



March 12, 2013

**ENGROSSED  
SENATE BILL No. 523**

DIGEST OF SB 523 (Updated March 11, 2013 11:10 am - DI 77)

**Citations Affected:** IC 6-6; IC 9-13; IC 9-17; IC 9-18; IC 9-19; IC 9-21; IC 9-22; IC 9-24; IC 9-25; IC 9-26; IC 9-29; IC 14-16; IC 35-51.

**Synopsis:** Off-road vehicles and snowmobiles. Transfers responsibility for the registration of off-road vehicles and snowmobiles to the bureau of motor vehicles (bureau) after December 31, 2013. (Currently, the department of natural resources is responsible for the registration of off-road vehicles and snowmobiles.) Provides that a city, county, or town may adopt an ordinance that allows an off-road vehicle to operate on a highway under the jurisdiction of the city, county, or town. Sets fees for the registration of off-road vehicles and snowmobiles and services related to registration. Provides that a person that sells at least 12 snowmobiles a year after December 31, 2013, is a dealer. Specifies that: (1) fees for the registration of off-road vehicles and snowmobiles performed by the bureau shall be deposited in the off-road vehicle and snowmobile fund; and (2) registration fees for off-road vehicles and snowmobiles do not include a crossroads 2000 fee or a public service fee. Specifies that off-road vehicles and snowmobiles are not subject to the motor vehicle excise tax or motor vehicle insurance requirements. Makes conforming amendments.

**Effective:** July 1, 2013.

**Yoder, Rogers, Buck, Randolph**

(HOUSE SPONSOR — EBERHART)

January 14, 2013, read first time and referred to Committee on Homeland Security, Transportation and Veterans Affairs.

January 29, 2013, amended, reported favorably — Do Pass.

February 4, 2013, read second time, ordered engrossed.

February 5, 2013, engrossed. Read third time, passed. Yeas 49, nays 0.

**HOUSE ACTION**

February 26, 2013, read first time and referred to Committee on Natural Resources.

March 12, 2013, amended, reported — Do Pass.

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March 12, 2013

First Regular Session 118th General Assembly (2013)

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 2012 Regular Session of the General Assembly.

## ENGROSSED SENATE BILL No. 523

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

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

- 1 SECTION 1. IC 6-6-5-1, AS AMENDED BY P.L.2-2007,  
2 SECTION 126, IS AMENDED TO READ AS FOLLOWS  
3 [EFFECTIVE JULY 1, 2013]: Sec. 1. (a) As used in this chapter,  
4 "vehicle" means a vehicle subject to annual registration as a condition  
5 of its operation on the public highways pursuant to the motor vehicle  
6 registration laws of the state.  
7 (b) As used in this chapter, "mobile home" means a  
8 nonself-propelled vehicle designed for occupancy as a dwelling or  
9 sleeping place.  
10 (c) As used in this chapter, "bureau" means the bureau of motor  
11 vehicles.  
12 (d) As used in this chapter, "license branch" means a branch office  
13 of the bureau authorized to register motor vehicles pursuant to the laws  
14 of the state.  
15 (e) As used in this chapter, "owner" means the person in whose  
16 name the vehicle or trailer is registered (as defined in IC 9-13-2).  
17 (f) As used in this chapter, "motor home" means a self-propelled

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1 vehicle having been designed and built as an integral part thereof  
 2 having living and sleeping quarters, including that which is commonly  
 3 referred to as a recreational vehicle.

4 (g) As used in this chapter, "last preceding annual excise tax  
 5 liability" means either:

6 (1) the amount of excise tax liability to which the vehicle was  
 7 subject on the owner's last preceding regular annual registration  
 8 date; or

9 (2) the amount of excise tax liability to which a vehicle that was  
 10 registered after the owner's last preceding annual registration date  
 11 would have been subject if it had been registered on that date.

12 (h) As used in this chapter, "trailer" means a device having a gross  
 13 vehicle weight equal to or less than three thousand (3,000) pounds that  
 14 is pulled behind a vehicle and that is subject to annual registration as  
 15 a condition of its operation on the public highways pursuant to the  
 16 motor vehicle registration laws of the state. The term includes any  
 17 utility, boat, or other two (2) wheeled trailer.

18 (i) This chapter does not apply to the following:

19 (1) Vehicles owned, or leased and operated, by the United States,  
 20 the state, or political subdivisions of the state.

21 (2) Mobile homes and motor homes.

22 (3) Vehicles assessed under IC 6-1.1-8.

23 (4) Vehicles subject to registration as trucks under the motor  
 24 vehicle registration laws of the state, except trucks having a  
 25 declared gross weight not exceeding eleven thousand (11,000)  
 26 pounds, trailers, semitrailers, tractors, and buses.

27 (5) Vehicles owned, or leased and operated, by a postsecondary  
 28 educational institution described in IC 6-3-3-5(d).

29 (6) Vehicles owned, or leased and operated, by a volunteer fire  
 30 department (as defined in IC 36-8-12-2).

31 (7) Vehicles owned, or leased and operated, by a volunteer  
 32 emergency ambulance service that:

33 (A) meets the requirements of IC 16-31; and

34 (B) has only members that serve for no compensation or a  
 35 nominal annual compensation of not more than three thousand  
 36 five hundred dollars (\$3,500).

37 (8) Vehicles that are exempt from the payment of registration fees  
 38 under IC 9-18-3-1.

39 (9) Farm wagons.

40 **(10) Off-road vehicles (as defined in IC 14-8-2-185).**

41 **(11) Snowmobiles (as defined in IC 14-8-2-261).**

42 SECTION 2. IC 9-13-2-28.3 IS ADDED TO THE INDIANA CODE

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1 AS A **NEW SECTION TO READ AS FOLLOWS** [EFFECTIVE JULY  
2 1, 2013]: **Sec. 28.3. "Collector snowmobile", for purposes of**  
3 **IC 9-18-2.5, has the meaning set forth in IC 9-18-2.5-2.**

4 SECTION 3. IC 9-13-2-42, AS AMENDED BY P.L.93-2010,  
5 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
6 JULY 1, 2013]: Sec. 42. (a) "Dealer" means, except as otherwise  
7 provided in this section, a person who sells to the general public,  
8 including a person who sells directly by the Internet or other computer  
9 network, at least twelve (12) vehicles each year for delivery in Indiana.  
10 The term includes a person who sells off-road vehicles **and, after**  
11 **December 31, 2013, a person who sells snowmobiles.** A dealer must  
12 have an established place of business that meets the minimum  
13 standards prescribed by the secretary of state under rules adopted under  
14 IC 4-22-2.

15 (b) The term does not include the following:

16 (1) A receiver, trustee, or other person appointed by or acting  
17 under the judgment or order of a court.

18 (2) A public officer while performing official duties.

19 (3) A person who is a dealer solely because of activities as a  
20 transfer dealer.

21 (4) An automotive mobility dealer.

22 (c) "Dealer", for purposes of IC 9-31, means a person that sells to  
23 the general public for delivery in Indiana at least six (6):

24 (1) boats; or

25 (2) trailers:

26 (A) designed and used exclusively for the transportation of  
27 watercraft; and

28 (B) sold in general association with the sale of watercraft;

29 per year.

30 SECTION 4. IC 9-13-2-117.5, AS AMENDED BY P.L.125-2012,  
31 SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
32 JULY 1, 2013]: Sec. 117.5. (a) "Operate", except as provided in  
33 ~~subsection~~ **subsections (b) and (c)**, means to navigate a vehicle.

34 (b) "Operate", for purposes of IC 9-31, means to navigate or  
35 otherwise use a motorboat.

36 (c) **"Operate" for purposes of IC 9-18-2.5, means to:**

37 (1) **ride in or on; and**

38 (2) **be in actual physical control of the operation of;**  
39 **an off-road vehicle or snowmobile.**

40 SECTION 5. IC 9-13-2-118, AS AMENDED BY P.L.125-2012,  
41 SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
42 JULY 1, 2013]: Sec. 118. (a) Except as provided in ~~subsection~~

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1 **subsections (b) and (c),**"operator", when used in reference to a vehicle,  
 2 means a person, other than a chauffeur or a public passenger chauffeur,  
 3 who:

- 4 (1) drives or is in actual physical control of a vehicle upon a  
 5 highway; or  
 6 (2) is exercising control over or steering a motor vehicle being  
 7 towed by another vehicle.

8 (b) "Operator", for purposes of IC 9-25, means a person other than  
 9 a chauffeur who is in actual physical control of a motor vehicle.

10 **(c) "Operator", for purposes of IC 9-18-2.5, means an**  
 11 **individual who:**

- 12 **(1) operates; or**  
 13 **(2) is in actual physical control of;**

14 **an off-road vehicle or snowmobile.**

15 SECTION 6. IC 9-13-2-121, AS AMENDED BY P.L.125-2012,  
 16 SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 17 JULY 1, 2013]: Sec. 121. (a) Except as otherwise provided in this  
 18 section, "owner", when used in reference to a motor vehicle, means:

- 19 (1) a person who holds the legal title of a motor vehicle; or  
 20 (2) if a motor vehicle is the subject of an agreement for the  
 21 conditional sale or lease vested in the conditional vendee or  
 22 lessee, or in the event the mortgagor, with the right of purchase  
 23 upon the performance of the conditions stated in the agreement  
 24 and with an immediate right of possession of a vehicle is entitled  
 25 to possession, the conditional vendee or lessee or mortgagor.

26 (b) "Owner", for purposes of IC 9-21 and IC 9-25, means, when  
 27 used in reference to a motor vehicle, a person who holds the legal title  
 28 of a motor vehicle, or if a:

- 29 (1) motor vehicle is the subject of an agreement for the  
 30 conditional sale or lease of the motor vehicle with the right of  
 31 purchase upon performance of the conditions stated in the  
 32 agreement and with an immediate right of possession vested in  
 33 the conditional vendee or lessee; or  
 34 (2) mortgagor of a motor vehicle is entitled to possession;

35 the conditional vendee or lessee or mortgagor is considered to be the  
 36 owner for the purpose of IC 9-21 and IC 9-25.

37 (c) "Owner", for purposes of IC 9-22-1, means the last known record  
 38 titleholder of a vehicle according to the records of the bureau under  
 39 IC 9-17.

40 (d) "Owner", for purposes of IC 9-31, means a person, other than a  
 41 lienholder, having the property in or title to a motorboat. The term  
 42 includes a person entitled to the use or possession of a motorboat

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1 subject to an interest in another person reserved or created by  
 2 agreement and securing payment or performance of an obligation. The  
 3 term excludes a lessee under a lease not intended as security.

4 **(e) "Owner", for purposes of IC 9-18-2.5, means a person, other**  
 5 **than a lienholder, who:**

6 **(1) has the property in or title to; and**  
 7 **(2) is entitled to the use or possession of;**  
 8 **an off-road vehicle or snowmobile.**

9 SECTION 7. IC 9-13-2-123, AS AMENDED BY P.L.214-2007,  
 10 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 11 JULY 1, 2013]: Sec. 123. "Passenger motor vehicle" means a motor  
 12 vehicle designed for carrying passengers. The term includes a low  
 13 speed vehicle but does not include:

- 14 **(1)** a motorcycle;  
 15 **(2)** a bus;  
 16 **(3)** a school bus;  
 17 **(4) a snowmobile;** or  
 18 **(5)** an off-road vehicle.

19 SECTION 8. IC 9-13-2-127, AS AMENDED BY P.L.94-2006,  
 20 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 21 JULY 1, 2013]: Sec. 127. (a) "Police officer" means, except as  
 22 provided in ~~subsection~~ **subsections (b) and (c)**, the following:

- 23 **(1)** A regular member of the state police department.  
 24 **(2)** A regular member of a city or town police department.  
 25 **(3)** A town marshal or town marshal deputy.  
 26 **(4)** A regular member of a county sheriff's department.  
 27 **(5)** A conservation officer of the department of natural resources.  
 28 **(6)** An individual assigned as a motor carrier inspector under  
 29 IC 10-11-2-26(a).  
 30 **(7)** An excise police officer of the alcohol and tobacco  
 31 commission.

32 **(b) "Police officer", for purposes of IC 9-18-2.5, means the**  
 33 **following:**

- 34 **(1) A regular member of the state police department.**  
 35 **(2) A regular member of a city or town police department.**  
 36 **(3) A town marshal or town marshal deputy.**  
 37 **(4) A regular member of a county sheriff's department.**  
 38 **(5) A conservation officer of the department of natural**  
 39 **resources.**

40 ~~(b)~~ **(c) "Police officer", for purposes of IC 9-21, means an officer**  
 41 **authorized to direct or regulate traffic or to make arrests for violations**  
 42 **of traffic regulations.**

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1 SECTION 9. IC 9-13-2-167.5 IS ADDED TO THE INDIANA  
 2 CODE AS A NEW SECTION TO READ AS FOLLOWS  
 3 [EFFECTIVE JULY 1, 2013]: **Sec. 167.5. "Snowmobile" has the**  
 4 **meaning set forth in IC 14-8-2-261.**

5 SECTION 10. IC 9-17-1-1, AS AMENDED BY P.L.125-2012,  
 6 SECTION 70, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 7 JULY 1, 2013]: Sec. 1. This article does not apply to:

- 8 (1) special machinery;  
 9 (2) farm wagons;  
 10 (3) a golf cart when operated in accordance with an ordinance  
 11 adopted under IC 9-21-1-3(a)(14) or IC 9-21-1-3.3(a); ~~or~~  
 12 (4) a motor vehicle that was designed to have a maximum design  
 13 speed of not more than twenty-five (25) miles per hour and that  
 14 was built, constructed, modified, or assembled by a person other  
 15 than the manufacturer; **or**  
 16 **(5) snowmobiles;**

17 or any other vehicle that is not registered in accordance with IC 9-18-2.

18 SECTION 11. IC 9-18-1-1, AS AMENDED BY P.L.125-2012,  
 19 SECTION 95, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 20 JULY 1, 2013]: Sec. 1. **(a)** This article does not apply to the following:

- 21 (1) Farm wagons.  
 22 (2) Farm tractors.  
 23 (3) A new motor vehicle if the new motor vehicle is being  
 24 operated in Indiana solely to remove it from an accident site to a  
 25 storage location because:  
 26 (A) the new motor vehicle was being transported on a railroad  
 27 car or semitrailer; and  
 28 (B) the railroad car or semitrailer was involved in an accident  
 29 that required the unloading of the new motor vehicle to  
 30 preserve or prevent further damage to it.  
 31 (4) An implement of agriculture designed to be operated primarily  
 32 in a farm field or on farm premises.  
 33 (5) **Before January 1, 2014**, off-road vehicles.  
 34 (6) Golf carts when operated in accordance with an ordinance  
 35 adopted under IC 9-21-1-3(a)(14) or IC 9-21-1-3.3(a).  
 36 (7) Vehicles that are not issued a certificate of title under IC 9-17,  
 37 unless otherwise provided in this article.

38 **(b) After December 31, 2013, this article applies to off-road**  
 39 **vehicles and snowmobiles.**

40 SECTION 12. IC 9-18-2-0.5 IS ADDED TO THE INDIANA CODE  
 41 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
 42 1, 2013]: **Sec. 0.5. After December 31, 2013, the registration of**

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1 off-road vehicles and snowmobiles shall be performed by the  
2 bureau under IC 9-18-2.5.

3 SECTION 13. IC 9-18-2.5 IS ADDED TO THE INDIANA CODE  
4 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE  
5 JULY 1, 2013]:

6 **Chapter 2.5. Registration of Off-Road Vehicles and**  
7 **Snowmobiles**

8 **Sec. 1. This chapter applies after December 31, 2013.**

9 **Sec. 2. As used in this chapter, "collector snowmobile" means a**  
10 **snowmobile that is:**

- 11 (1) at least twenty-five (25) years old; and  
12 (2) owned and operated for participation in special events of  
13 limited duration, including races, parades, and other group  
14 events.

15 **Sec. 3. (a) The following may not be operated on a public**  
16 **roadway, in accordance with IC 14-16-1-20:**

- 17 (1) An off-road vehicle.  
18 (2) A snowmobile (including a collector snowmobile).

19 (b) Except as provided under subsections (c) and (d), the  
20 following must be registered under this chapter:

- 21 (1) An off-road vehicle.  
22 (2) A snowmobile.

23 (c) Registration is not required for the following vehicles:

- 24 (1) An off-road vehicle or snowmobile that is exclusively  
25 operated in a special event of limited duration that is  
26 conducted according to a prearranged schedule under a  
27 permit from the governmental unit having jurisdiction.  
28 (2) An off-road vehicle or snowmobile being operated by a  
29 nonresident of Indiana as authorized under IC 14-16-1-19.  
30 (3) An off-road vehicle or snowmobile that is being operated  
31 for purposes of testing or demonstration and on which  
32 certificate numbers have been placed under section 11 of this  
33 chapter.

34 (4) An off-road vehicle or snowmobile, the operator of which  
35 has in the operator's possession a bill of sale from a dealer or  
36 private individual that includes the following:

- 37 (A) The purchaser's name and address.  
38 (B) A date of purchase, which may not be more than  
39 thirty-one (31) days before the date on which the operator  
40 is required to show the bill of sale.  
41 (C) The make, model, and vehicle number of the off-road  
42 vehicle or snowmobile provided by the manufacturer, as

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required by section 12 of this chapter.  
**(5) An off-road vehicle or snowmobile that is owned or leased and used for official business by:**  
**(A) the state;**  
**(B) a municipal corporation (as defined in IC 36-1-2-10);**  
**or**  
**(C) a volunteer fire department (as defined in IC 36-8-12-2).**

**(d) The owner of an off-road vehicle or a snowmobile that was properly registered under IC 14-16-1 is not required to register the off-road vehicle or snowmobile under this chapter until the date on which the registration expires under IC 14-16-1-11(c).**

**Sec. 4. (a) The owner of each off-road vehicle or snowmobile required to be registered under this chapter must do the following every three (3) years:**

- (1) Provide:**
  - (A) either:**
    - (i) the name, bona fide residence address, and mailing address, including the name of the county, of the person who owns the off-road vehicle or snowmobile, if the person is an individual; or**
    - (ii) the business address, including the name of the county, of the person that owns the off-road vehicle or snowmobile, if the person is a firm, a partnership, an association, a corporation, a limited liability company, or a unit of government; and**
  - (B) a brief description of the off-road vehicle or snowmobile to be registered, including the following information, if available:**
    - (i) The name of the manufacturer of the off-road vehicle or snowmobile.**
    - (ii) The vehicle identification number.**
    - (iii) The type of body of the off-road vehicle or snowmobile.**
    - (iv) The model year of the off-road vehicle or snowmobile.**
    - (v) The color of the off-road vehicle or snowmobile.**
    - (vi) Any other information reasonably required by the bureau to enable the bureau to determine whether the off-road vehicle or snowmobile may be registered.**
- (2) File an application for registration or renewal of registration with the bureau on forms provided by the bureau.**

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- 1           **(3) Sign the application.**
- 2           **(4) Include a signed affidavit in which the applicant swears or**
- 3           **affirms that the information set forth in the application by the**
- 4           **applicant is correct.**
- 5           **(5) Pay the fee set forth in IC 9-29-5-44(b) or IC 9-29-5-44(c).**
- 6           **(b) Upon receipt of an application in approved form, the bureau**
- 7           **shall enter the application in the records of the bureau and issue to**
- 8           **the applicant the following:**
- 9           **(1) A certificate of registration containing the following:**
  - 10           **(A) The registration number awarded to the off-road**
  - 11           **vehicle or snowmobile.**
  - 12           **(B) The name and address of the owner.**
  - 13           **(C) The vehicle number as described in section 12 of this**
  - 14           **chapter.**
  - 15           **(D) Other information that the bureau requires.**
- 16           **(2) Two (2) decals indicating the off-road vehicle's or**
- 17           **snowmobile's registration number and the year in which the**
- 18           **registration will expire, which must be attached to the**
- 19           **off-road vehicle or snowmobile as provided in section 7 of this**
- 20           **chapter.**
- 21           **(c) A certificate of registration issued under this section must:**
  - 22           **(1) be pocket size;**
  - 23           **(2) accompany the off-road vehicle or snowmobile; and**
  - 24           **(3) be made available for inspection upon demand by a police**
  - 25           **officer.**
- 26           **Sec. 5. Registration under this chapter does not relieve the**
- 27           **owner of an off-road vehicle from any requirement to obtain a**
- 28           **certificate of title for the off-road vehicle under IC 9-17-2.**
- 29           **Sec. 6. (a) The bureau may adopt rules under IC 4-22-2**
- 30           **concerning the size and placement of registration decals on**
- 31           **off-road vehicles and snowmobiles other than as set forth in section**
- 32           **7 of this chapter.**
- 33           **(b) An initial certificate of registration issued under this chapter**
- 34           **or a renewal of a certificate of registration issued under this**
- 35           **chapter expires three (3) years after the date on which it was issued**
- 36           **unless the certificate is canceled.**
- 37           **(c) The bureau shall prescribe the form of the certificate of**
- 38           **registration and the form of the application for the certificate of**
- 39           **registration for purposes of this chapter.**
- 40           **Sec. 7. (a) The owner of an off-road vehicle or snowmobile shall**
- 41           **attach the registration decals issued under section 4 of this chapter**
- 42           **on the forward half of the off-road vehicle or snowmobile. All**

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1        **decals shall be maintained in a legible condition and displayed only**  
2        **for the period for which the registration is valid.**

3        **(b) If a registration decal is lost or destroyed, the owner may**  
4        **apply for a duplicate registration decal. An application submitted**  
5        **under this subsection must be accompanied by the fee set forth in**  
6        **IC 9-29-5-44(d) for each decal. Upon receipt of a proper**  
7        **application and the required fee, the bureau shall issue a duplicate**  
8        **registration decal to the owner.**

9        **Sec. 8. The owner of an off-road vehicle or snowmobile that**  
10       **must be registered under this chapter must, within thirty-one (31)**  
11       **days after acquiring the vehicle, make application to the bureau for**  
12       **a certificate of registration to be issued for the off-road vehicle or**  
13       **snowmobile and pay the fee set forth in IC 9-29-5-44(b). Upon**  
14       **receipt of the application and fee, the bureau shall issue a**  
15       **certificate of registration to the owner. Unless the application is**  
16       **made and the fee paid within thirty-one (31) days after the owner**  
17       **acquires it, the off-road vehicle or snowmobile is considered to be**  
18       **without a certificate of registration and a person may not operate**  
19       **the off-road vehicle or snowmobile until a certificate of registration**  
20       **is issued for it.**

21       **Sec. 9. The transferee of an off-road vehicle or snowmobile**  
22       **registered under this chapter or under IC 14-16 must, within**  
23       **thirty-one (31) days after acquiring the vehicle, make application**  
24       **to the bureau for the transfer to the transferee of the certificate of**  
25       **registration issued for the off-road vehicle or snowmobile. The**  
26       **transferee must provide the transferee's name and address and the**  
27       **registration number of the off-road vehicle or snowmobile and**  
28       **must pay the fee set forth in IC 9-29-5-44(e). Upon receipt of the**  
29       **application and fee, the bureau shall transfer the certificate of**  
30       **registration issued for the off-road vehicle or snowmobile to the**  
31       **transferee. Unless the application is made and the fee paid within**  
32       **thirty-one (31) days after the transferee acquires it, the off-road**  
33       **vehicle or snowmobile is considered to be without a certificate of**  
34       **registration and a person may not operate the off-road vehicle or**  
35       **snowmobile until a certificate of registration is issued for it.**

36       **Sec. 10. (a) If a certificate of registration is lost, mutilated, or**  
37       **becomes illegible, the owner of the off-road vehicle or snowmobile**  
38       **may obtain a duplicate of the certificate upon application and**  
39       **payment of the fee set forth in IC 9-29-5-44(f).**

40       **(b) If any of the information on a certificate of registration**  
41       **changes, the owner of the off-road vehicle or snowmobile shall**  
42       **obtain an amended certificate of registration from the bureau**

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1 bearing the amended information upon application and payment  
2 of the fee set forth in IC 9-29-5-44(f).

3 Sec. 11. (a) A dealer or manufacturer may obtain certificates of  
4 registration for use in the testing or demonstrating of off-road  
5 vehicles or snowmobiles upon the following:

6 (1) Application to the bureau on forms provided by the  
7 bureau.

8 (2) Payment of the fee set forth in IC 9-29-5-44(g) for each of  
9 the first two (2) registration certificates. Additional  
10 certificates that the dealer requires may be issued for the fee  
11 set forth in IC 9-29-5-44(h).

12 (b) A dealer or manufacturer may use a certificate issued under  
13 this section only in the testing or demonstrating of off-road vehicles  
14 and snowmobiles by temporarily placing the numbers of the  
15 certificate on the off-road vehicle or snowmobile being tested or  
16 demonstrated. A certificate issued under this section may be used  
17 on only one (1) off-road vehicle or snowmobile at any given time.  
18 The temporary placement of numbers must conform to the  
19 requirements of this chapter or rules adopted under this chapter.

20 (c) A certificate of registration issued under this section is valid  
21 as determined by the bureau.

22 Sec. 12. (a) A manufacturer of an off-road vehicle or  
23 snowmobile shall stamp an identifying vehicle number into the  
24 frame of the off-road vehicle or snowmobile.

25 (b) The vehicle number shall be stamped where the number may  
26 be easily seen with a minimum of physical effort.

27 (c) Upon request, a manufacturer shall furnish information as  
28 to the location of vehicle numbers on off-road vehicles and  
29 snowmobiles the manufacturer produces to a police officer or the  
30 bureau.

31 (d) A person may not possess an off-road vehicle or snowmobile  
32 with an altered, defaced, or obliterated vehicle number.

33 Sec. 13. Records of the bureau made or kept under this chapter  
34 are public records except as otherwise provided.

35 Sec. 14. (a) All police officers in Indiana shall enforce this  
36 chapter.

37 (b) The attorney general and prosecuting attorneys have  
38 concurrent power to approve, file, and initiate an enforcement  
39 action through the filing of an affidavit charging a violation of this  
40 chapter.

41 Sec. 15. The bureau may adopt rules under IC 4-22-2 necessary  
42 to carry out this chapter.

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1       **Sec. 16. (a) Except as provided in subsection (b), a person that**  
2 **violates this chapter commits a Class C infraction.**

3       **(b) A person that violates section 12(d) of this chapter commits**  
4 **a Class B misdemeanor.**

5       SECTION 14. IC 9-19-1-1, AS AMENDED BY P.L.182-2009(ss),  
6 SECTION 289, IS AMENDED TO READ AS FOLLOWS  
7 [EFFECTIVE JULY 1, 2013]: Sec. 1. (a) Except as provided in  
8 subsection (b) and as otherwise provided in this chapter, this article  
9 does not apply to the following with respect to equipment on vehicles:

- 10       (1) Implements of agriculture designed to be operated primarily
- 11       in a farm field or on farm premises.
- 12       (2) Road machinery.
- 13       (3) Road rollers.
- 14       (4) Farm tractors.
- 15       (5) Vehicle chassis that:
  - 16           (A) are a part of a vehicle manufacturer's work in process; and
  - 17           (B) are driven under this subdivision only for a distance of less
  - 18           than one (1) mile.
- 19       (6) Golf carts **and off-road vehicles** when operated in accordance
- 20       with an ordinance adopted under IC 9-21-1-3(a)(14) or
- 21       IC 9-21-1-3.3(a).

22       (b) A farm type dry or liquid fertilizer tank trailer or spreader that  
23 is drawn or towed on a highway by a motor vehicle other than a farm  
24 tractor at a speed greater than thirty (30) miles per hour is considered  
25 a trailer for equipment requirement purposes and all equipment  
26 requirements concerning trailers apply.

27       SECTION 15. IC 9-21-1-3, AS AMENDED BY P.L.182-2009(ss),  
28 SECTION 291, IS AMENDED TO READ AS FOLLOWS  
29 [EFFECTIVE JULY 1, 2013]: Sec. 3. (a) A local authority, with respect  
30 to private roads and highways under the authority's jurisdiction, in  
31 accordance with sections 2 and 3.3(a) of this chapter, and within the  
32 reasonable exercise of the police power, may do the following:

- 33       (1) Regulate the standing or parking of vehicles.
- 34       (2) Regulate traffic by means of police officers or traffic control
- 35       signals.
- 36       (3) Regulate or prohibit processions or assemblages on the
- 37       highways.
- 38       (4) Designate a highway as a one-way highway and require that
- 39       all vehicles operated on the highway be moved in one (1) specific
- 40       direction.
- 41       (5) Regulate the speed of vehicles in public parks.
- 42       (6) Designate a highway as a through highway and require that all

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- 1 vehicles stop before entering or crossing the highway.
- 2 (7) Designate an intersection as a stop intersection and require all
- 3 vehicles to stop at one (1) or more entrances to the intersection.
- 4 (8) Restrict the use of highways as authorized in IC 9-21-4-7.
- 5 (9) Regulate the operation of bicycles and require the registration
- 6 and licensing of bicycles, including the requirement of a
- 7 registration fee.
- 8 (10) Regulate or prohibit the turning of vehicles at intersections.
- 9 (11) Alter the prima facie speed limits authorized under
- 10 IC 9-21-5.
- 11 (12) Adopt other traffic regulations specifically authorized by this
- 12 article.
- 13 (13) Adopt traffic regulations governing traffic control on public
- 14 school grounds when requested by the governing body of the
- 15 school corporations.
- 16 (14) Regulate or prohibit the operation of low speed vehicles, ~~or~~
- 17 golf carts, **or off-road vehicles** on highways in accordance with
- 18 section 3.3(a) of this chapter.
- 19 (b) An ordinance or regulation adopted under subsection (a)(4),
- 20 (a)(5), (a)(6), (a)(7), (a)(8), (a)(10), (a)(11), (a)(12), (a)(13), or (a)(14),
- 21 is effective when signs giving notice of the local traffic regulations are
- 22 posted upon or at the entrances to the highway or part of the highway
- 23 that is affected.
- 24 SECTION 16. IC 9-21-1-3.3, AS AMENDED BY P.L.60-2012,
- 25 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 26 JULY 1, 2013]: Sec. 3.3. (a) A city, county, or town may adopt by
- 27 ordinance traffic regulations concerning the use of golf carts **or**
- 28 **off-road vehicles, or both** on a highway under the jurisdiction of the
- 29 city, county, or town. An ordinance adopted under this subsection may
- 30 not:
- 31 (1) conflict with or duplicate another state law; or
- 32 (2) conflict with a driver's licensing requirement of another
- 33 provision of the Indiana Code.
- 34 (b) A fine assessed for a violation of a traffic ordinance adopted by
- 35 a city, county, or town under this section shall be deposited into the
- 36 general fund of the city, county, or town.
- 37 (c) Notwithstanding subsection (a), an ordinance adopted by a
- 38 county under this section:
- 39 (1) may allow an operator of a golf cart **or off-road vehicle** to
- 40 cross a highway in the state highway system, at right angles, in
- 41 order to travel from one (1) highway under the jurisdiction of the
- 42 county to another highway under the jurisdiction of the county

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1 when the operation can be done safely; and  
2 (2) must set a limit as to the number of passengers (other than the  
3 operator) that may be permitted on a golf cart **or off-road**  
4 **vehicle.**

5 (d) A violation of an ordinance adopted under this section that is  
6 committed on a state highway by the operator of a golf cart **or off-road**  
7 **vehicle** is considered to be an ordinance violation.

8 SECTION 17. IC 9-21-8-57, AS ADDED BY P.L.182-2009(ss),  
9 SECTION 293, IS AMENDED TO READ AS FOLLOWS  
10 [EFFECTIVE JULY 1, 2013]: Sec. 57. A golf cart **or off-road vehicle**  
11 may not be operated on a highway except in accordance with:

12 (1) an ordinance adopted under IC 9-21-1-3(a)(14) and  
13 IC 9-21-1-3.3(a) authorizing the operation of a golf cart **or an**  
14 **off-road vehicle** on the highway; **or**

15 (2) **IC 14-16-1-20 authorizing an off-road vehicle to operate**  
16 **on a highway.**

17 SECTION 18. IC 9-21-9-0.5, AS AMENDED BY P.L.60-2012,  
18 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
19 JULY 1, 2013]: Sec. 0.5. (a) This chapter does not apply to the  
20 following:

- 21 (1) An electric personal assistive mobility device.
- 22 (2) A low speed vehicle.
- 23 (3) Except as provided in subsection (b), a golf cart **or off-road**  
24 **vehicle.**

25 (b) An ordinance adopted in accordance with IC 9-21-1-3(a)(14) or  
26 IC 9-21-1-3.3(a) may require a golf cart **or off-road vehicle** to display  
27 a slow moving vehicle emblem in accordance with section 3 of this  
28 chapter or a red or amber flashing lamp in accordance with section 4  
29 of this chapter. A fine assessed for a violation of an ordinance under  
30 this section shall be deposited in the general fund of the city, county,  
31 or town.

32 SECTION 19. IC 9-22-1-1, AS AMENDED BY P.L.150-2009,  
33 SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
34 JULY 1, 2013]: Sec. 1. This chapter does not apply to the following:

- 35 (1) A vehicle in operable condition specifically adapted or  
36 constructed for operation on privately owned raceways.
- 37 (2) A vehicle stored as the property of a member of the armed  
38 forces of the United States who is on active duty assignment.
- 39 (3) A vehicle located on a vehicle sale lot.
- 40 (4) A vehicle located upon property licensed or zoned as an  
41 automobile scrapyard.
- 42 (5) A vehicle registered and licensed under IC 9-18-12 as an

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antique vehicle.

(6) A golf cart.

**(7) An off-road vehicle.**

SECTION 20. IC 9-22-3-0.5, AS AMENDED BY P.L.150-2009, SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 0.5. For purposes of this chapter, "motor vehicle" does not include:

(1) an off-road vehicle; ~~or~~

(2) a golf cart; **or**

**(3) a snowmobile.**

SECTION 21. IC 9-24-1-7, AS AMENDED BY P.L.125-2012, SECTION 165, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 7. (a) Sections 1 through 5 of this chapter do not apply to the following individuals:

(1) An individual in the service of the armed forces of the United States while operating an official motor vehicle in that service.

(2) An individual while operating:

(A) a road roller;

(B) road construction or maintenance machinery, except where the road roller or machinery is required to be registered under Indiana law;

(C) a ditch digging apparatus;

(D) a well drilling apparatus;

(E) a concrete mixer; or

(F) a farm tractor, a farm wagon (as defined in IC 9-13-2-60(a)(2)), or an implement of agriculture designed to be operated primarily in a farm field or on farm premises; that is being temporarily drawn, moved, or propelled on a public highway. However, to operate a farm wagon (as defined in IC 9-13-2-60(a)(2)) on a highway, an individual must be at least fifteen (15) years of age.

(3) A nonresident who:

(A) is at least sixteen (16) years and one (1) month of age;

(B) has in the nonresident's immediate possession a valid driver's license that was issued to the nonresident in the nonresident's home state or country; and

(C) is lawfully admitted into the United States;

while operating a motor vehicle upon a public highway only as an operator.

(4) A nonresident who:

(A) is at least eighteen (18) years of age;

(B) has in the nonresident's immediate possession a valid

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1 chauffeur's license that was issued to the nonresident in the  
2 nonresident's home state or country; and  
3 (C) is lawfully admitted into the United States;  
4 while operating a motor vehicle upon a public highway, either as  
5 an operator or a chauffeur.

6 (5) A nonresident who:  
7 (A) is at least eighteen (18) years of age; and  
8 (B) has in the nonresident's immediate possession a valid  
9 license issued by the nonresident's home state for the operation  
10 of any motor vehicle upon a public highway when in use as a  
11 public passenger carrying vehicle;  
12 while operating a motor vehicle upon a public highway, either as  
13 an operator or a public passenger chauffeur.

14 (6) An individual who is legally licensed to operate a motor  
15 vehicle in the state of the individual's residence and who is  
16 employed in Indiana, subject to the restrictions imposed by the  
17 state of the individual's residence.

18 (7) A new resident of Indiana who possesses a valid, unrestricted  
19 driver's license issued by the resident's former state of residence,  
20 for a period of sixty (60) days after becoming a resident of  
21 Indiana.

22 (8) An individual who is an engineer, a conductor, a brakeman, or  
23 another member of the crew of a locomotive or a train that is  
24 being operated upon rails, including the operation of the  
25 locomotive or the train on a crossing over a street or a highway.  
26 An individual described in this subdivision is not required to  
27 display a license to a law enforcement officer in connection with  
28 the operation of a locomotive or a train in Indiana.

29 (b) An ordinance adopted under IC 9-21-1-3(a)(14) or  
30 IC 9-21-1-3.3(a) must require that an individual who operates a golf  
31 cart **or off-road vehicle** in the city, county, or town hold a driver's  
32 license.

33 SECTION 22. IC 9-25-1-7 IS ADDED TO THE INDIANA CODE  
34 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
35 1, 2013]: **Sec. 7. This article does not apply to off-road vehicles or  
36 snowmobiles.**

37 SECTION 23. IC 9-25-4-1, AS AMENDED BY P.L.125-2012,  
38 SECTION 244, IS AMENDED TO READ AS FOLLOWS  
39 [EFFECTIVE JULY 1, 2013]: Sec. 1. (a) This section does not apply  
40 to:

- 41 (1) an electric personal assistive mobility device;
- 42 (2) an off-road vehicle; or

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**(3) a snowmobile.**  
(b) A person may not:  
(1) register a motor vehicle; or  
(2) operate a motor vehicle on a public highway;  
in Indiana if financial responsibility is not in effect with respect to the  
motor vehicle under section 4 of this chapter, or the person is not  
otherwise insured in order to operate the motor vehicle.

(c) A person who violates this section is subject to the suspension  
of the person's current driving privileges or motor vehicle registration,  
or both, under this article.

SECTION 24. IC 9-26-1-0.3 IS ADDED TO THE INDIANA CODE  
AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY  
1, 2013]: **Sec. 0.3. Except as provided in section 0.5 of this chapter,  
this article does not apply to off-road vehicles or snowmobiles,  
which are subject to IC 14-16-1-24 and IC 14-16-1-26.**

SECTION 25. IC 9-26-6-0.5, AS ADDED BY P.L.150-2009,  
SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
JULY 1, 2013]: Sec. 0.5. Section 1 of this chapter applies to a person  
removing a wrecked or damaged golf cart **or off-road vehicle** from a  
street or highway.

SECTION 26. IC 9-29-1-2, AS AMENDED BY P.L.109-2011,  
SECTION 29, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
JULY 1, 2013]: 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,  
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 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 (excluding fees under IC 9-29-5-44)
- IC 9-29-9-1
- IC 9-29-9-2
- IC 9-29-9-3
- IC 9-29-9-4

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

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

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

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

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

26 SECTION 27. IC 9-29-1-4 IS AMENDED TO READ AS  
 27 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 4. (a) A public service  
 28 fee of twenty-five cents (\$0.25) is imposed. The public service fee shall  
 29 be collected in addition to all registration fees collected under IC 9-18,  
 30 **excluding fees under IC 9-18-2.5.**

31 (b) Money collected under subsection (a) shall be deposited in the  
 32 state police building account. Money in the account:

- 33 (1) does not revert to the state general fund or the motor vehicle
- 34 highway account, except as provided under subsection (c); and
- 35 (2) shall be expended for the following:
  - 36 (A) The construction, maintenance, leasing, and equipping of
  - 37 state police facilities.
  - 38 (B) Other projects provided for by law.

39 (c) At the end of each state fiscal year, the auditor of state shall  
 40 transfer to the state general fund the balance in the state police building  
 41 account that is in excess of appropriations made for the construction,  
 42 maintenance, leasing, or equipping of state police facilities and other

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projects provided for by law.

(d) Transfers under subsection (c) shall be made until one million five hundred thousand dollars (\$1,500,000) has been transferred to the state general fund.

SECTION 28. IC 9-29-5-43, AS AMENDED BY P.L.93-2010, SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 43. (a) Except as otherwise provided by this chapter, subsection (b), subsection (c), **subsection (d)**, and IC 9-29-1-2, registration fees collected under this chapter shall be paid into the state general fund for credit to the motor vehicle highway account.

(b) Fees collected under this chapter for license plates issued under IC 9-18-26 by the secretary of state shall be deposited as follows:

- (1) Thirty percent (30%) to the dealer compliance account established by IC 9-23-2-18.
- (2) Seventy percent (70%) to the motor vehicle highway account.

(c) Notwithstanding subsection (b), fees collected under this chapter for interim license plates issued under IC 9-18-26-10 by the secretary of state shall be deposited as follows:

- (1) Ninety percent (90%) to the dealer compliance account established by IC 9-23-2-18.
- (2) Ten percent (10%) to the motor vehicle highway account.

**(d) Fees collected for the registration of off-road vehicles and snowmobiles under IC 9-18-2.5 and collected as set forth in section 44 of this chapter shall be deposited in the off-road vehicle and snowmobile fund established under IC 14-16-1-30.**

SECTION 29. IC 9-29-5-44 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: **Sec. 44. (a) The fees in this section are applicable after December 31, 2013.**

**(b) The fee for the registration of an off-road vehicle or snowmobile under IC 9-18-2.5-4(a)(5) or IC 9-18-2.5-8 is thirty dollars (\$30).**

**(c) The fee for renewal of the registration of an off-road vehicle or snowmobile under IC 9-18-2.5-4(a) and IC 9-18-2.5-6(b) is thirty dollars (\$30).**

**(d) The fee for a replacement decal requested under IC 9-18-2.5-7(b) is six dollars (\$6).**

**(e) The fee for a transfer of registration under IC 9-18-2.5-9 is thirty dollars (\$30).**

**(f) The fee for a duplicate or amended certificate of registration under IC 9-18-2.5-10 is fifteen dollars (\$15).**

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1 (g) The fee for each of the first two (2) registration certificates  
2 requested by a manufacturer or dealer under IC 9-18-2.5-11(a) is  
3 thirty dollars (\$30).

4 (h) The fee for each registration requested by a manufacturer  
5 or dealer under IC 9-18-2.5-11(a) that is subsequent to a  
6 registration set forth in subsection (g) is thirty dollars (\$30).

7 (i) The fee for a registration of an off-road vehicle or  
8 snowmobile after thirty-one (31) days of purchase or transfer is  
9 five dollars (\$5), in addition to the fee set forth in subsection (b) or  
10 (e).

11 (j) The fees collected under this section shall be deposited in the  
12 off-road vehicle and snowmobile fund established by IC 14-16-1-30.

13 SECTION 30. IC 14-16-1-1.8, AS ADDED BY P.L.86-2010,  
14 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
15 JULY 1, 2013]: Sec. 1.8. (a) This section expires January 1, 2017.

16 (b) As used in this chapter, "collector snowmobile" means a  
17 snowmobile that is:

- 18 (1) at least twenty-five (25) years old; and
- 19 (2) owned and operated as a collector snowmobile for
- 20 participation in special events of limited duration, including races,
- 21 parades, and other group events.

22 SECTION 31. IC 14-16-1-8, AS AMENDED BY P.L.25-2011,  
23 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
24 JULY 1, 2013]: Sec. 8. (a) Except as otherwise provided, the following  
25 may not be operated on public property unless registered:

- 26 (1) An off-road vehicle.
- 27 (2) A snowmobile (including a collector snowmobile).

28 (b) Except as provided under subsection (c), the following must be  
29 registered under this chapter:

- 30 (1) A vehicle that is purchased after December 31, 2003.
- 31 (2) A collector snowmobile.

32 (c) Registration is not required for the following vehicles:

- 33 (1) An off-road vehicle that is exclusively operated in a special
- 34 event of limited duration that is conducted according to a
- 35 prearranged schedule under a permit from the governmental unit
- 36 having jurisdiction.
- 37 (2) A vehicle being operated by a nonresident of Indiana as
- 38 authorized under section 19 of this chapter.
- 39 (3) A vehicle being operated for purposes of testing or
- 40 demonstration with temporary placement of numbers as set forth
- 41 in section 16 of this chapter.
- 42 (4) A vehicle the operator of which has in the operator's

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1 possession a bill of sale from a dealer or private individual that  
2 includes the following:

3 (A) The purchaser's name and address.

4 (B) A date of purchase that is not more than thirty-one (31)  
5 days preceding the date that the operator is required to show  
6 the bill of sale.

7 (C) The make, model, and vehicle number of the vehicle  
8 provided by the manufacturer as required by section 13 of this  
9 chapter.

10 (5) A vehicle that is owned or leased and used for official  
11 business by:

12 (A) the state;

13 (B) a municipal corporation (as defined in IC 36-1-2-10); or

14 (C) a volunteer fire department (as defined in IC 36-8-12-2).

15 **(d) This section expires January 1, 2017.**

16 SECTION 32. IC 14-16-1-9, AS AMENDED BY P.L.25-2011,  
17 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
18 JULY 1, 2013]: Sec. 9. (a) The owner of each vehicle required to be  
19 registered under this chapter must do the following every three (3)  
20 years:

21 (1) File an application for registration with the department on  
22 forms provided by the department.

23 (2) Sign the application.

24 (3) If the off-road vehicle is purchased after December 31, 2003,  
25 include a copy of:

26 (A) the bill of sale; or

27 (B) the certificate of title;

28 for the off-road vehicle.

29 (4) Include a signed affidavit in which the applicant swears or  
30 affirms that the information set forth in the application by the  
31 applicant is correct.

32 (5) Pay a fee of thirty dollars (\$30).

33 (b) Upon receipt of an application in approved form, the department  
34 shall enter the application upon the department's records and issue to  
35 the applicant the following:

36 (1) A certificate of registration containing the following:

37 (A) The number awarded to the vehicle.

38 (B) The name and address of the owner.

39 (C) Other information that the department considers necessary.

40 (2) Two (2) decals indicating the vehicle's registration number  
41 and the year in which the registration will expire that must be  
42 attached to the vehicle as provided in section 11.5 of this chapter.

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- 1 (c) A certificate of registration must:
- 2 (1) be pocket size;
- 3 (2) accompany the vehicle; and
- 4 (3) be made available for inspection upon demand by a law
- 5 enforcement officer.

6 **(d) When the registration under this chapter of an off-road**  
 7 **vehicle or snowmobile expires after December 31, 2013, the owner**  
 8 **of the vehicle must register the off-road vehicle or snowmobile**  
 9 **under IC 9-18-2.5.**

10 **(e) This section expires January 1, 2017.**

11 SECTION 33. IC 14-16-1-9.5, AS ADDED BY P.L.219-2005,  
 12 SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 13 JULY 1, 2013]: Sec. 9.5. **(a) This section expires January 1, 2017.**

14 **(b)** Registration under this chapter does not relieve an owner of an  
 15 off-road vehicle from any requirement to obtain a certificate of title for  
 16 the off-road vehicle under IC 9-17-2.

17 SECTION 34. IC 14-16-1-10 IS AMENDED TO READ AS  
 18 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 10. **(a)** The revenues  
 19 obtained under this chapter shall be deposited into the off-road vehicle  
 20 and snowmobile fund under IC 14-16-1-30.

21 **(b) This section expires January 1, 2017.**

22 SECTION 35. IC 14-16-1-11 IS AMENDED TO READ AS  
 23 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 11. (a) The department  
 24 may adopt rules for the size and placement of registration decals upon  
 25 vehicles.

26 (b) Not earlier than ninety (90) days before the expiration date of a  
 27 certificate, a registration renewal decal or other device may be issued  
 28 indicating that the certificate of registration is in full force and effect.  
 29 The department shall adopt rules under IC 4-22-2 prescribing the  
 30 display of the decal or other device.

31 (c) An initial certificate of registration and a renewal of a certificate  
 32 awarded under this chapter expires three (3) years from the date of  
 33 purchase of the certificate unless the certificate is canceled.

- 34 (d) The department may:
- 35 (1) award a certificate of number directly; or
- 36 (2) authorize a person to act as the department's agent for the
- 37 awarding.

38 **(e) This section expires January 1, 2017.**

39 SECTION 36. IC 14-16-1-11.5 IS AMENDED TO READ AS  
 40 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 11.5. (a) The owner of  
 41 a vehicle shall attach the decals issued under section 9 of this chapter  
 42 on the forward half of the vehicle. All decals shall be maintained in a

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1 legible condition and displayed only for the period for which the  
2 registration is valid.

3 (b) If a registration decal is lost or destroyed, the owner may apply  
4 for a duplicate on forms provided by the department. An application  
5 submitted under this subsection must be accompanied by a fee  
6 established by the department for each decal. Upon receipt of a proper  
7 application and the required fee, the department shall issue a duplicate  
8 registration decal to the owner.

9 **(c) This section expires January 1, 2017.**

10 SECTION 37. IC 14-16-1-13 IS AMENDED TO READ AS  
11 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 13. **(a) This section  
12 expires January 1, 2017.**

13 **(b)** A manufacturer of a vehicle shall stamp into the frame of the  
14 vehicle the vehicle number, which is an identifying number unique to  
15 the vehicle. The number shall be stamped where the number is easily  
16 visible with a minimum of physical effort. A manufacturer shall furnish  
17 to a requesting police agency or the department information as to the  
18 location of vehicle numbers on vehicles the manufacturer produces.  
19 The vehicle number shall be printed on the registration certificate  
20 issued by the department to the vehicle owner.

21 SECTION 38. IC 14-16-1-14, AS AMENDED BY P.L.246-2005,  
22 SECTION 117, IS AMENDED TO READ AS FOLLOWS  
23 [EFFECTIVE JULY 1, 2013]: Sec. 14. (a) The owner of a vehicle  
24 required to be registered under this chapter shall notify the department  
25 within fifteen (15) days if any of the following conditions exist:

- 26 (1) The vehicle is destroyed or abandoned.  
27 (2) The vehicle is sold or an interest in the vehicle is transferred  
28 wholly or in part to another person.  
29 (3) The owner's address no longer conforms to the address  
30 appearing on the certificate of registration.

31 (b) The notice must consist of a surrender of the certificate of  
32 registration on which the proper information shall be noted on a place  
33 to be provided.

34 (c) If the surrender of the certificate is required because the vehicle  
35 is destroyed or abandoned, the department shall cancel the certificate  
36 and enter that fact in the records. The number then may be reassigned.

37 (d) If the surrender is required because of a change of address on the  
38 part of the owner, the department shall record the new address. Upon  
39 payment of a fee established by the commission, a certificate of  
40 registration bearing the new information shall be returned to the owner.

41 (e) The transferee of a vehicle registered under this chapter shall,  
42 within fifteen (15) days after acquiring the vehicle, make application

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1 to the department for transfer to the transferee of the certificate of  
 2 registration issued to the vehicle. The transferee shall provide the  
 3 transferee's name and address and the number of the vehicle and pay  
 4 to the department a fee established by the department. Upon receipt of  
 5 the application and fee, the department shall transfer the certificate of  
 6 registration issued for the vehicle to the new owner. Unless the  
 7 application is made and the fee paid within fifteen (15) days, the  
 8 vehicle is considered to be without a certificate of registration and a  
 9 person may not operate the vehicle until a certificate is issued.

10 **(f) This section expires January 1, 2017.**

11 SECTION 39. IC 14-16-1-15, AS AMENDED BY P.L.246-2005,  
 12 SECTION 118, IS AMENDED TO READ AS FOLLOWS  
 13 [EFFECTIVE JULY 1, 2013]: Sec. 15. **(a) This section expires**  
 14 **January 1, 2017.**

15 **(b)** If a certificate of registration is lost, mutilated, or illegible, the  
 16 owner of the vehicle may obtain a duplicate of the certificate upon  
 17 application and payment of a fee established by the commission.

18 SECTION 40. IC 14-16-1-16, AS AMENDED BY P.L.246-2005,  
 19 SECTION 119, IS AMENDED TO READ AS FOLLOWS  
 20 [EFFECTIVE JULY 1, 2013]: Sec. 16. (a) A dealer or manufacturer  
 21 may obtain certificates of registration for use in the testing or  
 22 demonstrating of vehicles upon the following:

23 (1) Application to the department upon forms provided by the  
 24 department.

25 (2) Payment of a fee established by the department for each of the  
 26 first two (2) registration certificates. Additional certificates that  
 27 the dealer requires may be issued for a fee established by the  
 28 commission.

29 **(b)** An applicant may use a certificate issued under this section only  
 30 in the testing or demonstrating of vehicles by temporary placement of  
 31 the numbers on the vehicle being tested or demonstrated. A certificate  
 32 issued under this section may be used on only one (1) vehicle at any  
 33 given time. The temporary placement of numbers must conform to the  
 34 requirements of this chapter or rules adopted under this chapter.

35 **(c)** A certificate issued under this section is valid for three (3) years.

36 **(d) This section expires January 1, 2017.**

37 SECTION 41. IC 14-16-1-17 IS AMENDED TO READ AS  
 38 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 17. **(a) This section**  
 39 **expires January 1, 2014.**

40 **(b)** A person may not possess a vehicle with an altered, defaced, or  
 41 obliterated vehicle number.

42 SECTION 42. IC 14-16-1-20 IS AMENDED TO READ AS

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1 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 20. (a) **Except as**  
2 **provided in IC 9-21-1-3(a)(14) and IC 9-21-1-3.3**, an individual may  
3 not operate a vehicle required to be registered under this chapter **or**  
4 **under IC 9-18-2.5** upon a public highway, street, or rights-of-way  
5 thereof or on a public or private parking lot not specifically designated  
6 for the use of vehicles, except under the following conditions:

7 (1) A vehicle may be operated on the public right-of-way adjacent  
8 to the traveled part of the public highway, except a limited access  
9 highway, if there is sufficient width to operate at a reasonable  
10 distance off and away from the traveled part and in a manner so  
11 as not to endanger life or property.

12 (2) The operator of a vehicle may cross a public highway, other  
13 than a limited access highway, at right angles for the purpose of  
14 getting from one (1) area to another when the operation can be  
15 done in safety. The operator shall bring the vehicle to a complete  
16 stop before proceeding across a public highway and shall yield the  
17 right-of-way to all traffic.

18 (3) Notwithstanding this section, a vehicle may be operated on a  
19 highway in a county road system outside the corporate limits of a  
20 city or town if the highway is designated for this purpose by the  
21 county highway department having jurisdiction.

22 (4) A law enforcement officer of a city, town, or county or the  
23 state may authorize use of a vehicle on the public highways,  
24 streets, and rights-of-way within the officer's jurisdiction during  
25 emergencies when conventional motor vehicles cannot be used  
26 for transportation due to snow or other extreme highway  
27 conditions.

28 (5) A vehicle may be operated on a street or highway for a special  
29 event of limited duration conducted according to a prearranged  
30 schedule only under permit from the governmental unit having  
31 jurisdiction. The event may be conducted on the frozen surface of  
32 public waters only under permit from the department.

33 (b) An individual less than fourteen (14) years of age may not  
34 operate a vehicle without immediate supervision of an individual at  
35 least eighteen (18) years of age, except on land owned or under the  
36 control of the individual or the individual's parent or legal guardian.

37 (c) An individual may not operate a vehicle on a public highway  
38 without a valid motor vehicle driver's license.

39 (d) A vehicle may not be used to hunt, pursue, worry, or kill a wild  
40 bird or a domestic or wild animal.

41 SECTION 43. IC 14-16-1-26 IS AMENDED TO READ AS  
42 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 26. (a) **This subsection**

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1 **expires January 1, 2014.** The department shall do the following:  
2 (1) Prescribe the form of accident reports and registration  
3 certificates and the form of application for the certificates.  
4 (2) Conduct a campaign of education with respect to safety in the  
5 operation of vehicles in connection with the use and enjoyment of  
6 the public and private land of Indiana and with respect to Indiana  
7 laws relating to vehicles.  
8 (3) Construct and maintain vehicle trails on public and private  
9 land consistent with the intent of this chapter.  
10 (b) Notwithstanding any other law, the department may purchase  
11 land for off-road vehicle and snowmobile trails only from a willing  
12 seller of the land.  
13 (c) **This subsection applies after December 31, 2013. The**  
14 **department shall do the following:**  
15 (1) **Prescribe the form of accident reports.**  
16 (2) **Conduct a campaign of education with respect to safety in**  
17 **the operation of vehicles in connection with the use and**  
18 **enjoyment of the public and private land of Indiana and with**  
19 **respect to Indiana laws relating to vehicles.**  
20 (3) **Construct and maintain off-road vehicle trails on public**  
21 **and private land consistent with the intent of this chapter.**  
22 SECTION 44. IC 14-16-1-30, AS AMENDED BY P.L.25-2011,  
23 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
24 JULY 1, 2013]: Sec. 30. (a) As used in this section, "fund" refers to the  
25 off-road vehicle and snowmobile fund established by subsection (b).  
26 (b) The off-road vehicle and snowmobile fund is established. The  
27 fund shall be administered by the department.  
28 (c) The fund consists of the revenues obtained under this chapter  
29 **and IC 9-18-2.5**, appropriations, and donations. Money in the fund  
30 shall be used for the following purposes:  
31 (1) Enforcement and administration of this chapter.  
32 (2) Constructing and maintaining off-road vehicle trails.  
33 (3) Constructing and maintaining snowmobile trails.  
34 (4) Paying the operational expenses of properties:  
35 (A) that are managed by the department; and  
36 (B) on which are located off-road vehicle or snowmobile trails.  
37 (5) **Costs incurred by the bureau of motor vehicles to operate**  
38 **and maintain the off-road vehicle and snowmobile**  
39 **registration program established under IC 9-18-2.5.**  
40 (d) The treasurer of state shall invest the money in the fund not  
41 currently needed to meet the obligations of the fund in the same  
42 manner as other public money may be invested.

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1 (e) Money in the fund at the end of the state fiscal year does not  
2 revert to the state general fund.

3 SECTION 45. IC 35-51-9-1, AS AMENDED BY P.L.125-2012,  
4 SECTION 417, IS AMENDED TO READ AS FOLLOWS  
5 [EFFECTIVE JULY 1, 2013]: Sec. 1. The following statutes define  
6 crimes in IC 9:

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

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

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

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

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

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

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

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

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

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

21 **IC 9-18-2.5-16 (Concerning off-road vehicles and  
22 snowmobiles).**

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

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

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

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

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

33 IC 9-18-8-15 (Concerning motor vehicle registration and license  
34 plates).

35 IC 9-18-13-9 (Concerning motor vehicle registration and license  
36 plates).

37 IC 9-18-22-6 (Concerning motor vehicle registration and license  
38 plates).

39 IC 9-18-26-11 (Concerning motor vehicle registration and license  
40 plates).

41 IC 9-18-26-13 (Concerning motor vehicle registration and license  
42 plates).

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- 1 IC 9-18-27-9 (Concerning motor vehicle registration and license  
2 plates).  
3 IC 9-19-9-5 (Concerning motor vehicle equipment).  
4 IC 9-19-10.5-4 (Concerning motor vehicle equipment).  
5 IC 9-19-10.5-5 (Concerning motor vehicle equipment).  
6 IC 9-20-18-4 (Concerning motor vehicle size and weight  
7 regulation).  
8 IC 9-21-5-13 (Concerning traffic regulation).  
9 IC 9-21-6-3 (Concerning traffic regulation).  
10 IC 9-21-8-50 (Concerning traffic regulation).  
11 IC 9-21-8-52 (Concerning traffic regulation).  
12 IC 9-21-8-55 (Concerning traffic regulation).  
13 IC 9-21-8-56 (Concerning traffic regulation).  
14 IC 9-21-8-58 (Concerning traffic regulation).  
15 IC 9-21-12-9 (Concerning traffic regulation).  
16 IC 9-21-12-11 (Concerning traffic regulation).  
17 IC 9-22-1-21.5 (Concerning liens for vehicles).  
18 IC 9-22-3-31 (Concerning abandoned, salvaged, and scrap  
19 vehicles).  
20 IC 9-22-3-32 (Concerning abandoned, salvaged, and scrap  
21 vehicles).  
22 IC 9-22-3-33 (Concerning abandoned, salvaged, and scrap  
23 vehicles).  
24 IC 9-22-6-3 (Concerning mechanic's liens for vehicles).  
25 IC 9-23-6-1 (Concerning vehicle manufacturers, distributors, and  
26 dealers).  
27 IC 9-24-1-8 (Concerning driver's licenses).  
28 IC 9-24-6-16 (Concerning driver's licenses).  
29 IC 9-24-6-17 (Concerning driver's licenses).  
30 IC 9-24-11-8 (Concerning driver's licenses).  
31 IC 9-24-15-11 (Concerning driver's licenses).  
32 IC 9-24-16-12 (Concerning driver's licenses).  
33 IC 9-24-16-13 (Concerning driver's licenses).  
34 IC 9-24-18-1 (Concerning driver's licenses).  
35 IC 9-24-18-2 (Concerning driver's licenses).  
36 IC 9-24-18-7 (Concerning driver's licenses).  
37 IC 9-24-19-2 (Concerning driver's licenses).  
38 IC 9-24-19-3 (Concerning driver's licenses).  
39 IC 9-24-19-4 (Concerning driver's licenses).  
40 IC 9-25-6-18 (Concerning financial responsibility).  
41 IC 9-25-8-2 (Concerning financial responsibility).  
42 IC 9-26-1-8 (Concerning accidents and accident reports).

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- 1 IC 9-26-1-9 (Concerning accidents and accident reports).
- 2 IC 9-26-6-4 (Concerning accidents and accident reports).
- 3 IC 9-30-4-7 (Concerning licenses and registrations).
- 4 IC 9-30-4-8 (Concerning licenses and registrations).
- 5 IC 9-30-4-13 (Concerning licenses and registrations).
- 6 IC 9-30-5-1 (Concerning operating a vehicle while intoxicated).
- 7 IC 9-30-5-2 (Concerning operating a vehicle while intoxicated).
- 8 IC 9-30-5-3 (Concerning operating a vehicle while intoxicated).
- 9 IC 9-30-5-4 (Concerning operating a vehicle while intoxicated).
- 10 IC 9-30-5-5 (Concerning operating a vehicle while intoxicated).
- 11 IC 9-30-5-7 (Concerning operating a vehicle while intoxicated).
- 12 IC 9-30-5-8 (Concerning operating a vehicle while intoxicated).
- 13 IC 9-30-6-8.7 (Concerning implied consent).
- 14 IC 9-30-9-7.5 (Concerning alcohol abuse deterrent programs).
- 15 IC 9-30-10-16 (Concerning habitual violator of traffic laws).
- 16 IC 9-30-10-17 (Concerning habitual violator of traffic laws).
- 17 IC 9-30-10-17.5 (Concerning habitual violator of traffic laws).
- 18 IC 9-31-2-26 (Concerning watercraft titling and registration).
- 19 IC 9-31-2-27 (Concerning watercraft titling and registration).
- 20 IC 9-31-2-28 (Concerning watercraft titling and registration).

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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. 523, 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 9, line 41, delete "6" and insert "4".

and when so amended that said bill do pass.

(Reference is to SB 523 as introduced.)

WYSS, Chairperson

Committee Vote: Yeas 8, Nays 0.

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 COMMITTEE REPORT

Mr. Speaker: Your Committee on Natural Resources, to which was referred Senate Bill 523, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 12, between lines 4 and 5, begin a new paragraph and insert:

"SECTION 14. IC 9-19-1-1, AS AMENDED BY P.L. 182-2009(ss), SECTION 289, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 1. (a) Except as provided in subsection (b) and as otherwise provided in this chapter, this article does not apply to the following with respect to equipment on vehicles:

- (1) Implements of agriculture designed to be operated primarily in a farm field or on farm premises.
- (2) Road machinery.
- (3) Road rollers.
- (4) Farm tractors.
- (5) Vehicle chassis that:
  - (A) are a part of a vehicle manufacturer's work in process; and
  - (B) are driven under this subdivision only for a distance of less than one (1) mile.
- (6) Golf carts **and off-road vehicles** when operated in accordance with an ordinance adopted under IC 9-21-1-3(a)(14) or IC 9-21-1-3.3(a).

(b) A farm type dry or liquid fertilizer tank trailer or spreader that is drawn or towed on a highway by a motor vehicle other than a farm

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tractor at a speed greater than thirty (30) miles per hour is considered a trailer for equipment requirement purposes and all equipment requirements concerning trailers apply.

SECTION 15. IC 9-21-1-3, AS AMENDED BY P.L.182-2009(ss), SECTION 291, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 3. (a) A local authority, with respect to private roads and highways under the authority's jurisdiction, in accordance with sections 2 and 3.3(a) of this chapter, and within the reasonable exercise of the police power, may do the following:

- (1) Regulate the standing or parking of vehicles.
- (2) Regulate traffic by means of police officers or traffic control signals.
- (3) Regulate or prohibit processions or assemblages on the highways.
- (4) Designate a highway as a one-way highway and require that all vehicles operated on the highway be moved in one (1) specific direction.
- (5) Regulate the speed of vehicles in public parks.
- (6) Designate a highway as a through highway and require that all vehicles stop before entering or crossing the highway.
- (7) Designate an intersection as a stop intersection and require all vehicles to stop at one (1) or more entrances to the intersection.
- (8) Restrict the use of highways as authorized in IC 9-21-4-7.
- (9) Regulate the operation of bicycles and require the registration and licensing of bicycles, including the requirement of a registration fee.
- (10) Regulate or prohibit the turning of vehicles at intersections.
- (11) Alter the prima facie speed limits authorized under IC 9-21-5.
- (12) Adopt other traffic regulations specifically authorized by this article.
- (13) Adopt traffic regulations governing traffic control on public school grounds when requested by the governing body of the school corporations.
- (14) Regulate or prohibit the operation of low speed vehicles, ~~or~~ golf carts, **or off-road vehicles** on highways in accordance with section 3.3(a) of this chapter.

(b) An ordinance or regulation adopted under subsection (a)(4), (a)(5), (a)(6), (a)(7), (a)(8), (a)(10), (a)(11), (a)(12), (a)(13), or (a)(14), is effective when signs giving notice of the local traffic regulations are posted upon or at the entrances to the highway or part of the highway that is affected.

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SECTION 16. IC 9-21-1-3.3, AS AMENDED BY P.L.60-2012, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 3.3. (a) A city, county, or town may adopt by ordinance traffic regulations concerning the use of golf carts **or off-road vehicles, or both** on a highway under the jurisdiction of the city, county, or town. An ordinance adopted under this subsection may not:

- (1) conflict with or duplicate another state law; or
- (2) conflict with a driver's licensing requirement of another provision of the Indiana Code.

(b) A fine assessed for a violation of a traffic ordinance adopted by a city, county, or town under this section shall be deposited into the general fund of the city, county, or town.

(c) Notwithstanding subsection (a), an ordinance adopted by a county under this section:

- (1) may allow an operator of a golf cart **or off-road vehicle** to cross a highway in the state highway system, at right angles, in order to travel from one (1) highway under the jurisdiction of the county to another highway under the jurisdiction of the county when the operation can be done safely; and
- (2) must set a limit as to the number of passengers (other than the operator) that may be permitted on a golf cart **or off-road vehicle**.

(d) A violation of an ordinance adopted under this section that is committed on a state highway by the operator of a golf cart **or off-road vehicle** is considered to be an ordinance violation.

SECTION 17. IC 9-21-8-57, AS ADDED BY P.L.182-2009(ss), SECTION 293, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 57. A golf cart **or off-road vehicle** may not be operated on a highway except in accordance with:

- (1) an ordinance adopted under IC 9-21-1-3(a)(14) and IC 9-21-1-3.3(a) authorizing the operation of a golf cart **or an off-road vehicle** on the highway; **or**
- (2) **IC 14-16-1-20 authorizing an off-road vehicle to operate on a highway.**

SECTION 18. IC 9-21-9-0.5, AS AMENDED BY P.L.60-2012, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 0.5. (a) This chapter does not apply to the following:

- (1) An electric personal assistive mobility device.
- (2) A low speed vehicle.
- (3) Except as provided in subsection (b), a golf cart **or off-road**

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**vehicle.**

(b) An ordinance adopted in accordance with IC 9-21-1-3(a)(14) or IC 9-21-1-3.3(a) may require a golf cart **or off-road vehicle** to display a slow moving vehicle emblem in accordance with section 3 of this chapter or a red or amber flashing lamp in accordance with section 4 of this chapter. A fine assessed for a violation of an ordinance under this section shall be deposited in the general fund of the city, county, or town.

SECTION 19. IC 9-22-1-1, AS AMENDED BY P.L.150-2009, SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 1. This chapter does not apply to the following:

- (1) A vehicle in operable condition specifically adapted or constructed for operation on privately owned raceways.
- (2) A vehicle stored as the property of a member of the armed forces of the United States who is on active duty assignment.
- (3) A vehicle located on a vehicle sale lot.
- (4) A vehicle located upon property licensed or zoned as an automobile scrapyard.
- (5) A vehicle registered and licensed under IC 9-18-12 as an antique vehicle.
- (6) A golf cart.
- (7) An off-road vehicle."**

Page 12, between lines 11 and 12, begin a new paragraph and insert:  
"SECTION 21. IC 9-24-1-7, AS AMENDED BY P.L.125-2012, SECTION 165, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 7. (a) Sections 1 through 5 of this chapter do not apply to the following individuals:

- (1) An individual in the service of the armed forces of the United States while operating an official motor vehicle in that service.
- (2) An individual while operating:
  - (A) a road roller;
  - (B) road construction or maintenance machinery, except where the road roller or machinery is required to be registered under Indiana law;
  - (C) a ditch digging apparatus;
  - (D) a well drilling apparatus;
  - (E) a concrete mixer; or
  - (F) a farm tractor, a farm wagon (as defined in IC 9-13-2-60(a)(2)), or an implement of agriculture designed to be operated primarily in a farm field or on farm premises; that is being temporarily drawn, moved, or propelled on a public highway. However, to operate a farm wagon (as defined in

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IC 9-13-2-60(a)(2)) on a highway, an individual must be at least fifteen (15) years of age.

(3) A nonresident who:

- (A) is at least sixteen (16) years and one (1) month of age;
- (B) has in the nonresident's immediate possession a valid driver's license that was issued to the nonresident in the nonresident's home state or country; and
- (C) is lawfully admitted into the United States;

while operating a motor vehicle upon a public highway only as an operator.

(4) A nonresident who:

- (A) is at least eighteen (18) years of age;
- (B) has in the nonresident's immediate possession a valid chauffeur's license that was issued to the nonresident in the nonresident's home state or country; and
- (C) is lawfully admitted into the United States;

while operating a motor vehicle upon a public highway, either as an operator or a chauffeur.

(5) A nonresident who:

- (A) is at least eighteen (18) years of age; and
- (B) has in the nonresident's immediate possession a valid license issued by the nonresident's home state for the operation of any motor vehicle upon a public highway when in use as a public passenger carrying vehicle;

while operating a motor vehicle upon a public highway, either as an operator or a public passenger chauffeur.

(6) An individual who is legally licensed to operate a motor vehicle in the state of the individual's residence and who is employed in Indiana, subject to the restrictions imposed by the state of the individual's residence.

(7) A new resident of Indiana who possesses a valid, unrestricted driver's license issued by the resident's former state of residence, for a period of sixty (60) days after becoming a resident of Indiana.

(8) An individual who is an engineer, a conductor, a brakeman, or another member of the crew of a locomotive or a train that is being operated upon rails, including the operation of the locomotive or the train on a crossing over a street or a highway. An individual described in this subdivision is not required to display a license to a law enforcement officer in connection with the operation of a locomotive or a train in Indiana.

(b) An ordinance adopted under IC 9-21-1-3(a)(14) or

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IC 9-21-1-3.3(a) must require that an individual who operates a golf cart **or off-road vehicle** in the city, county, or town hold a driver's license."

Page 12, line 34, delete "This" and insert "**Except as provided in section 0.5 of this chapter, this**".

Page 12, between lines 36 and 37, begin a new paragraph and insert:  
"SECTION 22. IC 9-26-6-0.5, AS ADDED BY P.L.150-2009, SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 0.5. Section 1 of this chapter applies to a person removing a wrecked or damaged golf cart **or off-road vehicle** from a street or highway."

Page 15, line 31, delete "2013]." and insert "2013]:".

Page 20, line 17, after "(a)" insert "**Except as provided in IC 9-21-1-3(a)(14) and IC 9-21-1-3.3,**".

Page 20, line 17, delete "An" and insert "an".

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to SB 523 as printed January 30, 2013.)

EBERHART, Chair

Committee Vote: yeas 8, nays 1.

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