



February 8, 2013

HOUSE BILL No. 1279

DIGEST OF HB 1279 (Updated February 6, 2013 6:22 pm - DI 96)

Citations Affected: IC 2-5; IC 9-13; IC 9-18.

Synopsis: Special group and National Guard license plates. Creates the special group recognition license plate committee consisting of eight members of the general assembly, and specifies that the primary purpose of the committee is to make recommendations to the bureau of motor vehicles regarding special group recognition license plates (plate). Specifies the criteria to be met by a special group for the issuance of a plate. Specifies procedures for continued participation in the special group recognition license plate program by a special group, including sales requirements. Provides that a person who is an active member of the Army or Air National Guard may apply for and receive one or more National Guard license plates. (Current law requires that the person must be an active member of the Indiana Army or Air National Guard.) Requires the bureau of motor vehicles to design a National Guard license plate. Makes conforming amendments.

Effective: Upon passage; July 1, 2013.

Soliday, McMillin, Clere, DeLaney

January 14, 2013, read first time and referred to Committee on Roads and Transportation.
February 7, 2013, amended, reported — Do Pass.

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HB 1279—LS 7298/DI 96+



February 8, 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.

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HOUSE BILL No. 1279

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 2-5-36 IS ADDED TO THE INDIANA CODE AS
2 A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON
3 PASSAGE]:
4 **Chapter 36. Special Group Recognition License Plate**
5 **Committee**
6 **Sec. 1. As used in this chapter, "bureau" refers to the bureau of**
7 **motor vehicles created by IC 9-14-1-1.**
8 **Sec. 2. As used in this chapter, "license plate committee" refers**
9 **to the special group recognition license plate committee established**
10 **by section 4 of this chapter.**
11 **Sec. 3. As used in this chapter, "special group" has the meaning**
12 **set forth in IC 9-13-2-170.**
13 **Sec. 4. The special group recognition license plate committee is**
14 **established.**
15 **Sec. 5. The license plate committee consists of the following**
16 **eight (8) members of the general assembly:**
17 **(1) Two (2) members appointed by the president pro tempore**

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- of the senate.
- (2) Two (2) members appointed by the minority leader of the senate.
- (3) Two (2) members appointed by the speaker of the house of representatives.
- (4) Two (2) members appointed by the minority leader of the house of representatives.

Sec. 6. The chairman of the legislative council shall appoint the chairperson of the license plate committee. The term of the chairperson of the license plate committee is coterminous with the term of the chairman of the legislative council who appointed the chairperson of the license plate committee.

Sec. 7. A member of the license plate committee shall serve until a successor is appointed.

Sec. 8. A member of the license plate committee may be removed at any time by the authority who appointed the member under section 5 of this chapter.

Sec. 9. The primary purpose of the license plate committee is to make advisory recommendations to the bureau regarding special group recognition license plates under IC 9-18-25. To fulfill this purpose, the license plate committee:

- (1) shall meet at least two (2) times each year on the call of the chairperson; and
- (2) may advise the bureau regarding the following:
 - (A) The suitability of a special group to receive a special group recognition license plate for the special group for the first time.
 - (B) The suitability of a special group to continue participating in the special group recognition license plate program.

Sec. 10. Each member of the license plate committee is entitled to receive the same per diem, mileage, and travel allowance paid to legislative members of interim study committees established by the legislative council. Per diem, mileage, and travel allowances paid under this section shall be paid from appropriations made to the legislative council or the legislative services agency.

Sec. 11. The legislative services agency shall provide staff support for the license plate committee.

SECTION 2. IC 9-13-2-93.3 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 93.3. "License plate committee", for purposes of IC 9-18-25, has the meaning set forth in IC 9-18-25-0.5.

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1 SECTION 3. IC 9-18-15-1, AS AMENDED BY P.L.87-2010,
 2 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 3 JULY 1, 2013]: Sec. 1. (a) A person who is the registered owner or
 4 lessee of a:

- 5 (1) passenger motor vehicle;
- 6 (2) motorcycle;
- 7 (3) recreational vehicle; or
- 8 (4) vehicle registered as a truck with a declared gross weight of
 9 not more than eleven thousand (11,000) pounds;

10 registered with the bureau or who makes an application for an original
 11 registration or renewal registration of a vehicle may apply to the bureau
 12 for a personalized license plate to be affixed to the vehicle for which
 13 registration is sought instead of the regular license plate.

14 (b) A person who:

- 15 (1) is the registered owner or lessee of a vehicle described in
 16 subsection (a); and
- 17 (2) is eligible to receive a license plate for the vehicle under:
 - 18 (A) IC 9-18-17 (prisoner of war license plates);
 - 19 (B) IC 9-18-18 (disabled Hoosier veteran license plates);
 - 20 (C) IC 9-18-19 (Purple Heart license plates);
 - 21 (D) IC 9-18-20 (Indiana National Guard license plates);
 - 22 (E) IC 9-18-21 (Indiana Guard Reserve license plates);
 - 23 (F) IC 9-18-22 (license plates for persons with disabilities);
 - 24 (G) IC 9-18-23 (amateur radio operator license plates);
 - 25 (H) IC 9-18-24 (civic event license plates);
 - 26 (I) IC 9-18-24.5 (In God We Trust license plates);
 - 27 (J) IC 9-18-25 (special group recognition license plates);
 - 28 (K) IC 9-18-29 (environmental license plates);
 - 29 (L) IC 9-18-30 (kids first trust license plates);
 - 30 (M) IC 9-18-31 (education license plates);
 - 31 (N) IC 9-18-32.2 (drug free Indiana trust license plates);
 - 32 (O) IC 9-18-33 (Indiana FFA trust license plates);
 - 33 (P) IC 9-18-34 (Indiana firefighter license plates);
 - 34 (Q) IC 9-18-35 (Indiana food bank trust license plates);
 - 35 (R) IC 9-18-36 (Indiana girl scouts trust license plates);
 - 36 (S) IC 9-18-37 (Indiana boy scouts trust license plates);
 - 37 (T) IC 9-18-38 (Indiana retired armed forces member license
 38 plates);
 - 39 (U) IC 9-18-39 (Indiana antique car museum trust license
 40 plates);
 - 41 (V) IC 9-18-40 (D.A.R.E. Indiana trust license plates);
 - 42 (W) IC 9-18-41 (Indiana arts trust license plates);



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- 1 (X) IC 9-18-42 (Indiana health trust license plates);
 2 (Y) IC 9-18-43 (Indiana mental health trust license plates);
 3 (Z) IC 9-18-44 (Indiana Native American trust license plates);
 4 (AA) IC 9-18-45.8 (Pearl Harbor survivor license plates);
 5 (BB) IC 9-18-46.2 (Indiana state educational institution trust
 6 license plates);
 7 (CC) IC 9-18-47 (Lewis and Clark bicentennial license plates);
 8 (DD) IC 9-18-48 (Riley Children's Foundation license plates);
 9 (EE) IC 9-18-49 (National Football League franchised
 10 professional football team license plates);
 11 (FF) IC 9-18-50 (Hoosier veteran license plates);
 12 (GG) IC 9-18-51 (support our troops license plates);
 13 (HH) IC 9-18-52 (Abraham Lincoln bicentennial license
 14 plates);
 15 (II) IC 9-18-53 (Earlham College Trust license plates); or
 16 (JJ) IC 9-18-54 (Indiana Gold Star family member license
 17 plates);

18 may apply to the bureau for a personalized license plate to be affixed
 19 to the vehicle for which registration is sought instead of the regular
 20 special recognition license plate.

21 SECTION 4. IC 9-18-20-1 IS AMENDED TO READ AS
 22 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 1. The bureau shall
 23 design and issue a vehicle license plate under IC 9-18-25 that will
 24 designate a vehicle as being registered by an active member of the
 25 ~~Indiana~~ National Guard.

26 SECTION 5. IC 9-18-20-2 IS AMENDED TO READ AS
 27 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2. ~~An Indiana A~~
 28 National Guard license plate must display the following:

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

31 SECTION 6. IC 9-18-20-3 IS AMENDED TO READ AS
 32 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 3. (a) A resident of
 33 Indiana who is an active member of the ~~Indiana~~ Army or Air National
 34 Guard may apply for and receive one (1) or more license plates under
 35 this chapter.

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

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



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1 SECTION 7. IC 9-18-20-4 IS AMENDED TO READ AS
 2 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 4. ~~An Indiana~~ A
 3 National Guard license plate must be displayed on a vehicle legally
 4 registered by the person described in section 3 of this chapter.

5 SECTION 8. IC 9-18-25-0.5 IS ADDED TO THE INDIANA CODE
 6 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE
 7 UPON PASSAGE]: Sec. 0.5. **As used in this chapter, "license plate
 8 committee" means the special group recognition license plate
 9 committee established by IC 2-5-36-4.**

10 SECTION 9. IC 9-18-25-1, AS AMENDED BY P.L.87-2010,
 11 SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 12 JULY 1, 2013]: Sec. 1. This chapter does not apply to the following:

- 13 (1) Antique motor vehicle license plates (IC 9-18-12).
- 14 (2) Recovery vehicle license plates (IC 9-18-13).
- 15 (3) Personalized license plates (IC 9-18-15).
- 16 (4) Prisoner of war license plates (IC 9-18-17).
- 17 (5) Disabled Hoosier veteran license plates (IC 9-18-18).
- 18 (6) Purple Heart license plates (IC 9-18-19).
- 19 (7) ~~Indiana~~ National Guard license plates (IC 9-18-20).
- 20 (8) Person with a disability license plates (IC 9-18-22).
- 21 (9) Amateur radio operator license plates (IC 9-18-23).
- 22 (10) In God We Trust license plates (IC 9-18-24.5).
- 23 (11) Pearl Harbor survivor license plates (IC 9-18-45.8).
- 24 (12) Hoosier veteran license plates (IC 9-18-50).
- 25 (13) Support our troops license plates (IC 9-18-51).
- 26 (14) Abraham Lincoln bicentennial license plates (IC 9-18-52).
- 27 (15) Indiana Gold Star family member license plates (IC 9-18-54).

28 SECTION 10. IC 9-18-25-1.7, AS AMENDED BY P.L.2-2005,
 29 SECTION 32, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 30 UPON PASSAGE]: Sec. 1.7. **(a) This section expires January 1,
 31 2014.**

32 **(b)** Section 15 of this chapter does not apply to a college or
 33 university special group recognition license plate.

34 SECTION 11. IC 9-18-25-2, AS AMENDED BY P.L.125-2012,
 35 SECTION 112, IS AMENDED TO READ AS FOLLOWS
 36 [EFFECTIVE UPON PASSAGE]: Sec. 2. (a) The bureau shall adopt
 37 rules under IC 4-22-2 establishing the requirements to qualify for
 38 participation in the special group recognition license plate program.

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

42 (c) Each petition submitted under this section must contain the

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1 printed name, address, and signature of at least five hundred (500)
 2 members of the special group who pledge to purchase the special group
 3 recognition license plate if a special group recognition license plate is
 4 issued for the group under this chapter.

5 (d) Except as provided in subsection (e), when a petition containing
 6 the information required in subsection (c) is submitted to the bureau,
 7 the bureau may design and issue a special group recognition license
 8 plate that designates a vehicle as being registered under this chapter by
 9 a person (as defined in IC 9-13-2-124) who is a member of the special
 10 group.

11 (e) ~~This subsection expires December 31, 2013.~~ Notwithstanding
 12 subsection (d), the bureau may not approve a new special group
 13 recognition license plate in accordance with this section until July 15,
 14 2013.

15 (f) **This section expires January 1, 2014.**

16 SECTION 12. IC 9-18-25-2.3 IS ADDED TO THE INDIANA
 17 CODE AS A NEW SECTION TO READ AS FOLLOWS
 18 [EFFECTIVE UPON PASSAGE]: **Sec. 2.3. (a) Effective August 1,**
 19 **2013, a special group that seeks initial participation in the special**
 20 **group recognition license plate program must submit a completed**
 21 **application to the bureau not later than April 1 for potential**
 22 **issuance in the following year. The application must contain the**
 23 **following:**

24 (1) **The name and address of the resident agent of the special**
 25 **group.**

26 (2) **Evidence of governance by a board of directors consisting**
 27 **of at least five (5) members, a majority of whom are outside**
 28 **directors, who meet at least semiannually to establish policy**
 29 **for the special group and review the accomplishments of the**
 30 **special group.**

31 (3) **A copy of the:**

32 (A) **ethics statement;**

33 (B) **constitution and by-laws; and**

34 (C) **articles of incorporation as an entity that is exempt**
 35 **from federal income taxation under Section 501(c) of the**
 36 **Internal Revenue Code;**

37 **of the special group.**

38 (4) **Copies of the last three (3) consecutive:**

39 (A) **annual reports; and**

40 (B) **annual generally accepted auditing standards or**
 41 **government auditing standards audits;**

42 **of the special group.**

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- 1 (5) Evidence of appropriate use of resources and compliance
 2 with federal and state laws, including evidence of appropriate
 3 management and internal controls in order to ensure:
 4 (A) compliance with law;
 5 (B) that finances are used in compliance with the purpose
 6 statement of the special group; and
 7 (C) maintenance as an entity that is exempt from taxation
 8 under Section 501(c) of the Internal Revenue Code.
 9 (6) Evidence of transparency of financial and operational
 10 activities to include availability of current financial
 11 statements at any time upon the request of the bureau or a
 12 donor to the special group.
 13 (7) Evidence of internal controls to prevent conflict of interest
 14 by board members and employees.
 15 (8) A petition with the signatures of at least five hundred (500)
 16 residents of Indiana who pledge to purchase the special group
 17 recognition license plate.
 18 (9) A statement of the designated use of any annual fee to be
 19 collected by the bureau.
 20 (10) A copy of a certified motion passed by the board of
 21 directors of the special group requesting that the special
 22 group recognition plate be issued by the bureau and stating
 23 the designated use of any annual fee to be collected by the
 24 bureau.
 25 (11) Evidence of statewide public benefit from the special
 26 group.
 27 (12) Evidence of statewide public benefit from the use of the
 28 annual fee collected by the bureau.
 29 (13) Evidence that the applicant special group's use of the
 30 annual fee to be collected by the bureau and the
 31 organizational purpose statement of the special group
 32 conforms with at least one (1) of the following categories:
 33 (A) Direct health care or medical research.
 34 (B) Fraternal or service organizations.
 35 (C) Government and quasi-government. For purposes of
 36 this clause, a special group that designates the use of the
 37 fees collected for deposit in the capital projects fund
 38 established by IC 9-18-49-5(a) is considered to have a
 39 quasi-government purpose.
 40 (D) Military and veterans' affairs.
 41 (E) Public and transportation safety.
 42 (F) Universities located in Indiana for scholarships for

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- Indiana residents.
- (G) Agriculture, animals, and environment.
- (14) Evidence that the organization has prohibitions and internal controls prohibiting advocacy of the following:
 - (A) Violation of federal or state law.
 - (B) Violation of generally accepted ethical standards or societal behavioral standards.
 - (C) Individual political candidates.

(b) The bureau shall review the application for a special group recognition license plate that has been submitted to the bureau under subsection (a). Upon satisfaction to the bureau of the completeness of the information in the application, the bureau shall forward the application to the chairperson of the license plate committee for review by the license plate committee.

SECTION 13. 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) The license plate committee shall meet at least two (2) times a year at the call of the chairperson to review applications for special group recognition license plates that have been forwarded to the license plate committee by the bureau under section 2.3(b) of this chapter.

(b) After reviewing the applications, the license plate committee shall:

- (1) compile a list recommending new special group recognition license plates; and
- (2) forward to the bureau by written means the list of recommended special groups that meet the suitability for issuance of a special group recognition license plate.

The license plate committee may not recommend more than five (5) new special group recognition license plates to the bureau under this subsection in a calendar year.

(c) After receiving the list forwarded under subsection (b)(2), the bureau shall conduct an independent review of the applications, taking into consideration the recommendations of the license plate committee. The bureau may issue a special group recognition license plate in the absence of a positive recommendation from the license plate committee. However, the bureau may not issue a special group recognition license plate, unless the license plate has first been reviewed by the license plate committee and has been given a positive or negative recommendation to the bureau regarding that special group.

(d) The bureau may not issue more than five (5) special group

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1 **recognition license plates for the first time in a year.**

2 SECTION 14. IC 9-18-25-2.7 IS ADDED TO THE INDIANA
3 CODE AS A NEW SECTION TO READ AS FOLLOWS
4 [EFFECTIVE UPON PASSAGE]: **Sec. 2.7. (a) The bureau shall**
5 **determine the date of first issuance of all special group recognition**
6 **license plates in production as of July 1, 2013, and prepare a list of**
7 **the results. The bureau shall forward the list to the license plate**
8 **committee before September 1, 2013.**

9 (b) Upon receipt of the list prepared under subsection (a), the
10 license plate committee shall review the special group recognition
11 license plates that were issued initially in 2003 or earlier. In the
12 review, the license plate committee shall consider the criteria set
13 forth in section 2.3(a) of this chapter and may seek evidence of the
14 criteria from a special group. The license plate committee shall
15 recommend to the bureau that participation in the special group
16 recognition license plate program be terminated for a special
17 group that the license plate committee finds is not suitable for
18 inclusion in the program because the special group does not satisfy
19 the criteria set forth in section 2.3(a) of this chapter.

20 (c) In 2014 and subsequent years, the bureau shall forward to
21 the license plate committee the name of a special group:

22 (1) that was awarded initially a special group recognition
23 license plate by the bureau more than ten (10) years in the
24 past; and

25 (2) whose special group recognition license plate has not been
26 reviewed by the license plate committee during the ten (10)
27 year period following the initial or subsequent award of the
28 special group recognition license plate.

29 Upon receipt of the name of a special group, the license plate
30 committee shall require the special group to submit to the license
31 plate committee evidence of the criteria set forth in section 2.3(a)
32 of this chapter. Upon submission of the criteria, the license plate
33 committee shall review and recommend termination by the bureau
34 as provided in subsection (b) if the license plate committee finds
35 that termination is appropriate because the special group is not
36 suitable for inclusion in the special group license plate program.

37 (d) Upon receiving a recommendation of termination for a
38 special group under subsection (b) or (c), the bureau may:

39 (1) terminate the special group from participation in the
40 special group recognition license plate program; or

41 (2) allow the special group to continue participating in the
42 special group recognition license plate program for a period

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of not more than eighteen (18) months.

(e) If the bureau terminates the participation of a special group under subsection (d)(1):

- (1) the bureau may not issue additional special group recognition license plates to plateholders; and
- (2) a plateholder may not renew a special group recognition license plate.

If the special group desires to continue participating in the special group recognition license plate program, the special group must submit an application to the bureau containing the criteria set forth in section 2.3(a) of this chapter. The bureau shall then follow the procedure set forth in section 2.3(b) of this chapter.

(f) If the bureau allows a special group to continue participating in the special group recognition license plate program for a period under subsection (d)(2), the bureau shall:

- (1) establish the duration of the set period under subsection (d)(2); and
- (2) require the special group to submit to the bureau:
 - (A) evidence of the criteria set forth in section 2.3(a) of this chapter; and
 - (B) any additional information the bureau determines is necessary.

(g) The bureau shall:

- (1) review the evidence and additional information submitted by a special group under subsection (f)(2); and
- (2) determine whether to terminate or continue the participation of the special group in the special group recognition license plate program.

(h) After the review under subsection (g), if the bureau terminates the participation of the special group and the special group desires to continue participating, the special group must submit an application to the bureau containing the criteria set forth in section 2.3(a) of this chapter. The bureau shall then follow the procedure set forth in section 2.3(b) of this chapter.

(i) After the review under subsection (g), if the bureau continues the participation of the special group in the special group recognition license plate program, the bureau may do one (1) or more of the following:

- (1) Allow the special group to remedy the defect or the violation that caused the special group to not be suitable for inclusion in the special group recognition license plate program.

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- 1 **(2) Place restrictions on or temporarily suspend the sales of**
- 2 **special group recognition license plates for the special group.**
- 3 **(3) Require the special group to appear before the commission**
- 4 **for review or reinstatement, or both.**

5 **(j) The bureau may suspend the issuance of a special group**
 6 **recognition license plate for a special group if the bureau, upon**
 7 **investigation, has determined that the special group has advocated**
 8 **or committed a violation of federal or state law.**

9 SECTION 15. IC 9-18-25-2.8 IS ADDED TO THE INDIANA
 10 CODE AS A NEW SECTION TO READ AS FOLLOWS
 11 [EFFECTIVE UPON PASSAGE]: **Sec. 2.8. The total number of**
 12 **special group recognition license plate designs in circulation each**
 13 **year may not exceed one hundred fifty (150).**

14 SECTION 16. IC 9-18-25-15 IS AMENDED TO READ AS
 15 FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 15. (a) This**
 16 **section expires January 1, 2014.**

17 **(b) The bureau shall terminate an organization's qualification for the**
 18 **special group license plate program and no further special group**
 19 **recognition license plates shall be issued for an organization if less than**
 20 **two thousand (2,000) of the organization's special group license plates**
 21 **are sold or renewed in the first four (4) years of the five (5) year period**
 22 **beginning the earlier of January 1, 2002, or January 1 of the year in**
 23 **which the organization's special group license plate is first issued. The**
 24 **bureau shall reevaluate the organization's qualification for the special**
 25 **group license plate program every five (5) years thereafter. The bureau**
 26 **shall terminate the organization's qualification for the special group**
 27 **license plate program and no further special group recognition license**
 28 **plates shall be issued for an organization if less than two thousand**
 29 **(2,000) of the organization's special group license plates are sold or**
 30 **renewed in the first four (4) years of a subsequent five (5) year period.**

31 SECTION 17. IC 9-18-25-15.5 IS ADDED TO THE INDIANA
 32 CODE AS A NEW SECTION TO READ AS FOLLOWS
 33 [EFFECTIVE UPON PASSAGE]: **Sec. 15.5. (a) This section applies**
 34 **after January 1, 2014.**

35 **(b) In order to continue participation in the special group**
 36 **recognition license plate program, a special group must:**

- 37 **(1) sell at least five hundred (500) special group recognition**
- 38 **license plates of the special group in the first two (2) years in**
- 39 **which the license plate is offered for sale; and**
- 40 **(2) maintain the sale of at least five hundred (500) special**
- 41 **group recognition license plates during each subsequent year**
- 42 **after the initial two (2) year period of sale.**

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1 (c) If the special group fails to sell special group recognition
 2 license plates in the manner provided in subsection (b), the bureau
 3 shall place the issuance of the special group recognition license
 4 plates for the special group on probation for the subsequent year.
 5 If, in that subsequent year on probation, the special group fails to
 6 sell at least five hundred (500) special group recognition license
 7 plates, the bureau shall terminate the participation of the special
 8 group in the special group recognition license plate program. If the
 9 special group sells at least five hundred (500) special group
 10 recognition license plates in the year on probation, the
 11 participation of the special group in the special group recognition
 12 license plate program is continued. A special group shall be
 13 afforded only one (1) probationary period under this subsection.

14 (d) A special group that desires to participate in the special
 15 group recognition license plate program after termination by the
 16 bureau as set forth in subsection (c) must follow the procedure set
 17 forth in section 2.3 of this chapter.

18 SECTION 18. IC 9-18-25-16.5 IS ADDED TO THE INDIANA
 19 CODE AS A NEW SECTION TO READ AS FOLLOWS
 20 [EFFECTIVE UPON PASSAGE]: Sec. 16.5. (a) This section expires
 21 December 31, 2014.

22 (b) A license plate issued as a special group recognition license
 23 plate under IC 9-18-25 is no longer eligible for issuance by the
 24 bureau as a special group recognition license plate effective
 25 January 1, 2014, if fewer than twenty-six (26) of the special group
 26 recognition license plates were sold in 2012.

27 SECTION 19. IC 9-18-25-17 IS AMENDED TO READ AS
 28 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 17. (a) This section
 29 applies to a special group if at least ten thousand (10,000) of the special
 30 group's license plates are issued under this chapter in the first four (4)
 31 years of a five (5) year plate cycle beginning after December 31, 2001.

32 (b) Notwithstanding section 3 of this chapter, the representatives of
 33 the special group may petition the bureau to design a distinctive license
 34 plate that identifies a vehicle as being registered to a person who is a
 35 member of the special group.

36 (c) The design of the special group license plate must include a
 37 basic design for the special group recognition license plate with
 38 consecutive numerals or letters, or both, to properly identify the
 39 vehicle.

40 (d) A special group license plate must be treated with special
 41 reflective material designed to increase the visibility and legibility of
 42 the special group license plate.



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1 **(e) This section expires January 1, 2014.**
2 **SECTION 20. An emergency is declared for this act.**

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred House Bill 1279, 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 11, between lines 4 and 5, begin a new paragraph and insert:

"(j) The bureau may suspend the issuance of a special group recognition license plate for a special group if the bureau, upon investigation, has determined that the special group has advocated or committed a violation of federal or state law."

Page 11, line 41, delete "terminate the participation of the special group in the special" and insert **"place the issuance of the special group recognition license plates for the special group on probation for the subsequent year. If, in that subsequent year on probation, the special group fails to sell at least five hundred (500) special group recognition license plates, the bureau shall terminate the participation of the special group in the special group recognition license plate program. If the special group sells at least five hundred (500) special group recognition license plates in the year on probation, the participation of the special group in the special group recognition license plate program is continued. A special group shall be afforded only one (1) probationary period under this subsection."**

Page 11, delete line 42.

Page 12, delete line 1.

Page 12, between lines 5 and 6, begin a new paragraph and insert:

"SECTION 18. IC 9-18-25-16.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 16.5. (a) This section expires December 31, 2014.

(b) A license plate issued as a special group recognition license plate under IC 9-18-25 is no longer eligible for issuance by the bureau as a special group recognition license plate effective January 1, 2014, if fewer than twenty-six (26) of the special group recognition license plates were sold in 2012."

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1279 as introduced.)

SOLIDAY, Chair

Committee Vote: yeas 12, nays 0.

HB 1279—LS 7298/DI 96+



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