall be issued or eliminated as set**
 12 **forth in section 2.5 of this chapter.**

13 (b) A special group that participated in the special group
 14 recognition license plate program under:

15 IC 9-18-29;
 16 IC 9-18-30;
 17 IC 9-18-31;
 18 IC 9-18-33;
 19 IC 9-18-34;
 20 IC 9-18-37;
 21 IC 9-18-40;
 22 IC 9-18-41;
 23 IC 9-18-42;
 24 IC 9-18-44;
 25 IC 9-18-46.2;
 26 IC 9-18-47;
 27 IC 9-18-48;
 28 IC 9-18-49; or
 29 IC 9-18-53;

30 must apply through the procedure set forth in section 2.7 of this
 31 chapter if the special group desires to participate in the special
 32 group recognition license plate program after December 31, 2015.

33 (c) Notwithstanding subsection (a), a special group recognition
 34 license plate issued by the bureau in 2015 under one (1) of the
 35 chapters set forth in subsection (b) remains valid until the date in
 36 2016 on which the registration of the vehicle expires under the
 37 schedule according to section 11 of this chapter.

38 (d) This section expires December 31, 2016.

39 SECTION 52. IC 9-18-25-2.5 IS ADDED TO THE INDIANA
 40 CODE AS A NEW SECTION TO READ AS FOLLOWS
 41 [EFFECTIVE UPON PASSAGE]: **Sec. 2.5. (a) This subsection does**
 42 **not apply to special group recognition license plates issued for:**

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1 (1) government and quasi-government; and
2 (2) college or university;
3 special groups. The special group recognition license plate
4 program for license plates issued by the bureau under IC 9-18-25-2
5 (before its repeal) is eliminated for special group recognition
6 license plates that sold less than one thousand (1,000) license plates
7 in 2011 and no further production or sale of special group
8 recognition license plates may be continued for those special
9 groups.
10 (b) A special group recognition license plate in production
11 before 2012 that:
12 (1) had sales of more than nine hundred ninety-nine (999)
13 special group recognition license plates in 2011; or
14 (2) is a government and quasi government or a college or
15 university special group recognition license plate not issued
16 under IC 9-18-46.2 or IC 9-18-53;
17 may continue in production until December 31, 2013.
18 (c) A special group whose special group recognition license plate
19 participation in the special group recognition license plate program
20 is eliminated under subsection (a) or (b) may apply for a
21 subsequent special group recognition license plate under sections
22 2.7 and 2.9 of this chapter.
23 (d) Notwithstanding subsection (a), a special group recognition
24 license plate issued by the bureau under IC 9-18-25-2 (before its
25 repeal) in 2012 remains valid until the date in 2013 on which the
26 registration of the vehicle expires under the schedule according to
27 section 11 of this chapter.
28 (e) Notwithstanding subsection (b), a special group recognition
29 license plate issued by the bureau under IC 9-18-25-2 (before its
30 repeal) in 2013 remains valid until the date in 2014 on which the
31 registration of the vehicle expires under the schedule according to
32 section 11 of this chapter.
33 (f) This section expires December 31, 2014.
34 SECTION 53. IC 9-18-25-2.7 IS ADDED TO THE INDIANA
35 CODE AS A NEW SECTION TO READ AS FOLLOWS
36 [EFFECTIVE UPON PASSAGE]: Sec. 2.7. A representative of a
37 special group that desires to participate in the special group
38 recognition license plate program shall submit the following to the
39 bureau in an application for a special group recognition license
40 plate:
41 (1) The name and address of the resident agent of the special
42 group.

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- 1 (2) Evidence of governance by a board of directors consisting
 2 of at least five (5) members, a majority of whom are outside
 3 directors, who meet at least semiannually to establish policy
 4 for the special group and review the accomplishments of the
 5 special group.
- 6 (3) A copy of the:
 7 (A) ethics statement; and
 8 (B) constitution and by-laws;
 9 of the special group.
- 10 (4) Copies of the last three (3) consecutive:
 11 (A) annual reports; and
 12 (B) annual generally accepted auditing standards or
 13 government auditing standards audits;
 14 of the special group.
- 15 (5) Evidence of appropriate use of resources and compliance
 16 with federal and state laws, including evidence of appropriate
 17 management and internal controls in order to assure:
 18 (A) compliance with law; and
 19 (B) that finances are used in compliance with the purpose
 20 statement of the special group.
- 21 (6) Evidence of transparency of financial and operational
 22 activities to the general public to include availability of
 23 current financial statements at any time upon the request of
 24 the bureau or the general public.
- 25 (7) Evidence of internal controls to prevent conflict of interest
 26 by board members and employees.
- 27 (8) A petition with the signatures of at least five hundred (500)
 28 residents of Indiana who pledge to purchase the special group
 29 recognition license plate.
- 30 (9) A statement of the designated use of any annual fee to be
 31 collected by the bureau.
- 32 (10) A copy of a certified motion passed by the board of
 33 directors of the special group requesting that the special
 34 group recognition plate be issued by the bureau and stating
 35 the designated use of any annual fee to be collected by the
 36 bureau.
- 37 (11) Evidence of statewide public benefit from the use of the
 38 annual fee collected by the bureau.
- 39 (12) Evidence that the applicant special group's use of the
 40 annual fee to be collected by the bureau and the
 41 organizational purpose statement of the special group
 42 conforms with at least one (1) of the following categories:

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- 1 (A) Direct health care or medical research.
 2 (B) Fraternal or service organizations.
 3 (C) Government and quasi-government.
 4 (D) Military and veteran's affairs.
 5 (E) Public and highway safety.
 6 (F) College and university scholarships for Hoosiers.
 7 (13) Evidence that the organization has prohibitions and
 8 internal controls prohibiting advocacy of:
 9 (A) Violation of federal or state law.
 10 (B) Violation of generally accepted ethical standards or
 11 societal behavioral standards.
 12 (C) Individual political candidates.

13 SECTION 54. IC 9-18-25-2.9 IS ADDED TO THE INDIANA
 14 CODE AS A NEW SECTION TO READ AS FOLLOWS
 15 [EFFECTIVE UPON PASSAGE]: **Sec. 2.9. (a) A completed**
 16 **application submitted to the bureau under section 2.7 of this**
 17 **chapter for a special group recognition license plate shall be**
 18 **forwarded by the bureau to the chairperson of the:**

- 19 (1) senate homeland security, transportation, and veterans
 20 affairs committee; and
 21 (2) house of representatives roads and transportation
 22 committee.

23 (b) Simultaneously with the submission to the chairpersons
 24 under subsection (a), the bureau shall inform an applicant special
 25 group that:

- 26 (1) the application information was complete and has been
 27 submitted to the chairpersons under subsection (a); and
 28 (2) a member of the general assembly must introduce a bill on
 29 behalf of the special group to create the desired special group
 30 recognition license plate.

31 (c) After the enactment of a public law creating a special group
 32 recognition license plate, the bureau shall issue a special group
 33 recognition license plate in conformance with the design standards
 34 set forth in section 3 of this chapter for a period of not more than
 35 six (6) years. If the special group desires to continue participation
 36 in the special group recognition license plate program, the special
 37 group must submit a renewal application to the bureau containing
 38 application contents as set forth in section 2.7 of this chapter.

39 SECTION 55. IC 9-18-25-3 IS AMENDED TO READ AS
 40 FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 3. (a) The design**
 41 **of a special group recognition license plate issued under this chapter**
 42 **must be a distinct design and must include an emblem that identifies**

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1 the vehicle as being registered to a person who:

2 (1) is a member; **or**

3 (2) **is otherwise eligible to purchase the plate;**

4 of ~~a~~ **the** special group.

5 (b) A special group license plate must be treated with special
6 reflective material designed to increase the visibility and legibility of
7 the special group license plate.

8 SECTION 56. IC 9-18-25-5 IS AMENDED TO READ AS
9 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 5. The bureau:

10 (1) shall require representatives of a special group to confer with
11 the bureau concerning the design of the emblem that identifies the
12 vehicle as being registered to a person who is a member of, **or is**
13 **otherwise eligible to purchase the plate of, a the** special group;
14 and

15 (2) may request a list of the names and addresses of the persons
16 who are

17 (A) members of the special group ~~and~~

18 (B) **or are otherwise eligible for a to purchase the** special
19 group recognition license plate.

20 SECTION 57. IC 9-18-25-12 IS AMENDED TO READ AS
21 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 12. (a) ~~Except as~~
22 ~~provided in subsection (c);~~ A vehicle bearing a special group
23 recognition license plate issued under this chapter may be used ~~only for~~
24 ~~private and personal purposes.~~ **for any lawful purpose.**

25 (b) A person who does not qualify for the special group recognition
26 license plate may not display a special group recognition license plate
27 on a vehicle the person is required to register.

28 (c) A vehicle:

29 (1) owned by a corporation (as defined in IC 6-5.5-1-6); a
30 municipal corporation (as defined in IC 36-1-2-10); a partnership
31 (as defined in IC 6-3-1-19); or a sole proprietor; and

32 (2) bearing an environmental license plate issued under
33 IC 9-18-29;

34 may be used for any lawful purpose.

35 SECTION 58. IC 9-18-25-12.5 IS ADDED TO THE INDIANA
36 CODE AS A NEW SECTION TO READ AS FOLLOWS
37 [EFFECTIVE UPON PASSAGE]: Sec. 12.5. (a) **If a complaint is filed**
38 **with the bureau alleging that a special group has engaged in an**
39 **activity adverse to the evidence submitted under section 2.7(11)**
40 **through 2.7(13) of this chapter, the bureau shall give notice to a**
41 **representative of the special group of a hearing to determine the**
42 **eligibility of the special group to continue participation in the**

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1 special group recognition license plate program. Proceedings under
2 this section must be in accordance with IC 4-21.5.

3 (b) If a bureau hearing officer makes a finding that the special
4 group set forth in subsection (a) has engaged in an activity adverse
5 to the evidence submitted under section 2.7(11) through 2.7(13) of
6 this chapter, issuance of the special group recognition plate must
7 be immediately suspended and the finding of the bureau hearing
8 officer shall be transmitted to a representative of the special group.

9 (c) The finding of the bureau hearing officer under subsection
10 (b) shall be forwarded to the chairperson of the:

11 (1) senate homeland security, transportation, and veterans
12 affairs committee; and

13 (2) house of representatives roads and transportation
14 committee;

15 for further action concerning reinstatement of the special group
16 recognition plate consistent with this chapter.

17 SECTION 59. IC 9-18-25-15 IS AMENDED TO READ AS
18 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 15. (a) This
19 section expires December 31, 2016.

20 (b) This section applies to a special group recognition license
21 plate established by:

- 22 IC 9-18-29;
- 23 IC 9-18-30;
- 24 IC 9-18-31;
- 25 IC 9-18-33;
- 26 IC 9-18-34;
- 27 IC 9-18-37;
- 28 IC 9-18-40;
- 29 IC 9-18-41;
- 30 IC 9-18-42;
- 31 IC 9-18-44;
- 32 IC 9-18-46.2;
- 33 IC 9-18-47;
- 34 IC 9-18-48;
- 35 IC 9-18-49; or
- 36 IC 9-18-53.

37 (c) The bureau shall may terminate an organization's qualification
38 for the special group license plate program and no further special group
39 recognition license plates shall be issued for an organization if less than
40 two thousand (2,000) of the organization's special group license plates
41 are sold or renewed in the first four (4) years of the five (5) year period
42 beginning the earlier of January 1, 2002, or January 1 of the year in

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1 which the organization's special group license plate is first issued. The
 2 bureau shall reevaluate ~~the~~ **an** organization's qualification for the
 3 special group license plate program every five (5) years thereafter. The
 4 bureau ~~shall~~ **may** terminate ~~the~~ **an** organization's qualification for the
 5 special group license plate program **and no further special group**
 6 **recognition license plates shall be issued for an organization** if less than
 7 two thousand (2,000) of the organization's special group license plates
 8 are sold or renewed in the first four (4) years of a subsequent five (5)
 9 year period.

10 **(b) If the bureau terminates an organization's qualification**
 11 **under this section, no further special group recognition license**
 12 **plates shall be issued for the organization unless the organization**
 13 **reapplies and meets the requirements under sections 2.7 and 2.9 of**
 14 **this chapter.**

15 SECTION 60. IC 9-18-25-15.5 IS ADDED TO THE INDIANA
 16 CODE AS A NEW SECTION TO READ AS FOLLOWS
 17 [EFFECTIVE UPON PASSAGE]: **Sec. 15.5. (a) This section applies**
 18 **to a special group that participates in the special group recognition**
 19 **license plate program under sections 2.7 and 2.9 of this chapter.**

20 **(b) The bureau shall terminate a special group's qualification**
 21 **for the special group license plate program and no further special**
 22 **group recognition license plate may be issued for a special group**
 23 **if fewer than one thousand (1,000) of the special group's special**
 24 **group recognition license plates are sold or renewed each year in**
 25 **a two (2) year consecutive period, beginning with the first year of**
 26 **issuance of the special group recognition license plate for the**
 27 **special group under section 2.9 by the bureau.**

28 **(c) A new application under sections 2.7 and 2.9 of this chapter**
 29 **for reinstatement of the special group for participation in the**
 30 **special group recognition license plate program may be submitted**
 31 **to the bureau by the special group whose participation has been**
 32 **terminated.**

33 SECTION 61. IC 9-18-25-17 IS REPEALED [EFFECTIVE UPON
 34 PASSAGE]. **Sec. 17. (a) This section applies to a special group if at**
 35 **least ten thousand (10,000) of the special group's license plates are**
 36 **issued under this chapter in the first four (4) years of a five (5) year**
 37 **plate cycle beginning after December 31, 2001.**

38 **(b) Notwithstanding section 3 of this chapter, the representatives of**
 39 **the special group may petition the bureau to design a distinctive license**
 40 **plate that identifies a vehicle as being registered to a person who is a**
 41 **member of the special group.**

42 **(c) The design of the special group license plate must include a**

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1 basic design for the special group recognition license plate with
 2 consecutive numerals or letters; or both, to properly identify the
 3 vehicle:

4 (d) A special group license plate must be treated with special
 5 reflective material designed to increase the visibility and legibility of
 6 the special group license plate:

7 SECTION 62. IC 9-18-25-17.5 IS REPEALED [EFFECTIVE
 8 UPON PASSAGE]. Sec. 17.5: (a) This section applies to a special
 9 group if at least five thousand (5,000) of the special group's license
 10 plates are issued under this chapter during one (1) calendar year
 11 beginning after December 31, 2004:

12 (b) Notwithstanding section 2 of this chapter, the representatives of
 13 the special group may petition the bureau to design a distinctive license
 14 plate that identifies a vehicle as being registered to a person who is a
 15 member of the special group:

16 (c) The design of the special group license plate must include a
 17 basic design for the special group recognition license plate with
 18 consecutive numerals or letters; or both, to properly identify the
 19 vehicle:

20 (d) A special group license plate must be treated with special
 21 reflective material designed to increase the visibility and legibility of
 22 the special group license plate:

23 (e) Beginning with the calendar year following the year in which the
 24 representatives petition the bureau under subsection (b), the bureau
 25 shall issue the special group's license plate to a person who is eligible
 26 to register a vehicle under this title who:

27 (1) completes an application for the license plate; and

28 (2) pays the following fees:

29 (A) The appropriate fee under IC 9-29-5-38(a).

30 (B) An annual fee of twenty-five dollars (\$25):

31 (f) The annual fee referred to in subsection (e)(2)(B) shall be
 32 collected by the bureau and deposited in a trust fund for the special
 33 group established under subsection (g). However, the bureau shall
 34 retain two dollars (\$2) for each license plate issued until the cost of
 35 designing and issuing the special group license plate is recovered by
 36 the bureau:

37 (g) The treasurer of state shall establish a trust fund for each special
 38 group for which the bureau collects fees under this section:

39 (h) The treasurer of state shall invest the money in the fund not
 40 currently needed to meet the obligations of the fund in the same
 41 manner as other public funds are invested. Interest that accrues from
 42 these investments shall be deposited in the fund. Money in the fund is

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1 continuously appropriated for the purposes of this section. Money in
 2 the fund at the end of a state fiscal year does not revert to the state
 3 general fund.

4 (i) The commissioner shall administer the fund. Expenses of
 5 administering the fund shall be paid from money in the fund.

6 (j) On June 30 of each year, the commissioner shall distribute the
 7 money from the fund to the special group for which the bureau has
 8 collected fees under this section.

9 (k) The bureau may not disclose information that identifies the
 10 persons to whom special group license plates have been issued under
 11 this section.

12 SECTION 63. IC 9-18-25-17.7, AS AMENDED BY P.L.87-2010,
 13 SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 14 UPON PASSAGE]: Sec. 17.7. (a) Notwithstanding any other law,
 15 representatives of a special group that participates in the special group
 16 recognition plate program may request that the bureau collect an
 17 annual fee of **up to** twenty-five dollars (\$25) on behalf of the special
 18 group.

19 (b) If a request is made under subsection (a), the bureau shall collect
 20 the following fees:

21 (1) The appropriate fee under IC 9-29-5-38(a).

22 (2) An annual fee of **up to** twenty-five dollars (\$25).

23 (c) The annual fee referred to in subsection (b)(2) shall be collected
 24 by the bureau and deposited in a trust fund for the special group
 25 established under subsection (d).

26 (d) The treasurer of state shall establish a trust fund for each special
 27 group for which the bureau collects fees under this section.

28 (e) The treasurer of state shall invest the money in the fund not
 29 currently needed to meet the obligations of the fund in the same
 30 manner as other public funds are invested. ~~Interest that accrues from
 31 these investments shall be deposited in the fund.~~ Money in the fund is
 32 continuously appropriated for the purposes of this section. Money in
 33 the fund at the end of a state fiscal year does not revert to the state
 34 general fund.

35 (f) The commissioner shall administer the fund. ~~Expenses of
 36 administering the fund shall be paid from money in the fund.~~

37 (g) ~~Before June 30 of each year,~~ The commissioner shall distribute
 38 **monthly** the money from the fund to the special group for which the
 39 bureau has collected fees under this section.

40 (h) Subject to section 18 of this chapter, the bureau may not disclose
 41 information that identifies the persons to whom special group license
 42 plates have been issued under this section.



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1 (i) If:
 2 (1) representatives of a special group have collected an annual fee
 3 as set forth in subsection (a) from purchasers of the special group
 4 recognition license plates that was paid directly to the special
 5 group; and
 6 (2) the representatives of the special group request the bureau to
 7 collect the annual fee on behalf of the special group as set forth in
 8 subsection (a);
 9 representatives of the special group may request the bureau to change
 10 the method of collection of the annual fee for the following calendar
 11 year. The representatives of the special group must make a request
 12 under this subsection by July 1 of the year preceding the year for which
 13 the change has been requested. The group may request only one (1)
 14 change in the method of collection in a plate cycle.

15 (j) If:
 16 (1) the bureau collects an annual fee as set forth in subsection (a)
 17 on behalf of a special group; and
 18 (2) representatives of the special group request the bureau to
 19 cease collection of the annual fee as set forth in subsection (a) on
 20 behalf of the special group as the annual fee will be paid directly
 21 to the special group by purchasers of the special group
 22 recognition license plates;
 23 representatives of the special group may request the bureau to change
 24 the method of collection of the annual fee for the following calendar
 25 year. The representatives of the special group must make a request
 26 under this subsection by July 1 of the year preceding the year for which
 27 the change has been requested. The group may request only one (1)
 28 change in the method of collection in a plate cycle.

29 SECTION 64. IC 9-18-25-18, AS ADDED BY P.L.87-2010,
 30 SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 31 UPON PASSAGE]: Sec. 18. (a) This section applies to ~~an application~~
 32 ~~form a request~~ for a special group recognition license plate that:

33 (1) is subject to an annual special group fee; and
 34 (2) does not require an applicant to obtain authorization from the
 35 special group that sponsors the license plate.

36 (b) ~~The application form must include a box for the~~ **An applicant to**
 37 ~~check that states shall be given the following:~~

38 **"By checking opportunity to authorize the above box, I am**
 39 **authorizing disclosure of the personal information of the**
 40 **applicant when requesting the special group recognition**
 41 **license plate, as follows:**

42 **"I authorize the bureau of motor vehicles to disclose my personal**

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1 information included ~~on in this application form to the request~~
2 **for a special group license plate to the special group** that
3 sponsors the license plate for which I am applying. I understand
4 that:

- 5 (1) the special group may contact me with information about
- 6 its activities but may not use my personal information
- 7 primarily for fundraising or solicitation purposes;
- 8 (2) the bureau will not disclose my personal information to any
- 9 other person or group; and
- 10 (3) the special group will not disclose my personal information
- 11 to any other person or group without my written consent."

12 (c) If an applicant ~~checks the box~~ **authorizes the disclosure of the**
13 **personal information of the applicant described in under** subsection
14 (b), the bureau may disclose **the applicant's** personal information
15 ~~about the applicant included on the application form~~ only to the special
16 group that sponsors the license plate.

17 (d) If a special group receives personal information disclosed under
18 subsection (c), the special group:

- 19 (1) may contact the applicant with information about the special
- 20 group's activities;
- 21 (2) may not contact the applicant primarily for fundraising or
- 22 solicitation purposes; and
- 23 (3) may not disclose the applicant's personal information to any
- 24 other person or group without the applicant's written consent.

25 SECTION 65. IC 9-18-26-8, AS AMENDED BY P.L.93-2010,
26 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
27 JULY 1, 2012]: Sec. 8. Dealer-new, dealer-used, and manufacturer
28 license plates may be used without restriction by a designee of a dealer
29 or a designee of a manufacturer under rules adopted by the secretary of
30 state. The rules must provide the following:

- 31 (1) The dealer or manufacturer is to be assessed and pay the
- 32 motor vehicle excise tax under IC 6-6-5 attributable to that part of
- 33 the total year that the designee operates the motor vehicle.
- 34 (2) The dealer or manufacturer shall report to the ~~secretary of~~
35 **state bureau** the date of assignment to a designee, the designee's
- 36 name and address, and the date of termination of the assignment
- 37 within ten (10) days of the assignment or termination.
- 38 (3) The tax calculated in subdivision (1) shall be paid within
- 39 thirty (30) days of the termination of the assignment to the
- 40 designee or at the time the dealer or manufacturer purchases
- 41 license plates under this chapter.

42 SECTION 66. IC 9-18-29-0.5 IS ADDED TO THE INDIANA

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1 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 2 [EFFECTIVE UPON PASSAGE]: **Sec. 0.5. This chapter expires**
 3 **December 31, 2015.**

4 SECTION 67. IC 9-18-29-4 IS AMENDED TO READ AS
 5 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 4. (a) The fee for an
 6 environmental license plate is as follows:

7 (1) The appropriate fee under IC 9-29-5-38.

8 (2) An annual fee of twenty-five dollars (\$25).

9 (b) The annual fee referred to in subsection (a)(2) shall be collected
 10 by the ~~bureau of motor vehicles~~ commission.

11 SECTION 68. IC 9-18-30-0.5 IS ADDED TO THE INDIANA
 12 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 13 [EFFECTIVE UPON PASSAGE]: **Sec. 0.5. This chapter expires**
 14 **December 31, 2015.**

15 SECTION 69. IC 9-18-31-0.5 IS ADDED TO THE INDIANA
 16 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 17 [EFFECTIVE UPON PASSAGE]: **Sec. 0.5. This chapter expires**
 18 **December 31, 2015.**

19 SECTION 70. IC 9-18-32.2 IS REPEALED [EFFECTIVE JULY 1,
 20 2012]. (Drug Free Indiana Trust License Plates).

21 SECTION 71. IC 9-18-33-0.5 IS ADDED TO THE INDIANA
 22 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 23 [EFFECTIVE UPON PASSAGE]: **Sec. 0.5. This chapter expires**
 24 **December 31, 2015.**

25 SECTION 72. IC 9-18-34-0.5 IS ADDED TO THE INDIANA
 26 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 27 [EFFECTIVE UPON PASSAGE]: **Sec. 0.5. This chapter expires**
 28 **December 31, 2015.**

29 SECTION 73. IC 9-18-35 IS REPEALED [EFFECTIVE JULY 1,
 30 2012]. (Indiana Food Bank Trust License Plates).

31 SECTION 74. IC 9-18-36 IS REPEALED [EFFECTIVE JULY 1,
 32 2012]. (Indiana Girl Scouts Trust License Plates).

33 SECTION 75. IC 9-18-37-0.5 IS ADDED TO THE INDIANA
 34 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 35 [EFFECTIVE UPON PASSAGE]: **Sec. 0.5. This chapter expires**
 36 **December 31, 2015.**

37 SECTION 76. IC 9-18-38 IS REPEALED [EFFECTIVE JULY 1,
 38 2012]. (Indiana Retired Armed Forces Member License Plates).

39 SECTION 77. IC 9-18-39 IS REPEALED [EFFECTIVE JULY 1,
 40 2012]. (Indiana Antique Car Museum Trust License Plates).

41 SECTION 78. IC 9-18-40-0.5 IS ADDED TO THE INDIANA
 42 CODE AS A **NEW** SECTION TO READ AS FOLLOWS

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- 1 [EFFECTIVE UPON PASSAGE]: **Sec. 0.5. This chapter expires**
 2 **December 31, 2015.**
- 3 SECTION 79. IC 9-18-41-0.5 IS ADDED TO THE INDIANA
 4 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 5 [EFFECTIVE UPON PASSAGE]: **Sec. 0.5. This chapter expires**
 6 **December 31, 2015.**
- 7 SECTION 80. IC 9-18-42-0.5 IS ADDED TO THE INDIANA
 8 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 9 [EFFECTIVE UPON PASSAGE]: **Sec. 0.5. This chapter expires**
 10 **December 31, 2015.**
- 11 SECTION 81. IC 9-18-43 IS REPEALED [EFFECTIVE JULY 1,
 12 2012]. (Indiana Mental Health Trust License Plates).
- 13 SECTION 82. IC 9-18-44-0.5 IS ADDED TO THE INDIANA
 14 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 15 [EFFECTIVE UPON PASSAGE]: **Sec. 0.5. This chapter expires**
 16 **December 31, 2015.**
- 17 SECTION 83. IC 9-18-46.2-0.5 IS ADDED TO THE INDIANA
 18 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 19 [EFFECTIVE UPON PASSAGE]: **Sec. 0.5. This chapter expires**
 20 **December 31, 2015.**
- 21 SECTION 84. IC 9-18-46.2-6 IS AMENDED TO READ AS
 22 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 6. (a) This section
 23 applies with regard to a state educational institution trust license plate
 24 supporting a state educational institution in a year following a year:
 25 (1) in which at least ten thousand (10,000) of the state educational
 26 institution trust license plates are sold or renewed; and
 27 (2) beginning after December 31, 1998.
- 28 (b) The treasurer of state shall establish a special account within a
 29 trust fund for each state educational institution described in subsection
 30 (a)(1).
- 31 (c) The bureau shall require a person who purchases a state
 32 educational institution trust license plate under this section to designate
 33 the state educational institution the person chooses to receive the
 34 annual fee that the person pays under section 5(2) of this chapter as the
 35 corresponding state educational institution designated in section 4 of
 36 this chapter.
- 37 (d) The treasurer of state shall deposit the annual fee collected under
 38 section 5(2) of this chapter into a special account within a trust fund for
 39 the state educational institution designated by the purchaser in
 40 subsection (c).
- 41 (e) The treasurer of state shall invest the money in the special
 42 account not distributed in the same manner as other public trust funds

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1 are invested. Interest that accrues from these investments shall be
2 deposited in the special account.

3 (f) The auditor of state monthly shall distribute the money from the
4 special account to the state educational institution's authorized alumni
5 association.

6 (g) Money in the special account at the end of a state fiscal year
7 does not revert to the state general fund.

8 (h) ~~The bureau shall maintain a sufficient supply of the state
9 educational institution trust license plates in each branch and partial
10 service walk-up location to provide a plate to a purchaser at the time of
11 sale.~~

12 SECTION 85. IC 9-18-47-0.5 IS ADDED TO THE INDIANA
13 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
14 [EFFECTIVE UPON PASSAGE]: **Sec. 0.5. This chapter expires
15 December 31, 2015.**

16 SECTION 86. IC 9-18-48-0.5 IS ADDED TO THE INDIANA
17 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
18 [EFFECTIVE UPON PASSAGE]: **Sec. 0.5. This chapter expires
19 December 31, 2015.**

20 SECTION 87. IC 9-18-49-0.5 IS ADDED TO THE INDIANA
21 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
22 [EFFECTIVE UPON PASSAGE]: **Sec. 0.5. This chapter expires
23 December 31, 2015.**

24 SECTION 88. IC 9-18-50-5, AS ADDED BY P.L.58-2006,
25 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
26 JULY 1, 2012]: Sec. 5. A Hoosier veteran license plate issued under
27 this chapter may be displayed on the following:

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

33 SECTION 89. IC 9-18-50-6, AS ADDED BY P.L.58-2006,
34 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
35 JULY 1, 2012]: Sec. 6. A veteran who is a resident of Indiana and is
36 eligible to register a motor vehicle under this title may apply for and
37 receive a Hoosier veteran license plate for one (1) or more motor
38 vehicles upon doing the following:

- 39 (1) Completing an application for a Hoosier veteran license plate.
40 (2) Presenting:
41 (A) a United States Uniformed Services Retiree Identification
42 Card;

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- 1 (B) a DD 214 or **DD 215** record;
- 2 (C) United States military discharge papers; or
- 3 (D) a current armed forces identification card;
- 4 to the bureau.

5 (3) Paying the fee under section 7 of this chapter.
 6 SECTION 90. IC 9-18-51-3, AS ADDED BY P.L.58-2006,
 7 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 8 JULY 1, 2012]: Sec. 3. A support our troops license plate issued under
 9 this chapter may be displayed on the following:

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

15 SECTION 91. IC 9-18-52-5, AS ADDED BY P.L.30-2008,
 16 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 17 JULY 1, 2012]: Sec. 5. A license plate issued under this chapter may
 18 be displayed on the following:

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

24 SECTION 92. IC 9-18-53-0.5 IS ADDED TO THE INDIANA
 25 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 26 [EFFECTIVE UPON PASSAGE]: **Sec. 0.5. This chapter expires**
 27 **December 31, 2015.**

28 SECTION 93. IC 9-18-54-4, AS ADDED BY P.L.87-2010,
 29 SECTION 27, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 30 JULY 1, 2012]: Sec. 4. An Indiana Gold Star family member license
 31 plate issued under this chapter may be displayed on the following:

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

37 SECTION 94. IC 9-25-3-2 IS AMENDED TO READ AS
 38 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 2. (a) Whenever under
 39 ~~Indiana law this article~~ the bureau may suspend or revoke a license if
 40 ~~the operator of a motor vehicle is a~~ **the driving privileges of an**
 41 ~~Indiana resident, of Indiana;~~ **Indiana** resident, ~~of Indiana;~~ the bureau may suspend or revoke the
 42 ~~license driving privileges~~ **license driving privileges** of or forbid the operation of a motor vehicle

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1 in Indiana owned by an operator who is a nonresident.

2 (b) Whenever under ~~Indiana law~~ **this article** the bureau may
3 suspend or revoke the registration certificate and registration plates of
4 a motor vehicle ~~if the owner of the motor vehicle is a of an Indiana~~
5 resident, ~~of Indiana~~; the bureau may forbid the operation within Indiana
6 of a motor vehicle if the owner of the motor vehicle is a nonresident.

7 (c) The bureau shall transmit to the motor vehicle bureau or state
8 officer performing the functions of a bureau in the state in which a
9 nonresident resides a ~~certified~~ copy of the following:

10 (1) A conviction of the nonresident that has resulted in, **or would**
11 **result in**, the suspension of the nonresident's driving privilege in
12 Indiana.

13 (2) An unsatisfied judgment rendered against a nonresident that
14 has resulted in, **or would result in**, the suspension of the
15 nonresident's driving privilege in Indiana.

16 **(3) Notice of suspension for the nonresident due to**
17 **noncompliance with this article.**

18 SECTION 95. IC 9-25-6-8 IS REPEALED [EFFECTIVE JULY 1,
19 2012]. Sec. 8: (a) ~~A court shall forward to the bureau a certified~~
20 ~~abstract of the record of the conviction of a person in the court for a~~
21 ~~violation of a law relating to motor vehicles:~~

22 (b) ~~If in the opinion of the court a defendant should be deprived of~~
23 ~~the privilege to operate a motor vehicle upon a public highway; the~~
24 ~~court shall recommend the suspension of the convicted person's current~~
25 ~~driving license for a fixed period established by the court not exceeding~~
26 ~~one (1) year:~~

27 (c) ~~The bureau shall comply with the court's recommendation:~~

28 (d) ~~At the time of a conviction referred to in subsection (a) or~~
29 ~~IC 9-30-5-7, the court may obtain the defendant's current driving~~
30 ~~license and return the license to the department:~~

31 (e) ~~An abstract provided for by this section must be in the form~~
32 ~~prescribed by the bureau and; when certified; shall be accepted by an~~
33 ~~administrative agency or a court as prima facie evidence of the~~
34 ~~conviction and all other action stated in the abstract:~~

35 SECTION 96. IC 9-25-7-1 IS AMENDED TO READ AS
36 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 1. The bureau may not
37 revoke the driving ~~license~~ **privileges** or registration plates of the owner
38 or operator of a motor vehicle who has been involved in a motor
39 vehicle accident resulting in bodily injury or death or in damage to
40 property in excess of one thousand dollars (\$1,000) solely because of
41 failure to provide evidence of financial responsibility whenever the:

42 (1) owner or operator was insured by an insurance company for

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1 public liability and property damage at the time of the accident;
 2 and
 3 (2) insurance company becomes insolvent after the accident or
 4 within fifteen (15) days before the accident;
 5 if the insurance company was authorized and qualified to do business
 6 in Indiana on the effective date of the policy.

7 SECTION 97. IC 9-25-7-3 IS REPEALED [EFFECTIVE JULY 1,
 8 2012]. Sec. 3: (a) The bureau shall, upon request, cancel a bond or
 9 return a certificate of insurance; direct the treasurer of state to return to
 10 the person entitled any money or securities deposited under this article
 11 as proof of financial responsibility; or waive the requirement of filing
 12 proof of financial responsibility in any of the following circumstances:

13 (1) At any time after three (3) years from the date the proof was
 14 required; if during the three (3) year period preceding the request
 15 the person furnishing the proof has not been convicted of an
 16 offense referred to in IC 9-30-4-6:

17 (2) If the person on whose behalf the proof was filed dies or the
 18 person becomes permanently incapable of operating a motor
 19 vehicle:

20 (3) If the person who has given proof of financial responsibility
 21 surrenders the person's operator's or chauffeur's license;
 22 registration certificates, and registration plates to the bureau. The
 23 bureau may not release the proof if an action for damages upon a
 24 liability referred to in this article is pending; a judgment upon a
 25 liability is outstanding and unsatisfied; or the bureau has received
 26 notice that the person has, within the period of three (3) months
 27 immediately preceding, been involved as a driver in a motor
 28 vehicle accident. An affidavit of the applicant of the nonexistence
 29 of the facts referred to in this subdivision is sufficient evidence of
 30 the nonexistence of the facts in the absence of evidence to the
 31 contrary in the records of the department.

32 (b) Whenever a person to whom proof has been surrendered under
 33 subsection (a)(3) applies for an operator's or chauffeur's license or the
 34 registration of a motor vehicle within a period of three (3) years from
 35 the date the proof of financial responsibility was originally required;
 36 the bureau shall reject the application unless the applicant reestablishes
 37 the proof for the remainder of the period:

38 SECTION 98. IC 9-25-9-1 IS AMENDED TO READ AS
 39 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 1. (a) After the bureau
 40 receives:

41 (1) a certified abstract under ~~IC 9-25-6-8~~ **IC 9-30-13-0.5** of the
 42 record of conviction of a person for a violation of a law relating

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1 to motor vehicles; or
2 (2) a judgment or an abstract under IC 9-30-3-11 of a case
3 resulting in a conviction, judgment, or forfeiture of security
4 deposit;

5 the bureau shall determine whether the bureau is required under
6 subsection (b) to send to the person named in the judgment or abstract
7 a request for evidence of financial responsibility.

8 (b) The bureau shall send a request for evidence of financial
9 responsibility to a person referred to in subsection (a) if at least one (1)
10 of the following applies to the person:

11 (1) The judgment or abstract referred to in subsection (a) reports
12 that the person committed a moving traffic violation for which
13 points are assessed by the bureau under the point system, and, not
14 more than one (1) year before the date of the violation referred to
15 in the judgment or abstract, the person committed at least two (2)
16 previous moving traffic violations for which points are assessed
17 by the bureau under the point system.

18 (2) The judgment or abstract referred to in subsection (a) reports
19 that the person was convicted of:

20 (A) a misdemeanor; or

21 (B) a felony;

22 involving a motor vehicle.

23 (3) The judgment or abstract referred to in subsection (a) reports
24 that the person committed a moving traffic violation for which
25 points are assessed by the bureau under the point system and the
26 driver's license of the person was previously suspended for
27 violation of the financial responsibility requirements of IC 9-25.

28 SECTION 99. IC 9-29-1-2, AS AMENDED BY P.L.109-2011,
29 SECTION 29, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
30 JULY 1, 2012]: Sec. 2. (a) Money from the increases in fees levied by
31 the 1969 regular session of the general assembly in IC 9-18-2,
32 IC 9-18-5, IC 9-18-6, IC 9-18-7, IC 9-18-9, IC 9-18-10, IC 9-18-16,
33 IC 9-24-3, IC 9-24-4, IC 9-24-5, IC 9-24-7, IC 9-24-8, IC 9-24-10,
34 IC 9-24-11, IC 9-24-12, IC 9-24-13, IC 9-24-14, and IC 9-29-9-15
35 (IC 9-1-4 before its repeal on July 1, 1991) shall be deposited daily
36 with the treasurer of state and credited to the highway, road, and street
37 fund established under IC 8-14-2-2.1.

38 (b) For the purpose of providing adequate and sufficient funds for
39 the crossroads 2000 fund established under IC 8-14-10-9, and subject
40 to subsection (c) ~~after June 30, 1997, with~~ and the approval of the
41 ~~bureau of motor vehicles~~ commission, the ~~bureau of motor vehicles~~
42 may adopt rules under IC 4-22-2 to increase, by an amount that is in

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- 1 addition to the fees specified by statute, the fees under the following:
- 2 IC 9-29-4-3
- 3 IC 9-29-5
- 4 IC 9-29-9-1
- 5 IC 9-29-9-2
- 6 IC 9-29-9-3
- 7 IC 9-29-9-4
- 8 IC 9-29-9-5
- 9 IC 9-29-9-7
- 10 IC 9-29-9-8
- 11 IC 9-29-9-9
- 12 IC 9-29-9-11
- 13 IC 9-29-9-13
- 14 IC 9-29-9-14
- 15 IC 9-29-15-1
- 16 IC 9-29-15-2
- 17 IC 9-29-15-3
- 18 IC 9-29-15-4.

19 The amount of fees increased under this section shall first be deposited
 20 into the crossroads 2000 fund established under IC 8-14-10-9.

21 (c) The bureau's authority to adopt rules under subsection (b) is
 22 subject to the condition that a fee increase must be uniform throughout
 23 all license branches and at all partial service locations in Indiana.

24 (d) If a fee imposed by a statute listed in subsection (b) is
 25 eliminated, the amount of the fee increase set forth in a rule adopted
 26 under this section ~~before July 1, 2007~~, with respect to the fee must be:

- 27 (1) collected by the bureau notwithstanding the elimination of the
- 28 underlying fee;
- 29 (2) collected in addition to all other fees collected at the time of
- 30 the underlying transaction; and
- 31 (3) deposited in the crossroads 2000 fund established under
- 32 IC 8-14-10-9.

33 SECTION 100. IC 9-29-3-19, AS AMENDED BY P.L.68-2006,
 34 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 35 JULY 1, 2012]: Sec. 19. (a) ~~As used in this section, "low numbered~~
 36 ~~motor vehicle registration plate" means any motor vehicle registration~~
 37 ~~plate numbered from one (1) to one hundred (100) before or after the~~
 38 ~~county designation number or letter series designation, or both.~~

39 (b) (a) As used in this section, "pull service charge" refers to the
 40 charge that the commission may require for a requested ~~low numbered~~
 41 ~~motor vehicle registration plate~~ or a special numbered motor vehicle
 42 registration plate.

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1 ~~(e)~~ (b) As used in this section, "special numbered motor vehicle
2 registration plate" means any plate ~~other than a low numbered motor~~
3 ~~vehicle registration plate~~; requested for issuance out of its established
4 numerical sequence.

5 ~~(d)~~ (c) Subject to ~~subsections (e) and (f)~~ **subsection (d)** and with the
6 approval of the commission, the bureau may adopt rules under
7 IC 4-22-2 to do the following:

8 (1) Increase or decrease any of the service charges listed in
9 sections 1 through 18 of this chapter.

10 (2) Impose a service charge on any other license branch service
11 that is not listed in sections 1 through 18 of this chapter.

12 (3) Increase or decrease a service charge imposed under
13 subdivision (2).

14 ~~(e)~~ (d) The bureau's authority to adopt rules under subsection ~~(d)~~ (c)
15 is subject to the condition that a service charge must be uniform
16 throughout all license branches and at all partial service locations in
17 Indiana.

18 ~~(f)~~ The bureau may not impose a pull service charge for a requested
19 passenger motor vehicle registration plate containing the numbers set
20 forth in IC 9-18-2-28 for a motor vehicle:

21 (1) issued a license plate under IC 9-18-17 that designates the
22 motor vehicle as being owned by a former prisoner of war or by
23 the surviving spouse of a former prisoner of war; or

24 (2) after December 31, 2006, issued a license plate under
25 IC 9-18-19 that designates the motor vehicle as being owned by
26 a person who has received a Purple Heart decoration.

27 ~~(g)~~ (e) The bureau may not impose a pull service charge of more
28 than fifteen dollars (\$15) for a requested motor vehicle registration
29 plate issued under IC 9-18-25 for a special group recognition license
30 plate that commemorates the bicentennial of the Lewis and Clark
31 expedition.

32 SECTION 101. IC 9-29-5-17 IS AMENDED TO READ AS
33 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 17. The fee for each
34 duplicate **or replacement** license plate is three dollars (\$3).

35 SECTION 102. IC 9-29-5-34 IS REPEALED [EFFECTIVE JULY
36 1, 2012]. ~~Sec. 34. A vehicle registered under IC 9-18-21 is subject to~~
37 ~~an annual registration fee and any other fee or tax required of a person~~
38 ~~registering a vehicle under this title.~~

39 SECTION 103. IC 9-30-2-7 IS REPEALED [EFFECTIVE JULY 1,
40 2012]. ~~Sec. 7. (a) The:~~

41 (1) superintendent of the state police department;

42 (2) police chief of each city or the police chief's designee;

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1 (3) sheriff of each county; and
2 (4) town marshal or police chief of each town;
3 shall report to the bureau immediately the arrest of a person for a
4 violation of an Indiana law or a city ordinance relating to the operation
5 of motor vehicles upon the highways:
6 (b) The report must state the following:
7 (1) The offense with which the operator or driver is charged;
8 (2) The court in which pending;
9 (3) The names of all available witnesses to the violation;
10 (4) The name and address of the operator;
11 (5) If the operator is the holder of a license, the following:
12 (A) The kind of license and license number;
13 (B) The license plate number of the vehicle operated by the
14 operator;
15 (c) The bureau shall cause the report:
16 (1) to be filed in the bureau; and
17 (2) retained for at least two (2) years;
18 (d) The bureau shall prescribe and the bureau shall furnish the form
19 of the report required by this section:
20 SECTION 104. IC 9-30-3-11, AS AMENDED BY P.L.206-2007,
21 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
22 JULY 1, 2012]: Sec. 11. (a) Before accepting a plea of guilty to a
23 misdemeanor traffic offense, the court shall inform the defendant of the
24 defendant's rights, including the right to:
25 (1) engage counsel;
26 (2) a reasonable continuance to engage counsel to subpoena
27 witnesses;
28 (3) have process issued by the court, without expense to the
29 defendant, to compel the attendance of witnesses in the
30 defendant's behalf;
31 (4) testify or not to testify in the defendant's own behalf;
32 (5) a trial by jury; and
33 (6) appeal.
34 (b) The court shall inform each defendant charged with a traffic
35 offense other than a nonmoving traffic offense, if the defendant is
36 convicted or judgment is entered against the defendant, that a record of
37 the conviction or judgment will be sent to the bureau or the motor
38 vehicle bureau of the state where the defendant received a license to
39 drive to become a part of the defendant's driving record.
40 (c) The court shall keep a full record of every case in which a person
41 is charged with a traffic offense other than a nonmoving traffic offense.
42 Within ten (10) days after the conviction, judgment, or forfeiture of

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1 security deposit of a person, the court shall forward a copy of the
 2 judgment in an electronic format or an abstract as prescribed by
 3 ~~IC 9-25-6-8.~~ **IC 9-30-13-0.5.** The abstract comprises the original copy
 4 of the traffic information and summons or complaint and summons if
 5 the conviction, judgment, or forfeiture of security deposit has been
 6 entered on that copy. However, instead of the original copy, the court
 7 may, subject to the approval of the bureau, send the information in an
 8 electronic format or in the form of a chemical based, magnetic, or
 9 machine readable media. Records of nonmoving traffic offenses are not
 10 required to be forwarded to the bureau.

11 (d) One (1) year after the abstract has been forwarded, the court may
 12 destroy the remaining court copies of the information and summons or
 13 complaint and summons and related pleadings if an order book entry
 14 of the copy has been made and the original copy has been sent to the
 15 bureau. ~~of motor vehicles.~~

16 (e) Upon the failure of a court officer to comply with subsection (c),
 17 the officer is liable on the officer's official bond for a civil penalty of
 18 one hundred dollars (\$100) accruing to the state, which may be
 19 recovered, together with the costs of the suit, in a civil action brought
 20 by the attorney general in the name of the state on relation of the
 21 attorney general. Each failure by an officer constitutes a separate cause
 22 of action.

23 SECTION 105. IC 9-30-3-14 IS AMENDED TO READ AS
 24 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 14. (a) As used in this
 25 section, "moving traffic offense" means a violation of a statute, an
 26 ordinance, or a rule relating to the operation or use of motor vehicles
 27 while the motor vehicle is in motion.

28 (b) If a court convicts a person for a moving traffic offense and the
 29 person is known or believed by the court not to be the owner of the
 30 motor vehicle, the court shall, within seven (7) days after entering the
 31 conviction, deposit with the United States Postal Service, first class
 32 postage prepaid, notice addressed to the owner of the motor vehicle
 33 giving the owner the following information:

- 34 (1) The name and address of the person convicted.
- 35 (2) The name and address of the owner of the motor vehicle.
- 36 (3) The offense upon which the conviction was made.
- 37 (4) The date of arrest of the person convicted and the location of
 38 the place of the offense.
- 39 (5) The license plate number of the motor vehicle.
- 40 (6) The ~~operator's or chauffeur's~~ **driver's** license number of the
 41 person convicted.
- 42 (7) The date of the conviction and the name of the court making



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- 1 the conviction.
- 2 SECTION 106. IC 9-30-4-1 IS AMENDED TO READ AS
- 3 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 1. Upon any reasonable
- 4 ground appearing on the records of the bureau, the bureau may do the
- 5 following:
- 6 (1) Suspend, ~~or~~ revoke, **or invalidate** the current ~~driving permit,~~
- 7 **driver's license, identification card, or driving privileges** of
- 8 any person.
- 9 (2) Suspend, ~~or~~ revoke, **or invalidate** the certificate of
- 10 registration ~~and~~ **or** license plate for any motor vehicle **or**
- 11 **watercraft.**
- 12 SECTION 107. IC 9-30-4-6, AS AMENDED BY P.L.100-2010,
- 13 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 14 JULY 1, 2012]: Sec. 6. (a) Whenever the bureau suspends or revokes
- 15 ~~the current a person's~~ driver's license, **driving privileges, or permit**
- 16 upon receiving a record of the conviction of ~~a~~ **the** person for any
- 17 offense under the motor vehicle laws not enumerated under subsection
- 18 (b), the bureau may also suspend any of the certificates of registration
- 19 and license plates issued for any motor vehicle **or watercraft**
- 20 registered in the name of the person so convicted. However, the bureau
- 21 may not suspend the evidence of registration, unless otherwise required
- 22 by law, if the person has given or gives and maintains during the three
- 23 (3) years following the date of suspension or revocation proof of
- 24 financial responsibility in the future. ~~in the manner specified in this~~
- 25 ~~section.~~
- 26 (b) The bureau shall suspend or revoke without notice or hearing the
- 27 ~~current~~ driver's license, **permit, or driving privileges** and all
- 28 certificates of registration and license plates issued or registered in the
- 29 name of a person who is convicted of any of the following:
- 30 (1) Manslaughter or reckless homicide resulting from the
- 31 operation of a motor vehicle.
- 32 (2) Perjury or knowingly making a false affidavit to the
- 33 department under this chapter or any other law requiring the
- 34 registration of motor vehicles or regulating motor vehicle
- 35 operation upon the highways.
- 36 (3) A felony under Indiana motor vehicle laws or felony in the
- 37 commission of which a motor vehicle is used.
- 38 (4) Three (3) charges of criminal recklessness involving the use
- 39 of a motor vehicle within the preceding twelve (12) months.
- 40 (5) Failure to stop and give information or assistance or failure to
- 41 stop and disclose the person's identity at the scene of an accident
- 42 that has resulted in death, personal injury, or property damage in

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1 excess of two hundred dollars (\$200).

2 (6) Possession, distribution, manufacture, cultivation, transfer,
3 use, or sale of a controlled substance or counterfeit substance, or
4 attempting or conspiring to possess, distribute, manufacture,
5 cultivate, transfer, use, or sell a controlled substance or
6 counterfeit substance.

7 (c) The ~~license~~ **driving privileges** of a person shall also be
8 suspended upon conviction in another jurisdiction for any offense
9 described in subsections (b)(1), (b)(2), (b)(3), (b)(4), and (b)(5), except
10 if property damage is less than two hundred dollars (\$200), the bureau
11 may determine whether the driver's license, **permit, driving privileges,**
12 **and** certificates of registration, and license plates shall be suspended or
13 revoked. The ~~license~~ **driving privileges** of a person shall also be
14 suspended upon conviction in another jurisdiction for any offense
15 described in subsection (b)(6).

16 (d) A suspension or revocation remains in effect and a new or
17 renewal license **or permit** may not be issued to the person and a motor
18 vehicle may not be registered in the name of the person as follows:

19 (1) Except as provided in subdivisions (2), (3), (4), and (5), and
20 subject to section 6.5 of this chapter, for six (6) months from the
21 date of conviction or on the date on which the person is otherwise
22 eligible for a license, whichever is later. Except as provided in
23 IC 35-48-4-15, this includes a person convicted of a crime for
24 which the person's license is suspended or revoked under
25 subsection (b)(6).

26 (2) Subject to section 6.5 of this chapter, upon conviction of an
27 offense described in subsection (b)(1), for a fixed period of not
28 less than two (2) years and not more than five (5) years, to be
29 fixed by the bureau based upon recommendation of the court
30 entering a conviction. A new or reinstated license **or permit** may
31 not be issued to the person, **and driving privileges may not be**
32 **granted to or reinstated for the person, unless that the person,**
33 **within during** the three (3) years following the expiration of the
34 suspension or revocation, gives and maintains in force at all times
35 **during the effective period of a new or reinstated license** proof of
36 financial responsibility in the future. **in the manner specified in**
37 **this chapter.** However, the liability of the insurance carrier under
38 a motor vehicle liability policy that is furnished for proof of
39 financial responsibility in the future as set out in this chapter
40 becomes absolute whenever loss or damage covered by the policy
41 occurs, and the satisfaction by the insured of a final judgment for
42 loss or damage is not a condition precedent to the right or

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1 obligation of the carrier to make payment on account of loss or
 2 damage, but the insurance carrier has the right to settle a claim
 3 covered by the policy. If the settlement is made in good faith, the
 4 amount shall be deductive from the limits of liability specified in
 5 the policy. A policy may not be canceled or annulled with respect
 6 to a loss or damage by an agreement between the carrier and the
 7 insured after the insured has become responsible for the loss or
 8 damage, and a cancellation or annulment is void. The policy may
 9 provide that the insured or any other person covered by the policy
 10 shall reimburse the insurance carrier for payment made on
 11 account of any loss or damage claim or suit involving a breach of
 12 the terms, provisions, or conditions of the policy. If the policy
 13 provides for limits in excess of the limits specified in this chapter,
 14 the insurance carrier may plead against any plaintiff, with respect
 15 to the amount of the excess limits of liability, any defenses that
 16 the carrier may be entitled to plead against the insured. The policy
 17 may further provide for prorating of the insurance with other
 18 applicable valid and collectible insurance. An action does not lie
 19 against the insurance carrier by or on behalf of any claimant under
 20 the policy until a final judgment has been obtained after actual
 21 trial by or on behalf of any claimant under the policy.

22 (3) Subject to section 6.5 of this chapter, for the period ordered by
 23 a court under IC 35-48-4-15.

24 (4) Subject to section 6.5 of this chapter, if the person is convicted
 25 of a felony involving the use of a motor vehicle under
 26 IC 35-44-3-3(b) and the person:

27 (A) exceeded the speed limit by at least twenty (20) miles per
 28 hour;

29 (B) committed criminal recklessness with a vehicle
 30 (IC 35-42-2-2)); or

31 (C) engaged in aggressive driving (as defined in
 32 IC 9-21-8-55(b));

33 while committing the felony, for one (1) year after the date the
 34 person was convicted. ~~The convicted person has the burden of~~
 35 ~~applying for a new or renewal license and establishing that the~~
 36 ~~one (1) year period described in this subdivision and subject to~~
 37 ~~section 6.5 of this chapter has elapsed.~~

38 (5) Subject to section 6.5 of this chapter, if the person is convicted
 39 of a felony involving the use of a motor vehicle under
 40 IC 35-44-3-3(b), the person:

41 (A) exceeded the speed limit by at least twenty (20) miles per
 42 hour;



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1 (B) committed criminal recklessness with a vehicle
 2 (IC 35-42-2-2); or
 3 (C) engaged in aggressive driving (as defined in
 4 IC 9-21-8-55(b);
 5 while committing the felony, and the person has a prior unrelated
 6 conviction for a felony under IC 35-44-3-3(b), for two (2) years
 7 after the date the person was convicted. ~~The convicted person has~~
 8 ~~the burden of applying for a new or renewal license and~~
 9 ~~establishing that the two (2) year period described in this~~
 10 ~~subdivision and subject to section 6.5 of this chapter has elapsed.~~
 11 (e) The bureau may take action as required in this section upon
 12 receiving satisfactory evidence of a conviction of a person in another
 13 state.
 14 (f) For the purpose of this chapter, "conviction" includes any of the
 15 following:
 16 (1) A conviction upon a plea of guilty.
 17 (2) A determination of guilt by a jury or court, even if:
 18 (A) no sentence is imposed; or
 19 (B) a sentence is suspended.
 20 (3) A forfeiture of bail, bond, or collateral deposited to secure the
 21 defendant's appearance for trial, unless the forfeiture is vacated.
 22 (4) A payment of money as a penalty or as costs in accordance
 23 with an agreement between a moving traffic violator and a traffic
 24 violations bureau.
 25 (g) A suspension or revocation under this section or under
 26 ~~IC 9-25-6-8~~ **IC 9-30-13-0.5** stands pending appeal of the conviction to
 27 a higher court and may be set aside or modified only upon the receipt
 28 by the bureau of the certificate of the court reversing or modifying the
 29 judgment that the cause has been reversed or modified. However, if the
 30 suspension or revocation follows a conviction in a court of no record
 31 in Indiana, the suspension or revocation is stayed pending appeal of the
 32 conviction to a court of record.
 33 (h) A person aggrieved by an order or act of the bureau under this
 34 section or ~~IC 9-25-6-8~~ **IC 9-30-13-0.5** may file a petition for a court
 35 review.
 36 SECTION 108. IC 9-30-4-7 IS AMENDED TO READ AS
 37 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 7. (a) A person whose:
 38 (1) ~~operator's or chauffeur's~~ **driver's** license, **permit, or driving**
 39 **privileges;** or
 40 (2) certificate of registration or license plate;
 41 has been ~~suspended~~ **revoked or invalidated** and has not been
 42 reinstated shall immediately return the license, **permit**, certificate of

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1 registration, ~~and or~~ license plate to the bureau. A person who
2 knowingly fails to comply with this requirement commits a Class C
3 misdemeanor.

4 (b) The bureau may:

5 (1) take possession of a license, **permit**, certificate of registration,
6 or license plate upon the ~~suspension~~; **revocation or invalidation**;
7 or

8 (2) direct a law enforcement officer to take possession and return
9 the license, **permit**, certificate, or license plate to the office of the
10 bureau.

11 (c) All law enforcement officers are authorized as agents of the
12 bureau to seize the license ~~or permit~~, certificate of registration, ~~and or~~
13 license plate of a person who fails to surrender the license, **permit**,
14 certificate, or license plate. A law enforcement officer shall ~~notify the~~
15 ~~bureau of the seizure~~: **destroy each license, permit, certificate of**
16 **registration, or license plate that the law enforcement officer seizes.**

17 SECTION 109. IC 9-30-4-10 IS AMENDED TO READ AS
18 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 10. (a) A person whose
19 ~~current~~ driver's license, ~~or permit, or driving privileges~~, certificate of
20 registration, ~~or license plate~~ has been suspended or revoked by the
21 bureau under section 9 of this chapter may file a petition within thirty
22 (30) days for a hearing in the matter in a circuit or superior court in the
23 county in which the person resides. The court has jurisdiction and shall
24 set the matter for hearing after fifteen (15) days written notice to the
25 bureau. The court shall conduct a hearing on the petition, take
26 testimony, and examine into the facts of the case de novo and
27 determine whether the action of the bureau complained of was
28 erroneous and make an appropriate order or decree as provided in this
29 chapter.

30 (b) Every action for a court review or appeal under this chapter shall
31 be tried by the court and not by a jury. The court shall, without any
32 requests, make, sign, and file a special finding of facts in writing and
33 shall state in writing its conclusions of law. The court shall
34 immediately, after ruling on any motion for a new trial duly filed,
35 render judgment in accordance with the conclusions of law stated in the
36 special findings of facts. Exceptions to conclusions of law may be
37 taken by an entry of the exceptions at any time before judgment.

38 SECTION 110. IC 9-30-11-5 IS AMENDED TO READ AS
39 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 5. If the bureau
40 receives a referral under section 4 of this chapter, the bureau shall
41 suspend the registration of the motor vehicle and mail a notice to the
42 person in whose name the vehicle is registered that does the following:

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1 (1) Informs the person that the motor vehicle's registration has
2 been suspended and the reason for the suspension.

3 ~~(2) Informs the person that if the judgments are not paid within~~
4 ~~fifteen (15) days, the motor vehicle's license plates will be~~
5 ~~removed by a law enforcement officer.~~

6 ~~(3) (2) Explains what the person is required to do to have the~~
7 ~~registration reinstated.~~

8 SECTION 111. IC 9-30-13-0.5 IS ADDED TO THE INDIANA
9 CODE AS A NEW SECTION TO READ AS FOLLOWS
10 [EFFECTIVE JULY 1, 2012]: **Sec. 0.5. (a) A court shall forward to**
11 **the bureau a certified abstract of the record of the conviction of a**
12 **person in the court for a violation of a law relating to motor**
13 **vehicles.**

14 **(b) If in the opinion of the court a defendant should be deprived**
15 **of the privilege to operate a motor vehicle upon a public highway,**
16 **the court shall recommend the suspension of the convicted person's**
17 **driving privileges for a fixed period established by the court not**
18 **exceeding one (1) year.**

19 **(c) The bureau shall comply with the court's recommendation.**

20 **(d) At the time of a conviction referred to in subsection (a) or**
21 **under IC 9-30-5-7, the court may obtain and destroy the**
22 **defendant's current driver's license.**

23 **(e) An abstract required by this section must be in the form**
24 **prescribed by the bureau and, when certified, shall be accepted by**
25 **an administrative agency or a court as prima facie evidence of the**
26 **conviction and all other action stated in the abstract.**

27 SECTION 112. IC 10-11-2-26, AS AMENDED BY P.L.26-2010,
28 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
29 JULY 1, 2012]: **Sec. 26. (a) The superintendent may assign qualified**
30 **persons who are not state police officers to supervise or operate**
31 **permanent or portable weigh stations. A person assigned under this**
32 **section may stop, inspect, and issue citations to operators of trucks and**
33 **trailers having a declared gross weight of at least ten thousand one**
34 **(10,001) pounds and buses at a permanent or portable weigh station or**
35 **while operating a clearly marked Indiana state police vehicle for**
36 **violations of the following:**

37 (1) IC 6-1.1-7-10.

38 (2) IC 6-6-1.1-1202.

39 (3) IC 6-6-2.5.

40 (4) IC 6-6-4.1-12.

41 (5) IC 8-2.1.

42 (6) IC 9-18.

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- 1 (7) IC 9-19.
- 2 (8) IC 9-20.
- 3 (9) IC 9-21-7-2 through IC 9-21-7-11.
- 4 (10) IC 9-21-8-41 pertaining to the duty to obey an official traffic
- 5 control device for a weigh station.
- 6 (11) IC 9-21-8-45 through IC 9-21-8-48.
- 7 (12) IC 9-21-9.
- 8 (13) IC 9-21-15.
- 9 (14) IC 9-21-21.
- 10 (15) IC 9-24-1-1. ~~through IC 9-24-1-2.~~
- 11 (16) IC 9-24-1-7.
- 12 (17) Except as provided in subsection (c), IC 9-24-1-6,
- 13 IC 9-24-6-16, IC 9-24-6-17, and IC 9-24-6-18, commercial
- 14 driver's license.
- 15 (18) IC 9-24-4.
- 16 (19) IC 9-24-5.
- 17 (20) IC 9-24-11-4.
- 18 (21) IC 9-24-13-3.
- 19 (22) IC 9-24-18-1 through IC 9-24-18-2.
- 20 (23) IC 9-25-4-3.
- 21 (24) IC 9-28-4.
- 22 (25) IC 9-28-5.
- 23 (26) IC 9-28-6.
- 24 (27) IC 9-29-5-11 through IC 9-29-5-13.
- 25 (28) IC 9-29-5-42.
- 26 (29) IC 9-29-6-1.
- 27 (30) IC 10-14-8.
- 28 (31) IC 13-17-5-1, IC 13-17-5-2, IC 13-17-5-3, or IC 13-17-5-4.
- 29 (32) IC 13-30-2-1.

30 (b) For the purpose of enforcing this section, a person assigned
 31 under this section may detain a person in the same manner as a law
 32 enforcement officer under IC 34-28-5-3.

33 (c) A person assigned under this section may not enforce
 34 IC 9-24-6-14 or IC 9-24-6-15.

35 SECTION 113. IC 35-44-3-3, AS AMENDED BY P.L.42-2011,
 36 SECTION 74, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 37 JULY 1, 2012]: Sec. 3. (a) A person who knowingly or intentionally:

- 38 (1) forcibly resists, obstructs, or interferes with a law enforcement
- 39 officer or a person assisting the officer while the officer is
- 40 lawfully engaged in the execution of the officer's duties;
- 41 (2) forcibly resists, obstructs, or interferes with the authorized
- 42 service or execution of a civil or criminal process or order of a

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- 1 court; or
- 2 (3) flees from a law enforcement officer after the officer has, by
- 3 visible or audible means, including operation of the law
- 4 enforcement officer's siren or emergency lights, identified himself
- 5 or herself and ordered the person to stop;
- 6 commits resisting law enforcement, a Class A misdemeanor, except as
- 7 provided in subsection (b).
- 8 (b) The offense under subsection (a) is a:
- 9 (1) Class D felony if:
- 10 (A) the offense is described in subsection (a)(3) and the person
- 11 uses a vehicle to commit the offense; or
- 12 (B) while committing any offense described in subsection (a),
- 13 the person draws or uses a deadly weapon, inflicts bodily
- 14 injury on or otherwise causes bodily injury to another person,
- 15 or operates a vehicle in a manner that creates a substantial risk
- 16 of bodily injury to another person;
- 17 (2) Class C felony if, while committing any offense described in
- 18 subsection (a), the person operates a vehicle in a manner that
- 19 causes serious bodily injury to another person;
- 20 (3) Class B felony if, while committing any offense described in
- 21 subsection (a), the person operates a vehicle in a manner that
- 22 causes the death of another person; and
- 23 (4) Class A felony if, while committing any offense described in
- 24 subsection (a), the person operates a vehicle in a manner that
- 25 causes the death of a law enforcement officer while the law
- 26 enforcement officer is engaged in the officer's official duties.
- 27 (c) For purposes of this section, a law enforcement officer includes
- 28 an enforcement officer of the alcohol and tobacco commission and a
- 29 conservation officer of the department of natural resources.
- 30 (d) If a person uses a vehicle to commit a felony offense under
- 31 subsection (b)(1)(B), (b)(2), (b)(3), or (b)(4), as part of the criminal
- 32 penalty imposed for the offense, the court shall impose a minimum
- 33 executed sentence of at least:
- 34 (1) thirty (30) days, if the person does not have a prior unrelated
- 35 conviction under this section;
- 36 (2) one hundred eighty (180) days, if the person has one (1) prior
- 37 unrelated conviction under this section; or
- 38 (3) one (1) year, if the person has two (2) or more prior unrelated
- 39 convictions under this section.
- 40 (e) Notwithstanding IC 35-50-2-2 and IC 35-50-3-1, the mandatory
- 41 minimum sentence imposed under subsection (d) may not be
- 42 suspended.

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1 (f) If a person is convicted of an offense involving the use of a motor
2 vehicle under:

3 (1) subsection (b)(1)(A), if the person exceeded the speed limit by
4 at least twenty (20) miles per hour while committing the offense;

5 (2) subsection (b)(2); or

6 (3) subsection (b)(3);

7 the court may notify the bureau of motor vehicles to suspend or revoke
8 the person's driver's license and all certificates of registration and
9 license plates issued or registered in the person's name in accordance
10 with IC 9-30-4-6(b)(3) for the period described in IC 9-30-4-6(d)(4) or
11 IC 9-30-4-6(d)(5). The court shall inform the bureau whether the
12 person has been sentenced to a term of incarceration. At the time of
13 conviction, the court may obtain **and destroy** the person's current
14 driver's license. ~~and return the license to the bureau of motor vehicles.~~

15 SECTION 114. IC 35-51-9-1, AS ADDED BY P.L.70-2011,
16 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
17 JULY 1, 2012]: Sec. 1. The following statutes define crimes in IC 9:

18 IC 9-14-3.5-15 (Concerning bureau of motor vehicles).

19 IC 9-14-5-9 (Concerning parking placards for persons with
20 physical disabilities).

21 IC 9-17-2-15 (Concerning certificates of title).

22 IC 9-17-2-16 (Concerning certificates of title).

23 IC 9-17-3-3.2 (Concerning certificates of title).

24 IC 9-17-3-7 (Concerning certificates of title).

25 IC 9-17-4-6 (Concerning certificates of title).

26 IC 9-18-2-42 (Concerning motor vehicle registration and license
27 plates).

28 IC 9-18-2-44 (Concerning motor vehicle registration and license
29 plates).

30 IC 9-18-2-45 (Concerning motor vehicle registration and license
31 plates).

32 IC 9-18-4-8 (Concerning motor vehicle registration and license
33 plates).

34 IC 9-18-8-11 (Concerning motor vehicle registration and license
35 plates).

36 IC 9-18-8-12 (Concerning motor vehicle registration and license
37 plates).

38 IC 9-18-8-13 (Concerning motor vehicle registration and license
39 plates).

40 IC 9-18-8-14 (Concerning motor vehicle registration and license
41 plates).

42 IC 9-18-8-15 (Concerning motor vehicle registration and license

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- 1 plates).
- 2 IC 9-18-13-9 (Concerning motor vehicle registration and license
- 3 plates).
- 4 IC 9-18-22-6 (Concerning motor vehicle registration and license
- 5 plates).
- 6 IC 9-18-26-11 (Concerning motor vehicle registration and license
- 7 plates).
- 8 IC 9-18-26-13 (Concerning motor vehicle registration and license
- 9 plates).
- 10 IC 9-18-27-9 (Concerning motor vehicle registration and license
- 11 plates).
- 12 IC 9-19-9-5 (Concerning motor vehicle equipment).
- 13 IC 9-19-10.5-4 (Concerning motor vehicle equipment).
- 14 IC 9-19-10.5-5 (Concerning motor vehicle equipment).
- 15 IC 9-20-18-4 (Concerning motor vehicle size and weight
- 16 regulation).
- 17 IC 9-21-5-13 (Concerning traffic regulation).
- 18 IC 9-21-6-3 (Concerning traffic regulation).
- 19 IC 9-21-8-50 (Concerning traffic regulation).
- 20 IC 9-21-8-52 (Concerning traffic regulation).
- 21 IC 9-21-8-55 (Concerning traffic regulation).
- 22 IC 9-21-8-56 (Concerning traffic regulation).
- 23 IC 9-21-8-58 (Concerning traffic regulation).
- 24 IC 9-21-12-9 (Concerning traffic regulation).
- 25 IC 9-21-12-11 (Concerning traffic regulation).
- 26 IC 9-22-3-31 (Concerning abandoned, salvaged, and scrap
- 27 vehicles).
- 28 IC 9-22-3-32 (Concerning abandoned, salvaged, and scrap
- 29 vehicles).
- 30 IC 9-22-3-33 (Concerning abandoned, salvaged, and scrap
- 31 vehicles).
- 32 IC 9-22-5-17 (Concerning abandoned, salvaged, and scrap
- 33 vehicles).
- 34 IC 9-23-6-1 (Concerning vehicle manufacturers, distributors, and
- 35 dealers).
- 36 IC 9-24-1-8 (Concerning driver's licenses).
- 37 IC 9-24-6-16 (Concerning driver's licenses).
- 38 IC 9-24-6-17 (Concerning driver's licenses).
- 39 IC 9-24-11-8 (Concerning driver's licenses).
- 40 IC 9-24-15-11 (Concerning driver's licenses).
- 41 IC 9-24-16-12 (Concerning driver's licenses).
- 42 IC 9-24-16-13 (Concerning driver's licenses).

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- 1 IC 9-24-18-1 (Concerning driver's licenses).
- 2 IC 9-24-18-2 (Concerning driver's licenses).
- 3 IC 9-24-18-7 (Concerning driver's licenses).
- 4 IC 9-24-19-2 (Concerning driver's licenses).
- 5 IC 9-24-19-3 (Concerning driver's licenses).
- 6 IC 9-24-19-4 (Concerning driver's licenses).
- 7 IC 9-25-6-18 (Concerning financial responsibility).
- 8 IC 9-25-8-2 (Concerning financial responsibility).
- 9 IC 9-26-1-8 (Concerning accidents and accident reports).
- 10 IC 9-26-1-9 (Concerning accidents and accident reports).
- 11 IC 9-26-6-4 (Concerning accidents and accident reports).
- 12 IC 9-30-4-7 (Concerning licenses, **permits, driving privileges,**
- 13 **and registrations).**
- 14 IC 9-30-4-8 (Concerning licenses and registrations).
- 15 IC 9-30-4-13 (Concerning licenses and registrations).
- 16 IC 9-30-5-1 (Concerning operating a vehicle while intoxicated).
- 17 IC 9-30-5-2 (Concerning operating a vehicle while intoxicated).
- 18 IC 9-30-5-3 (Concerning operating a vehicle while intoxicated).
- 19 IC 9-30-5-4 (Concerning operating a vehicle while intoxicated).
- 20 IC 9-30-5-5 (Concerning operating a vehicle while intoxicated).
- 21 IC 9-30-5-7 (Concerning operating a vehicle while intoxicated).
- 22 IC 9-30-5-8 (Concerning operating a vehicle while intoxicated).
- 23 IC 9-30-6-8.7 (Concerning implied consent).
- 24 IC 9-30-9-7.5 (Concerning alcohol abuse deterrent programs).
- 25 IC 9-30-10-16 (Concerning habitual violator of traffic laws).
- 26 IC 9-30-10-17 (Concerning habitual violator of traffic laws).
- 27 IC 9-30-10-17.5 (Concerning habitual violator of traffic laws).
- 28 IC 9-31-2-26 (Concerning watercraft titling and registration).
- 29 IC 9-31-2-27 (Concerning watercraft titling and registration).
- 30 IC 9-31-2-28 (Concerning watercraft titling and registration).
- 31 **SECTION 115. An emergency is declared for this act.**

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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. 327, 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 2, between lines 26 and 27, begin a new paragraph and insert:

"SECTION 5. IC 9-18-3-6, AS AMENDED BY P.L.109-2011, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 6. The bureau may issue distinctive permanent plates under this chapter to each of the following:

- (1) The state police department.
- (2) The department of natural resources.
- (3) County police departments.
- (4) City police departments.
- (5) The department of correction, for designated departmental vehicles used by correctional police officers appointed under IC 11-8-9-1.

(6) An elected constable of a small claims court, as set forth in IC 33-34-6-4."

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to SB 327 as introduced.)

WYSS, Chairperson

Committee Vote: Yeas 9, Nays 0.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred Senate Bill 327, 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:

Replace the effective dates in SECTIONS 1 through 23 with "[EFFECTIVE UPON PASSAGE]".

Page 1, delete lines 1 through 8, begin a new paragraph and insert:

"SECTION 1. IC 9-13-2-94.4 IS REPEALED [EFFECTIVE JULY 1, 2012]. Sec. 94.4. "Low numbered motor vehicle registration plate", for purposes of IC 9-29-3-19, has the meaning set forth in

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~~IC 9-29-3-19:~~

SECTION 2. IC 9-13-2-125 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 125. "Personalized license plate" means a license plate that displays the registration number assigned to the vehicle and issued in a combination of letters or numbers, or both, requested by the owner or the lessee of the vehicle **and approved by the bureau.**"

Page 2, between lines 13 and 14, begin a new paragraph and insert:
 "SECTION 4. IC 9-14-5-7, AS AMENDED BY P.L.87-2010, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 7. A placard issued under this chapter must be displayed on the dashboard **or rearview mirror** of a motor vehicle that is parked in a parking space reserved for persons with physical disabilities under this chapter unless the motor vehicle bears:

- (1) a license plate for a person with a disability issued under IC 9-18-22;
- (2) a disabled Hoosier veteran's license plate issued under IC 9-18-18; or
- (3) an equivalent parking permit issued under the laws of another state.

If a placard is lost, stolen, damaged, or destroyed, the bureau shall provide a duplicate placard upon the application of the person who was issued the placard.

SECTION 5. IC 9-18-2-4.5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 4.5. (a) Upon payment of the annual registration fee under IC 9-29-5, and any applicable commercial vehicle excise tax under IC 6-6-5.5, the bureau may issue a license plate for each commercial vehicle registered to the registered owner of at least twenty-five (25) commercial vehicles. The license plate issued under this section for a commercial vehicle is valid for five (5) years.

(b) If the registered owner of at least twenty-five (25) commercial vehicles submits the application of registration for the commercial vehicles on an aggregate basis by electronic means, the bureau shall issue a certificate of registration that shall be carried at all times in the vehicle for which it is issued.

(c) The registration for a commercial vehicle is void when the registered owner:

- (1) sells;
- (2) disposes of; or
- (3) does not renew the registration of;

the commercial vehicle. Neither the certificate of registration nor the

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plate may be transferred to another vehicle.

(d) This section does not relieve the owner of the vehicle from payment of any applicable commercial vehicle excise tax under IC 6-6-5.5 on a yearly basis.

~~(e) The bureau shall adopt rules under IC 4-22-2 necessary to administer this section.~~

SECTION 6. IC 9-18-2-7, AS AMENDED BY P.L.26-2011, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 7. (a) A person who owns a vehicle **that is operated on Indiana roadways and is** subject to registration shall register ~~each the~~ vehicle ~~owned by the person~~ as follows:

(1) A vehicle subject to section 8 of this chapter shall be registered under section 8 of this chapter.

(2) Subject to subsection (g) or (h), a vehicle not subject to section 8 or 8.5 of this chapter or to the International Registration Plan shall be registered before:

(A) March 1 of each year; or

(B) an earlier date subsequent to January 1 of each year as set by the bureau.

(3) School buses owned by a school corporation are exempt from annual registration but are subject to registration under IC 20-27-7.

(4) Subject to subsection (f), a vehicle subject to the International Registration Plan shall be registered before April 1 of each year.

(5) A school bus not owned by a school corporation shall be registered subject to section 8.5 of this chapter.

(b) Registrations and reregistrations under this section are for the calendar year. Registration and reregistration for school buses owned by a school corporation may be for more than a calendar year.

(c) License plates for a vehicle subject to this section may be displayed during:

(1) the calendar year for which the vehicle is registered; and

(2) the period of time:

(A) subsequent to the calendar year; and

(B) before the date that the vehicle must be reregistered.

(d) Except as provided in IC 9-18-12-2.5, a person who owns or operates a vehicle may not operate or permit the operation of a vehicle that:

(1) is required to be registered under this chapter; and

(2) has expired license plates.

(e) If a vehicle that is required to be registered under this chapter has:

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(1) been operated on the highways; and
 (2) not been properly registered under this chapter;
 the bureau shall, before the vehicle is reregistered, collect the registration fee that the owner of the vehicle would have paid if the vehicle had been properly registered.

(f) The department of state revenue may adopt rules under IC 4-22-2 to issue staggered registration to motor vehicles subject to the International Registration Plan.

(g) Except as provided in section 8.5 of this chapter, the bureau may adopt rules under IC 4-22-2 to issue staggered registration to motor vehicles described in subsection (a)(2).

(h) After June 30, 2011, the registration of a vehicle under ~~IC 9-18-16-1(1)~~ **IC 9-18-16-1(a)(1)** or ~~IC 9-18-16-1(2)~~ **IC 9-18-16-1(a)(2)** expires on December 14 of each year. However, if a vehicle is registered under ~~IC 9-18-16-1(1)~~ **IC 9-18-16-1(a)(1)** or ~~IC 9-18-16-1(2)~~ **IC 9-18-16-1(a)(2)** and the registration of the vehicle is in effect on June 30, 2011, the registration of the vehicle remains valid:

- (1) throughout calendar year 2011; and
- (2) during the period that:
 - (A) begins January 1, 2012; and
 - (B) ends on the date on which the vehicle was due for reregistration under the law in effect before this subsection took effect.

SECTION 7. IC 9-18-2-8, AS AMENDED BY P.L.26-2011, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 8. (a) Except as provided in section 7(h) of this chapter and subsection (f), the bureau shall determine the schedule for registration for the following categories of vehicles:

- (1) Passenger motor vehicles.
- (2) Recreational vehicles.
- (3) Motorcycles.
- (4) Trucks. ~~that:~~
 - (A) are regularly rented to others for not more than twenty-nine (29) days in the regular course of the corporation's business; and
 - (B) have a declared gross weight of not more than eleven thousand (11,000) pounds.

(b) Except as provided in IC 9-18-12-2.5, a person that owns a vehicle shall receive a license plate, renewal tag, or other indicia upon registration of the vehicle. The bureau may determine the ~~device~~ **indicia** required to be displayed.

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(c) A corporation that owns a ~~truck that has a declared gross weight of not more than eleven thousand (11,000) pounds~~ **vehicle** that is regularly rented to others for periods of not more than twenty-nine (29) days in the regular course of the corporation's business must register the ~~truck before March 1 of each year.~~ **vehicle on a date as prescribed by the bureau.**

(d) A person that owns a vehicle in a category required to be registered under this section and desires to register the vehicle for the first time must apply to the bureau. ~~for a registration application form.~~ The bureau shall do the following:

- (1) Administer the registration ~~application form.~~ **of the vehicle.**
- (2) Issue the license plate **in accordance with the central fulfillment processes of the bureau.**
- (3) Collect the proper registration and service fees in accordance with the procedure established by the bureau.

(e) Except as provided in IC 9-18-12-2.5, the bureau shall issue a semipermanent plate under section 30 of this chapter, or:

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

to be affixed on the semipermanent plate.

(f) After June 30, 2011, the registration of a vehicle under ~~IC 9-18-16-1(1)~~ **IC 9-18-16-1(a)(1)** or ~~IC 9-18-16-1(2)~~ **IC 9-18-16-1(a)(2)** expires on December 14 of each year. However, if a vehicle is registered under ~~IC 9-18-16-1(1)~~ **IC 9-18-16-1(a)(1)** or ~~IC 9-18-16-1(2)~~ **IC 9-18-16-1(a)(2)** and the registration of the vehicle is in effect on June 30, 2011, the registration of the vehicle remains valid:

- (1) throughout calendar year 2011; and
- (2) during the period that:
 - (A) begins January 1, 2012; and
 - (B) ends on the date on which the vehicle was due for reregistration under the law in effect before this subsection took effect.

SECTION 8. IC 9-18-2-9 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 9. (a) The bureau shall use due diligence in examining and determining the genuineness, regularity, and legality of the following:

- (1) ~~An application~~ **Information provided from a person as part of a request** for the registration of a vehicle.
- (2) ~~An application~~ **A request** for any type of license plate required under this title for the operation of a vehicle upon the highways.

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(3) Any other application **or request** made to the bureau **under this article**.

(b) The bureau may:

- (1) make investigations or require additional information; and
- (2) reject an application **or request**;

if the bureau is not satisfied of the genuineness, regularity, or legality of an application or the truth of a statement contained in an application **or request, and** for any other reason.

SECTION 9. IC 9-18-2-10 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 10. **(a)** Except as provided in ~~section~~ **sections 18, 23, and 29.5** of this chapter, a certificate of registration of a motor vehicle, semitrailer, or recreational vehicle and a license plate for a motor vehicle, semitrailer, or recreational vehicle, whether original issues or duplicates, may not be issued or furnished by the bureau unless the person applying for the certificate of registration:

- (1) applies at the same time for and is granted a certificate of title for the motor vehicle, semitrailer, or recreational vehicle; or
- (2) presents satisfactory evidence that a certificate of title has been previously issued to the person that covers the motor vehicle, semitrailer, or recreational vehicle.

(b) If at any time the bureau determines that the certificate of title of a vehicle cannot be issued or is invalid:

- (1) a certificate of registration may not be issued or furnished for the vehicle by the bureau; or**
- (2) the bureau may invalidate the certificate of registration of the vehicle.**

SECTION 10. IC 9-18-2-23 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 23. (a) This section does not apply to a vehicle registered as a recovery vehicle under IC 9-18-13.

(b) A transport operator may, instead of registering each motor vehicle transported, make a verified application upon a form prescribed by the bureau and furnished by the bureau for a general distinctive registration number for all motor vehicles transported by the transport operator and used and operated for the purposes provided. The application must contain the following:

- (1) A brief description of each style or type of motor vehicle transported.
- (2) The name and address, including the county of residence, of the transport operator.
- (3) Any other information the bureau requires.



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(c) The bureau, upon receiving:

- (1) an application for a transport operator license plate; and
- (2) the proper fee;

shall issue to the person who submitted the application and fee two (2) certificates of registration and the license plates with numbers corresponding to the numbers of the certificates of registration. A transport operator may obtain as many additional pairs of license plates as desired upon application and the payment to the bureau of the fee prescribed under IC 9-29 for each pair of additional license plates.

(d) A license plate or sign other than those furnished and approved by the bureau may not be used.

(e) A transport operator license plate may not be used on a vehicle used or operated on a highway, except for the purpose of transporting vehicles in transit. A person may haul other vehicles or parts of vehicles in transit in the same combination.

(f) A transport operator may not operate a vehicle or any combination of vehicles in excess of the size and weight limits specified by law.

(g) A license plate shall be displayed on the front and rear of each combination, and if only one (1) motor vehicle is transported, a license plate shall be displayed on both the front and rear of the motor vehicle.

(h) ~~The bureau may adopt rules to prescribe the conditions under which~~ Transport operator license plates may **not** be issued to a transport operator who has ~~been convicted of violating~~ **violated** this section until the bureau ~~issues is satisfied that~~ the transport operator ~~a new license plate:~~ **can comply with the requirements of this section.**

SECTION 11. IC 9-18-2-26, AS AMENDED BY P.L.184-2011, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 26. (a) License plates, **including temporary license plates**, shall be displayed as follows:

- (1) For a motorcycle, trailer, semitrailer, or recreational vehicle, upon the rear of the vehicle, except as provided in subdivision (4).
- (2) For a tractor or dump truck, upon the front of the vehicle.
- (3) For every other vehicle, upon the rear of the vehicle, except as provided in subdivision (4).
- (4) For a truck with a rear mounted forklift or a mechanism to carry a rear mounted forklift or implement, upon the front of the vehicle.

(b) A license plate shall be securely fastened, in a horizontal position, to the vehicle for which the plate is issued:

- (1) to prevent the license plate from swinging;

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- (2) at a height of at least twelve (12) inches from the ground, measuring from the bottom of the license plate;
- (3) in a place and position that are clearly visible;
- (4) maintained free from foreign materials and in a condition to be clearly legible; and
- (5) not obstructed or obscured by tires, bumpers, accessories, or other opaque objects.

(c) The bureau may adopt rules the bureau considers advisable to enforce the proper mounting and securing of license plates on vehicles consistent with this chapter.

SECTION 12. IC 9-18-2-28 IS REPEALED [EFFECTIVE JULY 1, 2012]. Sec. 28. Notwithstanding any other law, license plates for:

- ~~(1) passenger motor vehicles;~~
- ~~(2) recreational vehicles;~~
- ~~(3) motor vehicles registered to disabled veterans under IC 9-18-18; or~~
- ~~(4) motor vehicles registered to former prisoners of war under IC 9-18-17;~~

that contain any of the numerals 1 through 100 following the prefix numbers and letter shall be issued by the bureau.

SECTION 13. IC 9-18-2-30 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 30. **Unless otherwise provided in this chapter**, the bureau shall issue to the owner of each vehicle subject to registration one (1) license plate upon the registration of the vehicle.

SECTION 14. IC 9-18-2-32 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 32. (a) Except as provided in subsection (b), a license plate issued under section 30 of this chapter:

- (1) must be six (6) inches wide and twelve (12) inches long;
- (2) must display
 - ~~(A) the registration number assigned to the vehicle for which the plate is issued;~~
 - ~~(B) the letters "IN"; and~~
 - ~~(C) the year for which the plate is issued;~~
- (3) may have a prefix of at least one (1) letter of the alphabet to designate the type of vehicle registered; and
- (4) shall be treated with special reflective material designed to increase the visibility and legibility of the license plate.

(b) The bureau may issue license plates in a different size or character if the bureau determines that the change is appropriate to effect the proper display of the license plates.



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SECTION 15. IC 9-18-2-35 IS REPEALED [EFFECTIVE JULY 1, 2012]. ~~Sec. 35: The bureau, with the approval of the governor, may revise the vehicle identification name designated to be embossed on a given classification of license plates to reflect contemporary language that is used to describe vehicles that must be registered under this article.~~

SECTION 16. IC 9-18-2-38 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 38. A license plate issued under this chapter remains valid if the person who registered the passenger motor vehicle or recreational vehicle changes the person's county of residence during the term of the license plate. A person who registers a passenger motor vehicle or recreational vehicle and who changes the person's county of residence may, at the time of reregistration:

- (1) retain the license plate originally issued; or
- (2) request a new license plate ~~at no additional cost to the person,~~ indicating the person's new county of residence."

Page 2, between lines 26 and 27, begin a new paragraph and insert: "SECTION 18. IC 9-18-2-49 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 49. (a) Notwithstanding ~~IC 9-18-2-32,~~ **section 32 of this chapter,** if a person is **initially registering a vehicle or** renewing the registration for a motor vehicle that needs a new license plate, the bureau may issue a temporary paper or cardboard license plate to the person for use on the motor vehicle.

(b) A temporary license plate issued under subsection (a) is valid for thirty (30) days after the date of its issuance."

Page 2, between lines 39 and 40, begin a new paragraph and insert: "SECTION 20. IC 9-18-4-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 1. ~~The bureau~~ **A person may accept an application by mail for register a vehicle and request license plate for a:**

- (1) motor vehicle;
- (2) semitrailer; or
- (3) recreational vehicle;

plates by mail if the person applying for the license plate has been issued a certificate of title for the motor vehicle, semitrailer, or recreational vehicle, unless excepted under IC 9-17-2-13 or IC 9-18-2-18.

SECTION 21. IC 9-18-4-2 IS REPEALED [EFFECTIVE JULY 1, 2012]. ~~Sec. 2: An application made by mail under section 1 of this chapter must be for a license plate previously issued directly from the bureau to the applicant.~~

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SECTION 22. IC 9-18-6-2, AS AMENDED BY P.L.109-2011, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 2. (a) Except as provided in subsections (b) and (e), if a license plate is:

- (1) lost **or stolen**;
- (2) ~~mutilated~~; **damaged so as not to be legible**; or
- (3) destroyed;

the person in whose name the license plate was issued may obtain from the bureau a ~~duplicate or a~~ replacement license plate by filing with the bureau an application on a form provided by the bureau duly sworn to as provided in IC 9-18-2.

(b) If a license plate is lost **or stolen**, the bureau may not issue a ~~duplicate or~~ replacement license plate until the person in whose name the plate was issued has first notified:

- (1) the Indiana law enforcement agency that has jurisdiction where the loss **or theft** occurred; or
- (2) the law enforcement agency that has jurisdiction over the address listed on the registration;

that the original license plate has been lost **or stolen**.

(c) A law enforcement agency to whom a loss **or theft** is reported shall complete and present to the person reporting the loss **or theft** a form provided by the bureau indicating that the loss **or theft** has been reported.

(d) The person must present the form described under subsection (c) to the bureau before a replacement license plate may be obtained.

(e) If a license plate for a commercial vehicle is lost, ~~mutilated~~; **stolen, damaged**, or destroyed, the person in whose name the plate was issued shall notify:

- (1) the Indiana law enforcement agency that has jurisdiction where the loss, **theft, damage, or destruction** occurred; and
- (2) the bureau;

that the original license plate has been lost, ~~mutilated~~; **stolen, damaged**, or destroyed. In order to receive a ~~duplicate or a~~ replacement license plate, the person in whose name the license plate was issued must complete and submit to the bureau an application and affidavit ~~designed prescribed~~ by the bureau.

(f) The bureau shall charge a fee for a ~~duplicate or~~ replacement license plate under subsections (b) and (e) as set forth in IC 9-29-5-17.

(g) A ~~duplicate or~~ replacement license plate must be displayed in the same manner as the original license plate was displayed.

SECTION 23. IC 9-18-6-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 5. (a) Upon the



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disposition by sale or other means of a motor vehicle, trailer, semitrailer, recreational vehicle, or motor home currently registered in Indiana, the license plate from the disposed motor vehicle, trailer, semitrailer, recreational vehicle, or motor home may be:

- (1) transferred by the person who is the current registrant to any other vehicle of the same type acquired by the person; and
- (2) operated in Indiana for not more than thirty-one (31) days after the date the person acquires ownership of the vehicle.

(b) The person who is the registrant must have in the person's possession a:

- (1) manufacturer's certificate of origin;
- (2) duly assigned certificate of title; or
- (3) ~~notarized~~ bill of sale;

indicating that the person is the owner of the vehicle to which the unexpired license plates are affixed.

SECTION 24. IC 9-18-12-2, AS AMENDED BY P.L.79-2006, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 2. (a) Except as provided in section 2.5 of this chapter, the bureau shall issue one (1) license plate to the person who owns an antique motor vehicle that is registered under this chapter.

(b) Subject to subsection (c), a license plate for an antique motor vehicle shall be manufactured according to the bureau's specifications.

(c) A license plate issued under this chapter shall:

- (1) contain:
 - (A) the registration number assigned to the registration certificate by the bureau; and
 - (B) **a designation that the words "Historic Motor vehicle State of Indiana"; is a historic vehicle;** and
- (2) indicate the year for which the antique motor vehicle has been registered.

(d) Instead of issuing a new license plate each time that an antique motor vehicle is registered, the bureau may issue to the person who owns the antique motor vehicle a tag or sticker that indicates the year for which the motor vehicle has been registered.

(e) A license plate issued under this chapter shall be securely attached to the rear of an antique motor vehicle.

SECTION 25. IC 9-18-14-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 3. If a person who owns a military vehicle registers the military vehicle under this chapter, the

- ~~(1) bureau shall not issue a license plate for the military vehicle;~~
- ~~and~~
- ~~(2) bureau shall authorize as a registration number the military~~

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vehicle identification number stenciled on the military vehicle in white or yellow letters and numbers in accordance with all pertinent military regulations.

SECTION 26. IC 9-18-15-1, AS AMENDED BY P.L.87-2010, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: 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 eleven thousand (11,000) 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 Hoosier 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)~~ **(E)** 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)~~ **(F)** IC 9-18-24.5 (In God We Trust license plates);
 - ~~(J)~~ **(G)** IC 9-18-25 (special group recognition license plates);
 - ~~(K)~~ **(H)** IC 9-18-29 (environmental license plates);
 - ~~(L)~~ **(I)** IC 9-18-30 (kids first trust license plates);
 - ~~(M)~~ **(J)** IC 9-18-31 (education license plates);
 - ~~(N) IC 9-18-32.2 (drug free Indiana trust license plates);~~
 - ~~(O)~~ **(K)** IC 9-18-33 (Indiana FFA trust license plates);
 - ~~(P)~~ **(L)** IC 9-18-34 (Indiana firefighter license plates);
 - ~~(Q) IC 9-18-35 (Indiana food bank trust license plates);~~
 - ~~(R) IC 9-18-36 (Indiana girl scouts trust license plates);~~
 - ~~(S)~~ **(M)** IC 9-18-37 (Indiana boy scouts trust license plates);
 - ~~(T) IC 9-18-38 (Indiana retired armed forces member license plates);~~

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~~(U)~~ IC 9-18-39 (Indiana antique car museum trust license plates);
~~(V)~~ **(N)** IC 9-18-40 (D.A.R.E. Indiana trust license plates);
~~(W)~~ **(O)** IC 9-18-41 (Indiana arts trust license plates);
~~(X)~~ **(P)** IC 9-18-42 (Indiana health trust license plates);
~~(Y)~~ IC 9-18-43 (Indiana mental health trust license plates);
~~(Z)~~ **(Q)** IC 9-18-44 (Indiana Native American trust license plates);
~~(AA)~~ **(R)** IC 9-18-45.8 (Pearl Harbor survivor license plates);
~~(BB)~~ **(S)** IC 9-18-46.2 (Indiana state educational institution trust license plates);
~~(CC)~~ **(T)** IC 9-18-47 (Lewis and Clark bicentennial license plates);
~~(DD)~~ **(U)** 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)~~ **(V)** IC 9-18-50 (Hoosier veteran license plates);
~~(GG)~~ **(W)** IC 9-18-51 (support our troops license plates);
~~(HH)~~ **(X)** IC 9-18-52 (Abraham Lincoln bicentennial license plates);
~~(II)~~ **(Y)** IC 9-18-53 (Earlham College Trust license plates); or
~~(JJ)~~ **(Z)** 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 4, delete lines 41 through 42, begin a new paragraph and insert:

"SECTION 35. IC 9-18-16-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 1. **(a)** License plates shall be issued to the following:

- (1) Members of the general assembly.
- (2) Spouses of members of the general assembly.
- (3) Other state officials who receive special license plates on an annual basis.

(b) A license plate issued under this chapter may also be issued to the company or business owned by the persons described in subsection (a).

SECTION 36. IC 9-18-18-4 IS REPEALED [EFFECTIVE JULY 1, 2012]. Sec. 4. Not more than two (2) disabled Hoosier veteran license plates may be issued to each eligible person.



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SECTION 37. IC 9-18-19-4 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: **Sec. 4. (a) A person qualifying under section 2 of this chapter may not be:**

- (1) charged a fee for parking in a metered space; or
- (2) assessed a penalty for parking in a metered space for longer than the time permitted.

(b) This section does not authorize parking of a motor vehicle in a parking place during a time when parking in the space is prohibited if the prohibition is:

- (1) posted; and
- (2) authorized:
 - (A) by city or town ordinance; or
 - (B) by order of the Indiana department of transportation.

(c) A person other than the owner of a motor vehicle displaying a disabled Hoosier veteran license plate authorized by this chapter is not entitled to the parking privileges authorized by this section.

SECTION 38. IC 9-18-20-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 1. The bureau shall design and issue a vehicle license plate under IC 9-18-25 that will designate a vehicle as being registered by an active member of the ~~Indiana~~ National Guard.

SECTION 39. IC 9-18-20-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 2. ~~An Indiana~~ A National Guard license plate must display the following:

- (1) An identification number.
- (2) Any other information and design selected by the bureau.

SECTION 40. IC 9-18-20-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 3. (a) A resident of Indiana who is an active member of the ~~Indiana~~ Army or Air National Guard may apply for and receive one (1) or more license plates under this chapter.

(b) A person applying for a National Guard license plate under this chapter must demonstrate the person's status as an active member of the ~~Indiana~~ Army or Air National Guard by presenting the following with the person's application:

- (1) A current armed forces identification card.
- (2) A letter signed by the person's commanding officer identifying the person as a current active member.

SECTION 41. IC 9-18-20-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 4. ~~An Indiana~~ A National Guard license plate must be displayed on a vehicle legally

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registered by the person described in section 3 of this chapter.

SECTION 42. IC 9-18-21 IS REPEALED [EFFECTIVE JULY 1, 2012]. (Indiana Guard Reserve License Plates).

SECTION 43. IC 9-18-22-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 1. The bureau shall issue a license plate ~~or decal~~ for a person with a disability that designates a vehicle as a vehicle that is regularly used to transport a person who:

- (1) has been issued a permanent parking placard under IC 9-14-5;
- (2) has a permanent physical disability that requires the **permanent** use of a wheelchair, walker, braces, or crutches **certified by a health care provider listed in subdivision (4)**;
- (3) has permanently lost the use of one (1) or both legs;
- (4) is **certified to be permanently or severely restricted in mobility due to a pulmonary or cardiovascular disability, arthritic condition, or orthopedic or neurological impairment** by:

(A) a physician having an unlimited license to practice medicine; ~~in Indiana to be severely and permanently restricted:~~

~~(A) in mobility;~~

(B) ~~by a pulmonary or cardiovascular disability;~~ **a physician who is a commissioned medical officer of the armed forces of the United States or of the United States Public Health Service;**

(C) ~~by an arthritic condition;~~ **or a physician who is a medical officer of the United States Department of Veterans Affairs;**

(D) ~~by an orthopedic or a neurological impairment;~~ **or chiropractor with a valid, unrestricted license under IC 25-10-1;**

(E) **a podiatrist with a valid, unrestricted license under IC 25-29; or**

(F) **an advanced practice nurse with a valid, unrestricted license under IC 25-23; or**

(5) is certified by an optometrist or ophthalmologist ~~licensed with~~ **a valid, unrestricted license** to practice in Indiana to be:

(A) blind (as defined in IC 12-7-2-21(2)); or

(B) visually impaired (as defined in IC 12-7-2-198).

SECTION 44. IC 9-18-22-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 2. The license plate ~~or decal~~ for a person with a disability must bear:

- (1) the official international wheelchair symbol;



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- (2) a reasonable facsimile of the international wheelchair symbol;
or
 - (3) another symbol selected by the bureau;
- to designate the vehicle as being used to transport a person with a disability.

SECTION 45. IC 9-18-22-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 3. The license plate ~~or decal~~ for a person with a disability may only be issued to the following:

- (1) A person with a disability.
- (2) A person who owns a vehicle that is:
 - (A) frequently operated by a person with a disability; or
 - (B) used to transport a person with a disability.

SECTION 46. IC 9-18-22-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 4. The license plate ~~or decal~~ for a person with a disability:

- (1) shall be assigned to a vehicle subject to registration under Indiana law; and
- (2) may be displayed only on a legally registered vehicle.

SECTION 47. IC 9-18-22-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 5. The motor vehicle bearing the license plate ~~or decal~~ for a person with a disability may only be used by the person who has registered the motor vehicle for private and personal purposes.

SECTION 48. IC 9-18-22-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 6. (a) A person who knowingly and falsely professes to have the qualifications to obtain a license plate ~~or decal~~ for a person with a disability under this chapter commits a Class C misdemeanor.

(b) A person who owns a vehicle bearing a license plate ~~or decal~~ for a person with a disability when the person knows the person is not entitled to the license plate ~~or decal~~ for a person with a disability under this chapter commits a Class C misdemeanor.

SECTION 49. IC 9-18-23-6 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: **Sec. 6. After December 31, 2012, the bureau shall issue amateur radio operator license plates on a semipermanent basis.**

SECTION 50. IC 9-18-25-1.7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]. Sec. 1.7. (a) Section 15 of this chapter does not apply to a college or university special group recognition license plate **issued under IC 9-18-46.2 or IC 9-18-53.**

(b) This section expires December 31, 2015."

Page 5, delete lines 1 through 33, begin a new paragraph and insert:

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"SECTION 51. IC 9-18-25-2 IS REPEALED [EFFECTIVE UPON PASSAGE]. Sec. 2: (a) The bureau shall adopt rules under IC 4-22-2 establishing the requirements to qualify for participation in the special group recognition license plate program:

(b) Representatives of a special group shall petition the bureau to qualify for participation in the special group recognition license plate program:

(c) Each petition submitted under this section must contain the printed name, address, and signature of at least five hundred (500) members of the special group who pledge to purchase the special group recognition license plate if a special group recognition license plate is issued for the group under this chapter:

(d) When a petition containing the information required in subsection (c) is submitted to the bureau, the bureau may design and issue a special group recognition license plate that designates a vehicle as being registered under this chapter by a person (as defined in IC 9-13-2-124) who is a member of the special group:

SECTION 52. IC 9-18-25-2.3 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 2.3 (a) After December 31, 2013, participation in the special group recognition license plate program by a special group is determined only by statute. A special group recognition license plate that was issued by the bureau under IC 9-18-25-2 (before its repeal) shall be issued or eliminated as set forth in section 2.5 of this chapter.**

(b) A special group that participated in the special group recognition license plate program under:

IC 9-18-29;
 IC 9-18-30;
 IC 9-18-31;
 IC 9-18-33;
 IC 9-18-34;
 IC 9-18-37;
 IC 9-18-40;
 IC 9-18-41;
 IC 9-18-42;
 IC 9-18-44;
 IC 9-18-46.2;
 IC 9-18-47;
 IC 9-18-48;
 IC 9-18-49; or
 IC 9-18-53;



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must apply through the procedure set forth in section 2.7 of this chapter if the special group desires to participate in the special group recognition license plate program after December 31, 2015.

(c) Notwithstanding subsection (a), a special group recognition license plate issued by the bureau in 2015 under one (1) of the chapters set forth in subsection (b) remains valid until the date in 2016 on which the registration of the vehicle expires under the schedule according to section 11 of this chapter.

(d) This section expires December 31, 2016.

SECTION 53. IC 9-18-25-2.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2.5. (a) This subsection does not apply to special group recognition license plates issued for:

- (1) government and quasi-government; and
- (2) college or university;

special groups. The special group recognition license plate program for license plates issued by the bureau under IC 9-18-25-2 (before its repeal) is eliminated for special group recognition license plates that sold less than one thousand (1,000) license plates in 2011 and no further production or sale of special group recognition license plates may be continued for those special groups.

(b) A special group recognition license plate in production before 2012 that:

- (1) had sales of more than nine hundred ninety-nine (999) special group recognition license plates in 2011; or
- (2) is a government and quasi government or a college or university special group recognition license plate not issued under IC 9-18-46.2 or IC 9-18-53;

may continue in production until December 31, 2013.

(c) A special group whose special group recognition license plate participation in the special group recognition license plate program is eliminated under subsection (a) or (b) may apply for a subsequent special group recognition license plate under sections 2.7 and 2.9 of this chapter.

(d) Notwithstanding subsection (a), a special group recognition license plate issued by the bureau under IC 9-18-25-2 (before its repeal) in 2012 remains valid until the date in 2013 on which the registration of the vehicle expires under the schedule according to section 11 of this chapter.

(e) Notwithstanding subsection (b), a special group recognition license plate issued by the bureau under IC 9-18-25-2 (before its

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repeal) in 2013 remains valid until the date in 2014 on which the registration of the vehicle expires under the schedule according to section 11 of this chapter.

(f) This section expires December 31, 2014.

SECTION 54. IC 9-18-25-2.7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2.7. A representative of a special group that desires to participate in the special group recognition license plate program shall submit the following to the bureau in an application for a special group recognition license plate:

- (1) The name and address of the resident agent of the special group.
- (2) Evidence of governance by a board of directors consisting of at least five (5) members, a majority of whom are outside directors, who meet at least semiannually to establish policy for the special group and review the accomplishments of the special group.
- (3) A copy of the:
 - (A) ethics statement; and
 - (B) constitution and by-laws;
 of the special group.
- (4) Copies of the last three (3) consecutive:
 - (A) annual reports; and
 - (B) annual generally accepted auditing standards or government auditing standards audits;
 of the special group.
- (5) Evidence of appropriate use of resources and compliance with federal and state laws, including evidence of appropriate management and internal controls in order to assure:
 - (A) compliance with law; and
 - (B) that finances are used in compliance with the purpose statement of the special group.
- (6) Evidence of transparency of financial and operational activities to the general public to include availability of current financial statements at any time upon the request of the bureau or the general public.
- (7) Evidence of internal controls to prevent conflict of interest by board members and employees.
- (8) A petition with the signatures of at least five hundred (500) residents of Indiana who pledge to purchase the special group recognition license plate.

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(9) A statement of the designated use of any annual fee to be collected by the bureau.

(10) A copy of a certified motion passed by the board of directors of the special group requesting that the special group recognition plate be issued by the bureau and stating the designated use of any annual fee to be collected by the bureau.

(11) Evidence of statewide public benefit from the use of the annual fee collected by the bureau.

(12) Evidence that the applicant special group's use of the annual fee to be collected by the bureau and the organizational purpose statement of the special group conforms with at least one (1) of the following categories:

(A) Direct health care or medical research.

(B) Fraternal or service organizations.

(C) Government and quasi-government.

(D) Military and veteran's affairs.

(E) Public and highway safety.

(F) College and university scholarships for Hoosiers.

(13) Evidence that the organization has prohibitions and internal controls prohibiting advocacy of:

(A) Violation of federal or state law.

(B) Violation of generally accepted ethical standards or societal behavioral standards.

(C) Individual political candidates.

SECTION 55. IC 9-18-25-2.9 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2.9. (a) A completed application submitted to the bureau under section 2.7 of this chapter for a special group recognition license plate shall be forwarded by the bureau to the chairperson of the:

(1) senate homeland security, transportation, and veterans affairs committee; and

(2) house of representatives roads and transportation committee.

(b) Simultaneously with the submission to the chairpersons under subsection (a), the bureau shall inform an applicant special group that:

(1) the application information was complete and has been submitted to the chairpersons under subsection (a); and

(2) a member of the general assembly must introduce a bill on behalf of the special group to create the desired special group

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recognition license plate.

(c) After the enactment of a public law creating a special group recognition license plate, the bureau shall issue a special group recognition license plate in conformance with the design standards set forth in section 3 of this chapter for a period of not more than six (6) years. If the special group desires to continue participation in the special group recognition license plate program, the special group must submit a renewal application to the bureau containing application contents as set forth in section 2.7 of this chapter."

Page 6, between lines 29 and 30, begin a new paragraph and insert:

"SECTION 59. IC 9-18-25-12.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 12.5. (a)** If a complaint is filed with the bureau alleging that a special group has engaged in an activity adverse to the evidence submitted under section 2.7(11) through 2.7(13) of this chapter, the bureau shall give notice to a representative of the special group of a hearing to determine the eligibility of the special group to continue participation in the special group recognition license plate program. Proceedings under this section must be in accordance with IC 4-21.5.

(b) If a bureau hearing officer makes a finding that the special group set forth in subsection (a) has engaged in an activity adverse to the evidence submitted under section 2.7(11) through 2.7(13) of this chapter, issuance of the special group recognition plate must be immediately suspended and the finding of the bureau hearing officer shall be transmitted to a representative of the special group.

(c) The finding of the bureau hearing officer under subsection (b) shall be forwarded to the chairperson of the:

- (1) senate homeland security, transportation, and veterans affairs committee; and
- (2) house of representatives roads and transportation committee;

for further action concerning reinstatement of the special group recognition plate consistent with this chapter."

Page 6, line 31, after "(a)" insert "This section expires December 31, 2016.

(b) This section applies to a special group recognition license plate established by:

- IC 9-18-29;
- IC 9-18-30;
- IC 9-18-31;
- IC 9-18-33;



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IC 9-18-34;
IC 9-18-37;
IC 9-18-40;
IC 9-18-41;
IC 9-18-42;
IC 9-18-44;
IC 9-18-46.2;
IC 9-18-47;
IC 9-18-48;
IC 9-18-49; or
IC 9-18-53.

(c)".

Page 7, line 8, delete "again".

Page 7, line 8, delete "section 2" and insert "**sections 2.7 and 2.9**".

Page 7, between lines 9 and 10, begin a new paragraph and insert:

"SECTION 61. IC 9-18-25-15.5 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 15.5. (a) This section applies to a special group that participates in the special group recognition license plate program under sections 2.7 and 2.9 of this chapter.**

(b) The bureau shall terminate a special group's qualification for the special group license plate program and no further special group recognition license plate may be issued for a special group if fewer than one thousand (1,000) of the special group's special group recognition license plates are sold or renewed each year in a two (2) year consecutive period, beginning with the first year of issuance of the special group recognition license plate for the special group under section 2.9 by the bureau.

(c) A new application under sections 2.7 and 2.9 of this chapter for reinstatement of the special group for participation in the special group recognition license plate program may be submitted to the bureau by the special group whose participation has been terminated."

Page 11, after line 1, begin a new paragraph and insert:

"SECTION 66. IC 9-18-26-8, AS AMENDED BY P.L.93-2010, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 8. Dealer-new, dealer-used, and manufacturer license plates may be used without restriction by a designee of a dealer or a designee of a manufacturer under rules adopted by the secretary of state. The rules must provide the following:

(1) The dealer or manufacturer is to be assessed and pay the motor vehicle excise tax under IC 6-6-5 attributable to that part of

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the total year that the designee operates the motor vehicle.

(2) The dealer or manufacturer shall report to the ~~secretary of state bureau~~ the date of assignment to a designee, the designee's name and address, and the date of termination of the assignment within ten (10) days of the assignment or termination.

(3) The tax calculated in subdivision (1) shall be paid within thirty (30) days of the termination of the assignment to the designee or at the time the dealer or manufacturer purchases license plates under this chapter.

SECTION 67. IC 9-18-29-0.5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 0.5. This chapter expires December 31, 2015.**

SECTION 68. IC 9-18-29-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 4. (a) The fee for an environmental license plate is as follows:

(1) The appropriate fee under IC 9-29-5-38.

(2) An annual fee of twenty-five dollars (\$25).

(b) The annual fee referred to in subsection (a)(2) shall be collected by the ~~bureau of motor vehicles~~ commission.

SECTION 69. IC 9-18-30-0.5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 0.5. This chapter expires December 31, 2015.**

SECTION 70. IC 9-18-31-0.5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 0.5. This chapter expires December 31, 2015.**

SECTION 71. IC 9-18-32.2 IS REPEALED [EFFECTIVE JULY 1, 2012]. (Drug Free Indiana Trust License Plates).

SECTION 72. IC 9-18-33-0.5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 0.5. This chapter expires December 31, 2015.**

SECTION 73. IC 9-18-34-0.5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 0.5. This chapter expires December 31, 2015.**

SECTION 74. IC 9-18-35 IS REPEALED [EFFECTIVE JULY 1, 2012]. (Indiana Food Bank Trust License Plates).

SECTION 75. IC 9-18-36 IS REPEALED [EFFECTIVE JULY 1, 2012]. (Indiana Girl Scouts Trust License Plates).



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SECTION 76. IC 9-18-37-0.5 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 0.5. This chapter expires December 31, 2015.**

SECTION 77. IC 9-18-38 IS REPEALED [EFFECTIVE JULY 1, 2012]. (Indiana Retired Armed Forces Member License Plates).

SECTION 78. IC 9-18-39 IS REPEALED [EFFECTIVE JULY 1, 2012]. (Indiana Antique Car Museum Trust License Plates).

SECTION 79. IC 9-18-40-0.5 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 0.5. This chapter expires December 31, 2015.**

SECTION 80. IC 9-18-41-0.5 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 0.5. This chapter expires December 31, 2015.**

SECTION 81. IC 9-18-42-0.5 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 0.5. This chapter expires December 31, 2015.**

SECTION 82. IC 9-18-43 IS REPEALED [EFFECTIVE JULY 1, 2012]. (Indiana Mental Health Trust License Plates).

SECTION 83. IC 9-18-44-0.5 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 0.5. This chapter expires December 31, 2015.**

SECTION 84. IC 9-18-46.2-0.5 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 0.5. This chapter expires December 31, 2015.**

SECTION 85. IC 9-18-46.2-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 6. (a) This section applies with regard to a state educational institution trust license plate supporting a state educational institution in a year following a year:

- (1) in which at least ten thousand (10,000) of the state educational institution trust license plates are sold or renewed; and
- (2) beginning after December 31, 1998.

(b) The treasurer of state shall establish a special account within a trust fund for each state educational institution described in subsection (a)(1).

(c) The bureau shall require a person who purchases a state educational institution trust license plate under this section to designate

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the state educational institution the person chooses to receive the annual fee that the person pays under section 5(2) of this chapter as the corresponding state educational institution designated in section 4 of this chapter.

(d) The treasurer of state shall deposit the annual fee collected under section 5(2) of this chapter into a special account within a trust fund for the state educational institution designated by the purchaser in subsection (c).

(e) The treasurer of state shall invest the money in the special account not distributed in the same manner as other public trust funds are invested. Interest that accrues from these investments shall be deposited in the special account.

(f) The auditor of state monthly shall distribute the money from the special account to the state educational institution's authorized alumni association.

(g) Money in the special account at the end of a state fiscal year does not revert to the state general fund.

~~(h) The bureau shall maintain a sufficient supply of the state educational institution trust license plates in each branch and partial service walk-up location to provide a plate to a purchaser at the time of sale.~~

SECTION 86. IC 9-18-47-0.5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 0.5. This chapter expires December 31, 2015.**

SECTION 87. IC 9-18-48-0.5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 0.5. This chapter expires December 31, 2015.**

SECTION 88. IC 9-18-49-0.5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 0.5. This chapter expires December 31, 2015.**

SECTION 89. IC 9-18-50-5, AS ADDED BY P.L.58-2006, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 5. A Hoosier veteran 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.
- (4) A motorcycle.**

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SECTION 90. IC 9-18-50-6, AS ADDED BY P.L.58-2006, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 6. A veteran who is a resident of Indiana and is eligible to register a motor vehicle under this title may apply for and receive a Hoosier veteran license plate for one (1) or more motor vehicles upon doing the following:

- (1) Completing an application for a Hoosier veteran license plate.
- (2) Presenting:
 - (A) a United States Uniformed Services Retiree Identification Card;
 - (B) a DD 214 or DD 215 record;
 - (C) United States military discharge papers; or
 - (D) a current armed forces identification card;
 to the bureau.
- (3) Paying the fee under section 7 of this chapter.

SECTION 91. IC 9-18-51-3, AS ADDED BY P.L.58-2006, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 3. A support our troops 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.
- (4) **A motorcycle.**

SECTION 92. IC 9-18-52-5, AS ADDED BY P.L.30-2008, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 5. A 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.
- (4) **A motorcycle.**

SECTION 93. IC 9-18-53-0.5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 0.5. This chapter expires December 31, 2015.**

SECTION 94. IC 9-18-54-4, AS ADDED BY P.L.87-2010, SECTION 27, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: 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.

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(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.

(4) A motorcycle.

SECTION 95. IC 9-25-3-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 2. (a) Whenever under ~~Indiana law~~ **this article** the bureau may suspend or revoke a ~~license~~ **if the operator of a motor vehicle is a the driving privileges of an Indiana resident, of Indiana,** the bureau may suspend or revoke the ~~license driving privileges~~ **of or forbid the operation of a motor vehicle in Indiana owned by an operator who is a nonresident.**

(b) Whenever under ~~Indiana law~~ **this article** the bureau may suspend or revoke the registration certificate and registration plates of a motor vehicle ~~if the owner of the motor vehicle is a of an Indiana resident, of Indiana,~~ **the bureau may forbid the operation within Indiana of a motor vehicle if the owner of the motor vehicle is a nonresident.**

(c) The bureau shall transmit to the motor vehicle bureau or state officer performing the functions of a bureau in the state in which a nonresident resides a ~~certified~~ copy of the following:

(1) A conviction of the nonresident that has resulted in, **or would result in,** the suspension of the nonresident's driving privilege in Indiana.

(2) An unsatisfied judgment rendered against a nonresident that has resulted in, **or would result in,** the suspension of the nonresident's driving privilege in Indiana.

(3) Notice of suspension for the nonresident due to noncompliance with this article.

SECTION 96. IC 9-25-6-8 IS REPEALED [EFFECTIVE JULY 1, 2012]. Sec. 8: (a) ~~A court shall forward to the bureau a certified abstract of the record of the conviction of a person in the court for a violation of a law relating to motor vehicles.~~

~~(b) If in the opinion of the court a defendant should be deprived of the privilege to operate a motor vehicle upon a public highway, the court shall recommend the suspension of the convicted person's current driving license for a fixed period established by the court not exceeding one (1) year.~~

~~(c) The bureau shall comply with the court's recommendation.~~

~~(d) At the time of a conviction referred to in subsection (a) or IC 9-30-5-7, the court may obtain the defendant's current driving license and return the license to the department.~~

~~(e) An abstract provided for by this section must be in the form prescribed by the bureau and, when certified, shall be accepted by an~~

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administrative agency or a court as prima facie evidence of the conviction and all other action stated in the abstract.

SECTION 97. IC 9-25-7-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 1. The bureau may not revoke the driving license privileges or registration plates of the owner or operator of a motor vehicle who has been involved in a motor vehicle accident resulting in bodily injury or death or in damage to property in excess of one thousand dollars (\$1,000) solely because of failure to provide evidence of financial responsibility whenever the:

- (1) owner or operator was insured by an insurance company for public liability and property damage at the time of the accident; and
- (2) insurance company becomes insolvent after the accident or within fifteen (15) days before the accident;

if the insurance company was authorized and qualified to do business in Indiana on the effective date of the policy.

SECTION 98. IC 9-25-7-3 IS REPEALED [EFFECTIVE JULY 1, 2012]. Sec. 3: (a) The bureau shall, upon request, cancel a bond or return a certificate of insurance; direct the treasurer of state to return to the person entitled any money or securities deposited under this article as proof of financial responsibility; or waive the requirement of filing proof of financial responsibility in any of the following circumstances:

- (1) At any time after three (3) years from the date the proof was required; if during the three (3) year period preceding the request the person furnishing the proof has not been convicted of an offense referred to in IC 9-30-4-6.
- (2) If the person on whose behalf the proof was filed dies or the person becomes permanently incapable of operating a motor vehicle.
- (3) If the person who has given proof of financial responsibility surrenders the person's operator's or chauffeur's license, registration certificates, and registration plates to the bureau. The bureau may not release the proof if an action for damages upon a liability referred to in this article is pending; a judgment upon a liability is outstanding and unsatisfied; or the bureau has received notice that the person has, within the period of three (3) months immediately preceding; been involved as a driver in a motor vehicle accident. An affidavit of the applicant of the nonexistence of the facts referred to in this subdivision is sufficient evidence of the nonexistence of the facts in the absence of evidence to the contrary in the records of the department.

(b) Whenever a person to whom proof has been surrendered under

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subsection (a)(3) applies for an operator's or chauffeur's license or the registration of a motor vehicle within a period of three (3) years from the date the proof of financial responsibility was originally required; the bureau shall reject the application unless the applicant reestablishes the proof for the remainder of the period:

SECTION 99. IC 9-25-9-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 1. (a) After the bureau receives:

- (1) a certified abstract under ~~IC 9-25-6-8~~ **IC 9-30-13-0.5** of the record of conviction of a person for a violation of a law relating to motor vehicles; or
- (2) a judgment or an abstract under IC 9-30-3-11 of a case resulting in a conviction, judgment, or forfeiture of security deposit;

the bureau shall determine whether the bureau is required under subsection (b) to send to the person named in the judgment or abstract a request for evidence of financial responsibility.

(b) The bureau shall send a request for evidence of financial responsibility to a person referred to in subsection (a) if at least one (1) of the following applies to the person:

- (1) The judgment or abstract referred to in subsection (a) reports that the person committed a moving traffic violation for which points are assessed by the bureau under the point system, and, not more than one (1) year before the date of the violation referred to in the judgment or abstract, the person committed at least two (2) previous moving traffic violations for which points are assessed by the bureau under the point system.
- (2) The judgment or abstract referred to in subsection (a) reports that the person was convicted of:
 - (A) a misdemeanor; or
 - (B) a felony;
 involving a motor vehicle.
- (3) The judgment or abstract referred to in subsection (a) reports that the person committed a moving traffic violation for which points are assessed by the bureau under the point system and the driver's license of the person was previously suspended for violation of the financial responsibility requirements of IC 9-25.

SECTION 100. IC 9-29-1-2, AS AMENDED BY P.L.109-2011, SECTION 29, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 2. (a) Money from the increases in fees levied by the 1969 regular session of the general assembly in IC 9-18-2, IC 9-18-5, IC 9-18-6, IC 9-18-7, IC 9-18-9, IC 9-18-10, IC 9-18-16,

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IC 9-24-3, IC 9-24-4, IC 9-24-5, IC 9-24-7, IC 9-24-8, IC 9-24-10, IC 9-24-11, IC 9-24-12, IC 9-24-13, IC 9-24-14, and IC 9-29-9-15 (IC 9-1-4 before its repeal on July 1, 1991) shall be deposited daily with the treasurer of state and credited to the highway, road, and street fund established under IC 8-14-2-2.1.

(b) For the purpose of providing adequate and sufficient funds for the crossroads 2000 fund established under IC 8-14-10-9, and subject to subsection (c) ~~after June 30, 1997, with~~ **and** the approval of the ~~bureau of motor vehicles~~ commission, the ~~bureau of motor vehicles~~ may adopt rules under IC 4-22-2 to increase, by an amount that is in addition to the fees specified by statute, the fees under the following:

IC 9-29-4-3
 IC 9-29-5
 IC 9-29-9-1
 IC 9-29-9-2
 IC 9-29-9-3
 IC 9-29-9-4
 IC 9-29-9-5
 IC 9-29-9-7
 IC 9-29-9-8
 IC 9-29-9-9
 IC 9-29-9-11
 IC 9-29-9-13
 IC 9-29-9-14
 IC 9-29-15-1
 IC 9-29-15-2
 IC 9-29-15-3
 IC 9-29-15-4.

The amount of fees increased under this section shall first be deposited into the crossroads 2000 fund established under IC 8-14-10-9.

(c) The bureau's authority to adopt rules under subsection (b) is subject to the condition that a fee increase must be uniform throughout all license branches and at all partial service locations in Indiana.

(d) If a fee imposed by a statute listed in subsection (b) is eliminated, the amount of the fee increase set forth in a rule adopted under this section ~~before July 1, 2007,~~ with respect to the fee must be:

- (1) collected by the bureau notwithstanding the elimination of the underlying fee;
- (2) collected in addition to all other fees collected at the time of the underlying transaction; and
- (3) deposited in the crossroads 2000 fund established under IC 8-14-10-9.

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SECTION 101. IC 9-29-3-19, AS AMENDED BY P.L.68-2006, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 19. (a) As used in this section, "low numbered motor vehicle registration plate" means any motor vehicle registration plate numbered from one (1) to one hundred (100) before or after the county designation number or letter series designation; or both:

(b) (a) As used in this section, "pull service charge" refers to the charge that the commission may require for a requested low numbered motor vehicle registration plate or a special numbered motor vehicle registration plate.

(c) (b) As used in this section, "special numbered motor vehicle registration plate" means any plate other than a low numbered motor vehicle registration plate, requested for issuance out of its established numerical sequence.

(d) (c) Subject to subsections (e) and (f) subsection (d) and with the approval of the commission, the bureau may adopt rules under IC 4-22-2 to do the following:

- (1) Increase or decrease any of the service charges listed in sections 1 through 18 of this chapter.
- (2) Impose a service charge on any other license branch service that is not listed in sections 1 through 18 of this chapter.
- (3) Increase or decrease a service charge imposed under subdivision (2).

(e) (d) The bureau's authority to adopt rules under subsection (d) (c) is subject to the condition that a service charge must be uniform throughout all license branches and at all partial service locations in Indiana.

(f) The bureau may not impose a pull service charge for a requested passenger motor vehicle registration plate containing the numbers set forth in IC 9-18-2-28 for a motor vehicle:

- (1) issued a license plate under IC 9-18-17 that designates the motor vehicle as being owned by a former prisoner of war or by the surviving spouse of a former prisoner of war; or
- (2) after December 31, 2006, issued a license plate under IC 9-18-19 that designates the motor vehicle as being owned by a person who has received a Purple Heart decoration.

(g) (e) The bureau may not impose a pull service charge of more than fifteen dollars (\$15) for a requested motor vehicle registration plate issued under IC 9-18-25 for a special group recognition license plate that commemorates the bicentennial of the Lewis and Clark expedition.

SECTION 102. IC 9-29-5-17 IS AMENDED TO READ AS

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FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 17. The fee for each duplicate **or replacement** license plate is three dollars (\$3).

SECTION 103. IC 9-29-5-34 IS REPEALED [EFFECTIVE JULY 1, 2012]. Sec. 34. A vehicle registered under IC 9-18-21 is subject to an annual registration fee and any other fee or tax required of a person registering a vehicle under this title.

SECTION 104. IC 9-30-2-7 IS REPEALED [EFFECTIVE JULY 1, 2012]. Sec. 7. (a) The:

- (1) superintendent of the state police department;
- (2) police chief of each city or the police chief's designee;
- (3) sheriff of each county; and
- (4) town marshal or police chief of each town;

shall report to the bureau immediately the arrest of a person for a violation of an Indiana law or a city ordinance relating to the operation of motor vehicles upon the highways:

(b) The report must state the following:

- (1) The offense with which the operator or driver is charged;
- (2) The court in which pending;
- (3) The names of all available witnesses to the violation;
- (4) The name and address of the operator;
- (5) If the operator is the holder of a license, the following:
 - (A) The kind of license and license number;
 - (B) The license plate number of the vehicle operated by the operator;

(c) The bureau shall cause the report:

- (1) to be filed in the bureau; and
- (2) retained for at least two (2) years.

(d) The bureau shall prescribe and the bureau shall furnish the form of the report required by this section:

SECTION 105. IC 9-30-3-11, AS AMENDED BY P.L.206-2007, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 11. (a) Before accepting a plea of guilty to a misdemeanor traffic offense, the court shall inform the defendant of the defendant's rights, including the right to:

- (1) engage counsel;
- (2) a reasonable continuance to engage counsel to subpoena witnesses;
- (3) have process issued by the court, without expense to the defendant, to compel the attendance of witnesses in the defendant's behalf;
- (4) testify or not to testify in the defendant's own behalf;
- (5) a trial by jury; and

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(6) appeal.

(b) The court shall inform each defendant charged with a traffic offense other than a nonmoving traffic offense, if the defendant is convicted or judgment is entered against the defendant, that a record of the conviction or judgment will be sent to the bureau or the motor vehicle bureau of the state where the defendant received a license to drive to become a part of the defendant's driving record.

(c) The court shall keep a full record of every case in which a person is charged with a traffic offense other than a nonmoving traffic offense. Within ten (10) days after the conviction, judgment, or forfeiture of security deposit of a person, the court shall forward a copy of the judgment in an electronic format or an abstract as prescribed by ~~IC 9-25-6-8.~~ **IC 9-30-13-0.5**. The abstract comprises the original copy of the traffic information and summons or complaint and summons if the conviction, judgment, or forfeiture of security deposit has been entered on that copy. However, instead of the original copy, the court may, subject to the approval of the bureau, send the information in an electronic format or in the form of a chemical based, magnetic, or machine readable media. Records of nonmoving traffic offenses are not required to be forwarded to the bureau.

(d) One (1) year after the abstract has been forwarded, the court may destroy the remaining court copies of the information and summons or complaint and summons and related pleadings if an order book entry of the copy has been made and the original copy has been sent to the bureau. ~~of motor vehicles.~~

(e) Upon the failure of a court officer to comply with subsection (c), the officer is liable on the officer's official bond for a civil penalty of one hundred dollars (\$100) accruing to the state, which may be recovered, together with the costs of the suit, in a civil action brought by the attorney general in the name of the state on relation of the attorney general. Each failure by an officer constitutes a separate cause of action.

SECTION 106. IC 9-30-3-14 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 14. (a) As used in this section, "moving traffic offense" means a violation of a statute, an ordinance, or a rule relating to the operation or use of motor vehicles while the motor vehicle is in motion.

(b) If a court convicts a person for a moving traffic offense and the person is known or believed by the court not to be the owner of the motor vehicle, the court shall, within seven (7) days after entering the conviction, deposit with the United States Postal Service, first class postage prepaid, notice addressed to the owner of the motor vehicle

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giving the owner the following information:

- (1) The name and address of the person convicted.
- (2) The name and address of the owner of the motor vehicle.
- (3) The offense upon which the conviction was made.
- (4) The date of arrest of the person convicted and the location of the place of the offense.
- (5) The license plate number of the motor vehicle.
- (6) The ~~operator's or chauffeur's~~ **driver's** license number of the person convicted.
- (7) The date of the conviction and the name of the court making the conviction.

SECTION 107. IC 9-30-4-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 1. Upon any reasonable ground appearing on the records of the bureau, the bureau may do the following:

- (1) Suspend, ~~or revoke,~~ **or invalidate** the current ~~driving permit,~~ **driver's license, identification card, or driving privileges** of any person.
- (2) Suspend, ~~or revoke,~~ **or invalidate** the certificate of registration ~~and or~~ license plate for any motor vehicle **or watercraft**.

SECTION 108. IC 9-30-4-6, AS AMENDED BY P.L.100-2010, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 6. (a) Whenever the bureau suspends or revokes ~~the current a person's~~ **driver's license, driving privileges, or permit** upon receiving a record of the conviction of ~~a the~~ person for any offense under the motor vehicle laws not enumerated under subsection (b), the bureau may also suspend any of the certificates of registration and license plates issued for any motor vehicle **or watercraft** registered in the name of the person so convicted. However, the bureau may not suspend the evidence of registration, unless otherwise required by law, if the person has given or gives and maintains during the three (3) years following the date of suspension or revocation proof of financial responsibility in the future. ~~in the manner specified in this section.~~

(b) The bureau shall suspend or revoke without notice or hearing the ~~current~~ **driver's license, permit, or driving privileges** and all certificates of registration and license plates issued or registered in the name of a person who is convicted of any of the following:

- (1) Manslaughter or reckless homicide resulting from the operation of a motor vehicle.
- (2) Perjury or knowingly making a false affidavit to the



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department under this chapter or any other law requiring the registration of motor vehicles or regulating motor vehicle operation upon the highways.

(3) A felony under Indiana motor vehicle laws or felony in the commission of which a motor vehicle is used.

(4) Three (3) charges of criminal recklessness involving the use of a motor vehicle within the preceding twelve (12) months.

(5) Failure to stop and give information or assistance or failure to stop and disclose the person's identity at the scene of an accident that has resulted in death, personal injury, or property damage in excess of two hundred dollars (\$200).

(6) Possession, distribution, manufacture, cultivation, transfer, use, or sale of a controlled substance or counterfeit substance, or attempting or conspiring to possess, distribute, manufacture, cultivate, transfer, use, or sell a controlled substance or counterfeit substance.

(c) The **license driving privileges** of a person shall also be suspended upon conviction in another jurisdiction for any offense described in subsections (b)(1), (b)(2), (b)(3), (b)(4), and (b)(5), except if property damage is less than two hundred dollars (\$200), the bureau may determine whether the driver's license, **permit, driving privileges, and** certificates of registration, and license plates shall be suspended or revoked. The **license driving privileges** of a person shall also be suspended upon conviction in another jurisdiction for any offense described in subsection (b)(6).

(d) A suspension or revocation remains in effect and a new or renewal license **or permit** may not be issued to the person and a motor vehicle may not be registered in the name of the person as follows:

(1) Except as provided in subdivisions (2), (3), (4), and (5), and subject to section 6.5 of this chapter, for six (6) months from the date of conviction or on the date on which the person is otherwise eligible for a license, whichever is later. Except as provided in IC 35-48-4-15, this includes a person convicted of a crime for which the person's license is suspended or revoked under subsection (b)(6).

(2) Subject to section 6.5 of this chapter, upon conviction of an offense described in subsection (b)(1), for a fixed period of not less than two (2) years and not more than five (5) years, to be fixed by the bureau based upon recommendation of the court entering a conviction. A new or reinstated license **or permit** may not be issued to the person, **and driving privileges may not be granted to or reinstated for the person, unless that the person,**

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~~within~~ during the three (3) years following the expiration of the suspension or revocation, gives and maintains in force at all times during the effective period of a new or reinstated license proof of financial responsibility in the future. ~~in the manner specified in this chapter.~~ However, the liability of the insurance carrier under a motor vehicle liability policy that is furnished for proof of financial responsibility in the future as set out in this chapter becomes absolute whenever loss or damage covered by the policy occurs, and the satisfaction by the insured of a final judgment for loss or damage is not a condition precedent to the right or obligation of the carrier to make payment on account of loss or damage, but the insurance carrier has the right to settle a claim covered by the policy. If the settlement is made in good faith, the amount shall be deductive from the limits of liability specified in the policy. A policy may not be canceled or annulled with respect to a loss or damage by an agreement between the carrier and the insured after the insured has become responsible for the loss or damage, and a cancellation or annulment is void. The policy may provide that the insured or any other person covered by the policy shall reimburse the insurance carrier for payment made on account of any loss or damage claim or suit involving a breach of the terms, provisions, or conditions of the policy. If the policy provides for limits in excess of the limits specified in this chapter, the insurance carrier may plead against any plaintiff, with respect to the amount of the excess limits of liability, any defenses that the carrier may be entitled to plead against the insured. The policy may further provide for prorating of the insurance with other applicable valid and collectible insurance. An action does not lie against the insurance carrier by or on behalf of any claimant under the policy until a final judgment has been obtained after actual trial by or on behalf of any claimant under the policy.

(3) Subject to section 6.5 of this chapter, for the period ordered by a court under IC 35-48-4-15.

(4) Subject to section 6.5 of this chapter, if the person is convicted of a felony involving the use of a motor vehicle under IC 35-44-3-3(b) and the person:

- (A) exceeded the speed limit by at least twenty (20) miles per hour;
- (B) committed criminal recklessness with a vehicle (IC 35-42-2-2)); or
- (C) engaged in aggressive driving (as defined in IC 9-21-8-55(b));



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while committing the felony, for one (1) year after the date the person was convicted. ~~The convicted person has the burden of applying for a new or renewal license and establishing that the one (1) year period described in this subdivision and subject to section 6.5 of this chapter has elapsed.~~

(5) Subject to section 6.5 of this chapter, if the person is convicted of a felony involving the use of a motor vehicle under IC 35-44-3-3(b), the person:

(A) exceeded the speed limit by at least twenty (20) miles per hour;

(B) committed criminal recklessness with a vehicle (IC 35-42-2-2); or

(C) engaged in aggressive driving (as defined in IC 9-21-8-55(b);

while committing the felony, and the person has a prior unrelated conviction for a felony under IC 35-44-3-3(b), for two (2) years after the date the person was convicted. ~~The convicted person has the burden of applying for a new or renewal license and establishing that the two (2) year period described in this subdivision and subject to section 6.5 of this chapter has elapsed.~~

(e) The bureau may take action as required in this section upon receiving satisfactory evidence of a conviction of a person in another state.

(f) For the purpose of this chapter, "conviction" includes any of the following:

(1) A conviction upon a plea of guilty.

(2) A determination of guilt by a jury or court, even if:

(A) no sentence is imposed; or

(B) a sentence is suspended.

(3) A forfeiture of bail, bond, or collateral deposited to secure the defendant's appearance for trial, unless the forfeiture is vacated.

(4) A payment of money as a penalty or as costs in accordance with an agreement between a moving traffic violator and a traffic violations bureau.

(g) A suspension or revocation under this section or under ~~IC 9-25-6-8~~ **IC 9-30-13-0.5** stands pending appeal of the conviction to a higher court and may be set aside or modified only upon the receipt by the bureau of the certificate of the court reversing or modifying the judgment that the cause has been reversed or modified. However, if the suspension or revocation follows a conviction in a court of no record in Indiana, the suspension or revocation is stayed pending appeal of the conviction to a court of record.



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(h) A person aggrieved by an order or act of the bureau under this section or ~~IC 9-25-6-8~~ **IC 9-30-13-0.5** may file a petition for a court review.

SECTION 109. IC 9-30-4-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 7. (a) A person whose:

- (1) ~~operator's or chauffeur's~~ **driver's** license, **permit, or driving privileges**; or
- (2) certificate of registration or license plate;

has been ~~suspended~~ **revoked or invalidated** and has not been reinstated shall immediately return the license, **permit**, certificate of registration, ~~and or~~ license plate to the bureau. A person who knowingly fails to comply with this requirement commits a Class C misdemeanor.

(b) The bureau may:

- (1) take possession of a license, **permit**, certificate of registration, or license plate upon the ~~suspension~~; **revocation or invalidation**; or
- (2) direct a law enforcement officer to take possession and return the license, **permit**, certificate, or license plate to the office of the bureau.

(c) All law enforcement officers are authorized as agents of the bureau to seize the license ~~or permit~~, certificate of registration, ~~and or~~ license plate of a person who fails to surrender the license, **permit**, certificate, or license plate. A law enforcement officer shall ~~notify the bureau of the seizure~~: **destroy each license, permit, certificate of registration, or license plate that the law enforcement officer seizes.**

SECTION 110. IC 9-30-4-10 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 10. (a) A person whose ~~current~~ driver's license, ~~or permit, or driving privileges~~, certificate of registration, ~~or license plate~~ has been suspended or revoked by the bureau under section 9 of this chapter may file a petition within thirty (30) days for a hearing in the matter in a circuit or superior court in the county in which the person resides. The court has jurisdiction and shall set the matter for hearing after fifteen (15) days written notice to the bureau. The court shall conduct a hearing on the petition, take testimony, and examine into the facts of the case de novo and determine whether the action of the bureau complained of was erroneous and make an appropriate order or decree as provided in this chapter.

(b) Every action for a court review or appeal under this chapter shall be tried by the court and not by a jury. The court shall, without any requests, make, sign, and file a special finding of facts in writing and



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shall state in writing its conclusions of law. The court shall immediately, after ruling on any motion for a new trial duly filed, render judgment in accordance with the conclusions of law stated in the special findings of facts. Exceptions to conclusions of law may be taken by an entry of the exceptions at any time before judgment.

SECTION 111. IC 9-30-11-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 5. If the bureau receives a referral under section 4 of this chapter, the bureau shall suspend the registration of the motor vehicle and mail a notice to the person in whose name the vehicle is registered that does the following:

- (1) Informs the person that the motor vehicle's registration has been suspended and the reason for the suspension.
- ~~(2) Informs the person that if the judgments are not paid within fifteen (15) days, the motor vehicle's license plates will be removed by a law enforcement officer.~~
- ~~(3)~~ **(2)** Explains what the person is required to do to have the registration reinstated.

SECTION 112. IC 9-30-13-0.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: **Sec. 0.5. (a) A court shall forward to the bureau a certified abstract of the record of the conviction of a person in the court for a violation of a law relating to motor vehicles.**

(b) If in the opinion of the court a defendant should be deprived of the privilege to operate a motor vehicle upon a public highway, the court shall recommend the suspension of the convicted person's driving privileges for a fixed period established by the court not exceeding one (1) year.

(c) The bureau shall comply with the court's recommendation.

(d) At the time of a conviction referred to in subsection (a) or under IC 9-30-5-7, the court may obtain and destroy the defendant's current driver's license.

(e) An abstract required by this section must be in the form prescribed by the bureau and, when certified, shall be accepted by an administrative agency or a court as prima facie evidence of the conviction and all other action stated in the abstract.

SECTION 113. IC 10-11-2-26, AS AMENDED BY P.L.26-2010, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 26. (a) The superintendent may assign qualified persons who are not state police officers to supervise or operate permanent or portable weigh stations. A person assigned under this section may stop, inspect, and issue citations to operators of trucks and



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trailers having a declared gross weight of at least ten thousand one (10,001) pounds and buses at a permanent or portable weigh station or while operating a clearly marked Indiana state police vehicle for violations of the following:

- (1) IC 6-1.1-7-10.
- (2) IC 6-6-1.1-1202.
- (3) IC 6-6-2.5.
- (4) IC 6-6-4.1-12.
- (5) IC 8-2.1.
- (6) IC 9-18.
- (7) IC 9-19.
- (8) IC 9-20.
- (9) IC 9-21-7-2 through IC 9-21-7-11.
- (10) IC 9-21-8-41 pertaining to the duty to obey an official traffic control device for a weigh station.
- (11) IC 9-21-8-45 through IC 9-21-8-48.
- (12) IC 9-21-9.
- (13) IC 9-21-15.
- (14) IC 9-21-21.
- (15) IC 9-24-1-1. ~~through IC 9-24-1-2.~~
- (16) IC 9-24-1-7.
- (17) Except as provided in subsection (c), IC 9-24-1-6, IC 9-24-6-16, IC 9-24-6-17, and IC 9-24-6-18, commercial driver's license.
- (18) IC 9-24-4.
- (19) IC 9-24-5.
- (20) IC 9-24-11-4.
- (21) IC 9-24-13-3.
- (22) IC 9-24-18-1 through IC 9-24-18-2.
- (23) IC 9-25-4-3.
- (24) IC 9-28-4.
- (25) IC 9-28-5.
- (26) IC 9-28-6.
- (27) IC 9-29-5-11 through IC 9-29-5-13.
- (28) IC 9-29-5-42.
- (29) IC 9-29-6-1.
- (30) IC 10-14-8.
- (31) IC 13-17-5-1, IC 13-17-5-2, IC 13-17-5-3, or IC 13-17-5-4.
- (32) IC 13-30-2-1.

(b) For the purpose of enforcing this section, a person assigned under this section may detain a person in the same manner as a law enforcement officer under IC 34-28-5-3.

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(c) A person assigned under this section may not enforce IC 9-24-6-14 or IC 9-24-6-15.

SECTION 114. IC 35-44-3-3, AS AMENDED BY P.L.42-2011, SECTION 74, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 3. (a) A person who knowingly or intentionally:

- (1) forcibly resists, obstructs, or interferes with a law enforcement officer or a person assisting the officer while the officer is lawfully engaged in the execution of the officer's duties;
- (2) forcibly resists, obstructs, or interferes with the authorized service or execution of a civil or criminal process or order of a court; or
- (3) flees from a law enforcement officer after the officer has, by visible or audible means, including operation of the law enforcement officer's siren or emergency lights, identified himself or herself and ordered the person to stop;

commits resisting law enforcement, a Class A misdemeanor, except as provided in subsection (b).

(b) The offense under subsection (a) is a:

(1) Class D felony if:

- (A) the offense is described in subsection (a)(3) and the person uses a vehicle to commit the offense; or
- (B) while committing any offense described in subsection (a), the person draws or uses a deadly weapon, inflicts bodily injury on or otherwise causes bodily injury to another person, or operates a vehicle in a manner that creates a substantial risk of bodily injury to another person;

(2) Class C felony if, while committing any offense described in subsection (a), the person operates a vehicle in a manner that causes serious bodily injury to another person;

(3) Class B felony if, while committing any offense described in subsection (a), the person operates a vehicle in a manner that causes the death of another person; and

(4) Class A felony if, while committing any offense described in subsection (a), the person operates a vehicle in a manner that causes the death of a law enforcement officer while the law enforcement officer is engaged in the officer's official duties.

(c) For purposes of this section, a law enforcement officer includes an enforcement officer of the alcohol and tobacco commission and a conservation officer of the department of natural resources.

(d) If a person uses a vehicle to commit a felony offense under subsection (b)(1)(B), (b)(2), (b)(3), or (b)(4), as part of the criminal penalty imposed for the offense, the court shall impose a minimum

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executed sentence of at least:

- (1) thirty (30) days, if the person does not have a prior unrelated conviction under this section;
- (2) one hundred eighty (180) days, if the person has one (1) prior unrelated conviction under this section; or
- (3) one (1) year, if the person has two (2) or more prior unrelated convictions under this section.

(e) Notwithstanding IC 35-50-2-2 and IC 35-50-3-1, the mandatory minimum sentence imposed under subsection (d) may not be suspended.

(f) If a person is convicted of an offense involving the use of a motor vehicle under:

- (1) subsection (b)(1)(A), if the person exceeded the speed limit by at least twenty (20) miles per hour while committing the offense;
- (2) subsection (b)(2); or
- (3) subsection (b)(3);

the court may notify the bureau of motor vehicles to suspend or revoke the person's driver's license and all certificates of registration and license plates issued or registered in the person's name in accordance with IC 9-30-4-6(b)(3) for the period described in IC 9-30-4-6(d)(4) or IC 9-30-4-6(d)(5). The court shall inform the bureau whether the person has been sentenced to a term of incarceration. At the time of conviction, the court may obtain **and destroy** the person's current driver's license. ~~and return the license to the bureau of motor vehicles.~~

SECTION 115. IC 35-51-9-1, AS ADDED BY P.L.70-2011, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 1. The following statutes define crimes in IC 9:

IC 9-14-3.5-15 (Concerning bureau of motor vehicles).

IC 9-14-5-9 (Concerning parking placards for persons with physical disabilities).

IC 9-17-2-15 (Concerning certificates of title).

IC 9-17-2-16 (Concerning certificates of title).

IC 9-17-3-3.2 (Concerning certificates of title).

IC 9-17-3-7 (Concerning certificates of title).

IC 9-17-4-6 (Concerning certificates of title).

IC 9-18-2-42 (Concerning motor vehicle registration and license plates).

IC 9-18-2-44 (Concerning motor vehicle registration and license plates).

IC 9-18-2-45 (Concerning motor vehicle registration and license plates).

IC 9-18-4-8 (Concerning motor vehicle registration and license

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plates).
 IC 9-18-8-11 (Concerning motor vehicle registration and license plates).
 IC 9-18-8-12 (Concerning motor vehicle registration and license plates).
 IC 9-18-8-13 (Concerning motor vehicle registration and license plates).
 IC 9-18-8-14 (Concerning motor vehicle registration and license plates).
 IC 9-18-8-15 (Concerning motor vehicle registration and license plates).
 IC 9-18-13-9 (Concerning motor vehicle registration and license plates).
 IC 9-18-22-6 (Concerning motor vehicle registration and license plates).
 IC 9-18-26-11 (Concerning motor vehicle registration and license plates).
 IC 9-18-26-13 (Concerning motor vehicle registration and license plates).
 IC 9-18-27-9 (Concerning motor vehicle registration and license plates).
 IC 9-19-9-5 (Concerning motor vehicle equipment).
 IC 9-19-10.5-4 (Concerning motor vehicle equipment).
 IC 9-19-10.5-5 (Concerning motor vehicle equipment).
 IC 9-20-18-4 (Concerning motor vehicle size and weight regulation).
 IC 9-21-5-13 (Concerning traffic regulation).
 IC 9-21-6-3 (Concerning traffic regulation).
 IC 9-21-8-50 (Concerning traffic regulation).
 IC 9-21-8-52 (Concerning traffic regulation).
 IC 9-21-8-55 (Concerning traffic regulation).
 IC 9-21-8-56 (Concerning traffic regulation).
 IC 9-21-8-58 (Concerning traffic regulation).
 IC 9-21-12-9 (Concerning traffic regulation).
 IC 9-21-12-11 (Concerning traffic regulation).
 IC 9-22-3-31 (Concerning abandoned, salvaged, and scrap vehicles).
 IC 9-22-3-32 (Concerning abandoned, salvaged, and scrap vehicles).
 IC 9-22-3-33 (Concerning abandoned, salvaged, and scrap vehicles).
 IC 9-22-5-17 (Concerning abandoned, salvaged, and scrap

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vehicles).

IC 9-23-6-1 (Concerning vehicle manufacturers, distributors, and dealers).

IC 9-24-1-8 (Concerning driver's licenses).

IC 9-24-6-16 (Concerning driver's licenses).

IC 9-24-6-17 (Concerning driver's licenses).

IC 9-24-11-8 (Concerning driver's licenses).

IC 9-24-15-11 (Concerning driver's licenses).

IC 9-24-16-12 (Concerning driver's licenses).

IC 9-24-16-13 (Concerning driver's licenses).

IC 9-24-18-1 (Concerning driver's licenses).

IC 9-24-18-2 (Concerning driver's licenses).

IC 9-24-18-7 (Concerning driver's licenses).

IC 9-24-19-2 (Concerning driver's licenses).

IC 9-24-19-3 (Concerning driver's licenses).

IC 9-24-19-4 (Concerning driver's licenses).

IC 9-25-6-18 (Concerning financial responsibility).

IC 9-25-8-2 (Concerning financial responsibility).

IC 9-26-1-8 (Concerning accidents and accident reports).

IC 9-26-1-9 (Concerning accidents and accident reports).

IC 9-26-6-4 (Concerning accidents and accident reports).

IC 9-30-4-7 (Concerning licenses, **permits, driving privileges,** and registrations).

IC 9-30-4-8 (Concerning licenses and registrations).

IC 9-30-4-13 (Concerning licenses and registrations).

IC 9-30-5-1 (Concerning operating a vehicle while intoxicated).

IC 9-30-5-2 (Concerning operating a vehicle while intoxicated).

IC 9-30-5-3 (Concerning operating a vehicle while intoxicated).

IC 9-30-5-4 (Concerning operating a vehicle while intoxicated).

IC 9-30-5-5 (Concerning operating a vehicle while intoxicated).

IC 9-30-5-7 (Concerning operating a vehicle while intoxicated).

IC 9-30-5-8 (Concerning operating a vehicle while intoxicated).

IC 9-30-6-8.7 (Concerning implied consent).

IC 9-30-9-7.5 (Concerning alcohol abuse deterrent programs).

IC 9-30-10-16 (Concerning habitual violator of traffic laws).

IC 9-30-10-17 (Concerning habitual violator of traffic laws).

IC 9-30-10-17.5 (Concerning habitual violator of traffic laws).

IC 9-31-2-26 (Concerning watercraft titling and registration).

IC 9-31-2-27 (Concerning watercraft titling and registration).

IC 9-31-2-28 (Concerning watercraft titling and registration).

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SECTION 116. An emergency is declared for this act."

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to SB 327 as printed January 25, 2012.)

SOLIDAY, Chair

Committee Vote: yeas 8, nays 2.

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